

OFFICE OF PUBLIC ACCOUNTABILITY  
Doris Flores Brooks, CPA, CGFM  
Public Auditor

**PROCUREMENT APPEALS**

IN THE APPEAL OF,  
MORRICO EQUIPMENT, LLC.  
  
Appellant

) **APPEAL NO: OPA-PA-13-015**  
)  
) **SCHEDULING ORDER RE HEARING**  
) **FOR APPELLANT'S APPEAL**  
)  
)

To: **Purchasing Agency:**  
Guam Power Authority (GPA)  
C/O D. Graham Botha, Esq.  
1911 Army Drive, Ste. 227  
Harmon, Guam, 96913  
Telephone: (671) 648-3203/3002

**Appellant:**  
Morrico Equipment, LLC.  
C/O Kevin J. Fowler, Esq.  
Dooley Roberts & Fowler LLP  
Suite 201, Orleans Pacific Plaza  
865 South Marine Corps Drive  
Tamuning, Guam, 96913  
Telephone: (671) 646-1222

**THIS MATTER** came before the Office of Public Accountability on November 20, 2013 for a Pre-Hearing Conference. The Purchasing Agency was represented by its counsel of record D. Graham Botha, Esq. The Appellant was represented by its counsel of record, Kevin J. Fowler, Esq. The following schedule is hereby ordered for the hearing on Appellant's Appeal, but remains subject to change at the discretion of the Hearing Officer:

**Deadline for Filing Procurement Record:** November 25, 2013 at 5:00  
The Purchasing Agency shall file the Complete Procurement Record no later than this date and time

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2 **Motion Filing Deadline:**

November 29, 2013 at 5:00 P.M.

The parties shall file and serve on the other parties, no later than this date and time, their respective motions, if any.

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5 **Filing Deadline For  
Hearing Materials:**

December 6, 2013 at 5:00 P.M.

6 Parties shall file and serve on the other parties, no later than this  
7 date and time, their respective Witness Lists, Exhibit Lists with  
8 four copies of all Exhibits, Admissions of Fact and List of Issues  
9 which require evidence or arguments to be presented at the  
10 hearing. The Appellant's Exhibits shall be marked with  
11 corresponding and sequential numbers. The Purchasing Agency's  
12 Exhibits shall be marked with corresponding and sequential letters  
13 of the alphabet. The Parties may file stipulated joint witness,  
14 exhibit, and issues lists, and admissions of fact in lieu of filing  
15 such documents separately. The term "Exhibit List" as used in this  
16 paragraph refers to exhibits that any party will present to a witness  
17 for testimonial purposes during the hearing in this matter.

14 **Filing Deadline for  
Oppositions to Motions**

December 6, 2013 at 5:00 P.M.

15 The Parties shall file and serve on the other parties, any  
16 Oppositions to any filed motions.

17 **Filing Deadline for  
Hearing Briefs:**

December 13, 2013 at 5:00 P.M.

18 The parties shall file and serve on the other parties, their Hearing  
19 Briefs summarizing their arguments concerning contested issues  
20 no later than this date and time.

21 **Filing Deadline for  
Replies to Oppositions  
to Motions:**

December 13, 2013 at 5:00 P.M.

22 The parties shall file and serve on the other parties, any replies to  
23 any oppositions to motions.

24 **Hearing Date:**

December 16, 2013 at 11:00 A.M.

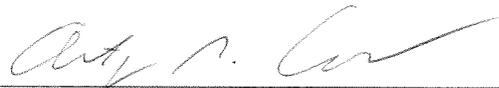
25 (Notice to issue no later than ten days prior – December 6, 2013)  
26 The Hearing will proceed in the following order: (1) Hearing on  
27 all motions, if any; (2) Opening Statements of the Parties; (3)  
28 Appellant's Case in Chief; (4) The Purchasing Agency's Case in  
Chief; (5) Closing Statements of the Parties.

1 **Filing Deadline for**  
2 **Brief Re Remedies:**

December 18, 2013, at 5:00 P.M.

3 The Parties may, but are not required to, file and serve on the other  
4 parties, additional briefs on the issue of Remedies no later than this  
5 date and time.

6 **SO ORDERED NUNC PRO TUNC** as of November 20, 2013 this 25<sup>th</sup> day of  
7 November, 2013 by:

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11 ANTHONY R. CAMACHO, ESQ.  
12 Hearing Officer  
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