

Suite 401 DNA Building
 238 Archbishop Flores St.
 Hagåtña, Guam 96910



FAX

To:	Rawlen Mantanona, Esq. Matthew Kane, Esq. (Attorneys for Triple J) Cabot Mantanona LLP	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	(671) 646-2001 (671) 646-0777	Pages:	3 (including cover page)
To:	Fred Nishihira (Legal Counsel for GSA) Office of the Attorney General	Date:	October 31, 2013
Phone: Fax:	(671) 475-3324 (671) 472-2493	Phone: Fax:	475-0390 x. 215 472-7951
CC: Phone: Fax:	Leevin T. Camacho, Esq. (Attorney for Cars Plus – Interested Party) (671) 477-8894/5 (671) 472-8896		

Re: OPA-PA-13-011 & OPA-PA-13-012 Order After Hearing/Scheduling Order

Urgent For Review Please Comment Please Reply Please Recycle

Comments:

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver.

Thank you,
 Clariza Roque
 Auditor I
croque@guamopa.org

This facsimile transmission and accompanying documents may contain confidential or privileged information. If you are not the intended recipient of this fax transmission, please call our office and notify us immediately. Do not distribute or disclose the contents to anyone. Thank you.



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

**BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEALS
TERRITORY OF GUAM**

**IN THE APPEAL OF
TRIPLE J ENTERPRISES, INC.,
Appellant.**

**Docket OPA-PA-13-011
Docket OPA-PA-13-012**

**ORDER AFTER HEARING/ SCHEDULING
ORDER**

A pre-hearing conference in the above-named appeals was held on October 30, 2013, on notice duly given to all parties of record. Present for the Appellant was Matthew S. Kane, Esq., counsel for Triple J Enterprises (“Triple J”). Present for the General Services Agency (the “Government”) was legal counsel Assistant Attorney General Fred Nishihira, Esq., who indicated that he was entering his appearance as counsel of record. Present for Interested Party, Cars Plus LLC, was Leevin T. Camacho, Esq.

As a result of the pre-hearing conference, the Public Auditor orders the following schedule:

1. No later than November 12, 2013, the parties may file with the Office of Public Accountability (“OPA”), and serve on opposing parties or counsel, oppositions or responses to any of the currently pending motions filed by Triple J. Optional replies to such oppositions/responses shall be filed and served by Triple J no later than November 15, 2013.
2. The parties may, but are not required to, file any other pre-hearing motions they wish the Public Auditor to consider. Any such motions shall be also filed with the OPA and served on opposing parties or counsel no later than November 12, 2013. Oppositions/responses

1 to any such motions shall be filed and served no later than November 19, 2013. Optional
2 replies to such oppositions/responses shall be filed and served no later than November 22,
3 2013.

4 3. The formal hearing on this appeal shall commence at 9:00 a.m., November 26, 2013, at
5 the OPA hearing room, Room 907, DNA Building, Hagåtña, Guam.

6 4. The parties shall file with the OPA, and serve on opposing parties or counsel, the
7 following materials by November 19, 2013:

8 a. Formal Hearing Brief. A formal hearing brief stating the party's respective
9 position regarding the matters at issue in the appeal, with appropriate legal
10 citations and citations to the record on appeal and Exhibits. The parties shall also
11 discuss in their briefs what relief or remedies they are asking the Public Auditor to
12 grant or award, with legal citations to applicable Guam statutes, rules, regulations,
13 and case law.

14 b. Witness Lists. Each party shall submit a witness list of individuals it intends to
15 call as witnesses at the formal hearing. The parties shall be responsible for
16 ensuring the attendance of their own witnesses at the formal hearing.

17 c. Exhibits. Each party shall submit a binder of all exhibits it intends to rely on at the
18 formal hearing.

19 d. Joint Statement. A joint statement by the parties of stipulated facts, if any.

20 5. No later than November 4, 2013, the Government shall serve a copy of this Scheduling
21 Order on any other Interested Parties to this Appeal, as the Government is the entity most
22 likely to have the correct names and addresses for such Interested Parties.

23 **IT IS SO ORDERED this 30th day of October, 2013.**

24
25 
26 **IGNACIO C. AGUIGUI, ESQ.**
27 **HEARING OFFICER**