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RECEIVED  
OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS

DATE: 12/18/2015

TIME: 3:30  AM  PM BY: MSB

FILE NO OPA-PA: 15-013

**OFFICE OF THE PUBLIC AUDITOR  
PROCUREMENT APPEALS**

IN THE APPEAL OF )  
 )  
IP&E Holdings, LLC, )  
Appellant. )  
\_\_\_\_\_ )

DOCKET NO. OPA-PA-15-013  
**PROCUREMENT RECORD  
ADDITIONAL DOCUMENTS AND  
WAIVER OF HEARING**

**COMES NOW**, D. GRAHAM BOTHA, ESQ., and hereby files the following additional documents to be included in the Procurement Record previously filed in OPA-PA-15-006 on behalf of appellee, GUAM POWER AUTHORITY (GPA). The filing consists of Amendment No. VII, and the Certification of Completed Procurement Record are attached. Counsel hereby waives the hearing previously requested in the matter.

**RESPECTFULLY SUBMITTED** this 17<sup>th</sup> day of December, 2015.

  
D. GRAHAM BOTHA, ESQ.  
GPA Legal Counsel

5th Com -  
Rec'd 12/18/15



# GUAM POWER AUTHORITY

ATURIDÁT ILEKTRESEDÁT GUAHAN  
P.O. BOX 2977 • AGANA, GUAM U.S.A. 96932-2977

October 08, 2015

AMENDMENT NO.: VII

TO

INVITATION FOR BID NO.: GPA-005-15

FOR

**DIESEL FUEL OIL NO. 2 AND AUTOMOTIVE GASOLINE, REGULAR UNLEADED FOR THE GPA  
TRANSPORTATION FLEET**

Pursuant to the decision of the Office of the Accountability, Appeal No.: OPA-PA-15-006 dated September 18, 2015, prospective bidders are hereby notified of the following:

***In compliance with 5 G.C.A. §5001 (b)(6) and 2 G.A.R., Div. 4, Chap. 1, §1102(5) – Language is hereby deleted in Part B, Section 3.13.G. of subject Bid Invitation and IFB Amendment No.: II, which requires the bidders to submit insurance policies with their bids.***

The “Stay of Procurement” has been lifted and the Authority anticipates moving forward with the award to Mobil Oil Guam.

Respectfully,

JOHN M. BENAVENTE, P.E.  
General Manager

received

CERTIFICATION of COMPLETED PROCUREMENT RECORD

Instructions: After ascertaining the statement's accuracy and truthfulness, the agency's procurement officer (director or head of agency) must sign the Certification below to indicate that the agency has kept a complete procurement record of all documents required by law. The checklist below is provided to ensure that the record is complete, and must be filled out by the procurement officer or administrator. The checklist is comprised of every item that is required by law for an invitation for bid (IFB) or a request for proposal (RFP), and therefore every item, except as noted below, must be checked for the resulting contract to be considered legally sufficient. Please assemble the procurement record in the order stated below and place it in a three-ring binder, with visible tabs for each of the items below appearing in numerical order.

IFB/RFP No: GPA-005-15 Contractor: Mobil Oil Guam Inc.

- 1. Published notice in newspaper of general circulation
2. Procurement package (IFB or RFP) issued to bidders or offerors
3. Log of distribution of procurement package
4. Amendments to IFB or RFP, if any were issued
5. Logs of distribution of amendments to IFB or RFP, but only if amendments were issued
6. Minutes or summary of pre-submission conferences, but only if conferences were held
7. Logs of attendees of pre-submission conferences, but only if conferences were held
8. Written questions from bidders or offerors, but only if any questions were received
9. Written answers, but only if any questions were received
10. Proof that written answers were provided to all potential bidders or offerors, but only if any questions were received
11. Log of bids or registry of proposals received
12. Each bid or proposal received
13. Evaluation of proposals or analysis of bids (bids are not required by law to be analyzed, but may be)
14. Tabulation of evaluations or analysis (tabulations are not required by law but recommended)
15. Letters to bidders concerning outcome of bid; for offerors, letters informing them of ranking and letter to best qualified offeror inviting negotiations
16. Memorandum of evaluations and negotiations (only required for RFP's)
17. Notice of intent to award
18. Any and all communications from or to anyone concerning any part of IFB or RFP
19. Contract, including all draft versions
20. Bid protests, if any, and responses thereto
21. Any determination required by law as may fit the circumstances

CERTIFICATION: Pursuant to 5 G.C.A. §5250, I hereby certify under penalty of perjury that I am the procurement officer responsible for administering the solicitation of the acquisition referenced above, and that I have caused to be prepared and now maintain a full and complete record of the procurement as required by law.

Signature: [Handwritten Signature]
Print Name: JOHN M. BENAVENTE, P.E. Date:
Interim General Manager