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FILE NO OPA-PA: 15-014 & 15-017

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8 *Guam Solid Waste Authority*

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


9 IN THE PROCUREMENT APPEAL OF
10 MORRICO EQUIPMENT, LLC,
11 Appellant.

APPEAL NOS. OPA-PA-15-014 &
OPA PA-15-017

**EMERGENCY MOTION TO CONTINUE
PRE-HEARING**

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15 Comes now, counsel for Purchasing Agency Guam Solid Waste Authority ("GSWA"),
16 Vanessa L. Williams, and moves to continue the Pre-Hearing in the above matters currently
17 scheduled for January 7, 2016 at 9:00 a.m. to February 12, 2016 or thereafter. This motion is
18 based on the Memorandum in Support of Motion to Continue Hearing filed concurrently
19 herewith.

20 Respectfully submitted this 5th day of January, 2016.

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24 VANESSA L. WILLIAMS, ESQ.

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MEMORANDUM IN SUPPORT OF MOTION TO CONTINUE PRE-HEARING

1. Counsel for GSWA seeks a continuance of the Pre-Hearing in the above matters currently scheduled for January 7, 2016 at 9:00 a.m. to February 12, 2016 or thereafter. Counsel has notified counsel for appellant Morrigo Equipment, LLC (“Morrigo”) of this Motion and the reasons it is being sought.

2. Counsel for Morrigo is Kevin J. Fowler, Esq. of Dooley, Roberts & Fowler LLP.

3. The basis for this Motion is as follows:

- a. Counsel was not provided notice of this hearing despite being counsel of record in OPA-PA-15-014 and the Notice of Pre-Hearing being addressed to her by name. *See* Notice of Pre-Hearing, December 28, 2015, addressed to Purchasing Agency “C/O Vanessa L. Williams Esq.”;
- b. Counsel became aware of the hearing on the evening of January 4, 2016 when she checked the Office of the Public Auditor’s website and calendar;
- c. Counsel is on maternity leave and is in early labor.

4. The hearing is a scheduling hearing, not a merit hearing. There is no reason the parties cannot confer and stipulate to deadlines for the OPA’s consideration on the pending Motion to Dismiss/Recuse, and the hearing on the merits.

Respectfully submitted this 5th day of January, 2016.



VANESSA L. WILLIAMS, ESQ.