

Appendix A: Notice of Appeal Form
PROCUREMENT APPEAL

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PROCUREMENT APPEALS

MAY 31 2007

TIME: 1000a
BY: Jr
FILE No. OPA-PA 07-003

PART I- To be completed by OPA

In the Appeal of _____)
_____)
_____)
(Name of Company), APPELLANT)
_____)
_____)

NOTICE OF APPEAL

Docket No. OPA-PA _____

PART II- Appellant Information

Name: MAEDA PACIFIC CORPORATION
Mailing Address: P.O. BOX 8110
TAMUNING, GUAM 96931
Business Address: #150 HARMON SINK ROAD
TAMUNING, GUAM 96913
Daytime Contact No: 646-4326/6050/4344

PART III- Appeal Information

- A) Purchasing Agency: GUAM INTERNATIONAL AIRPORT AUTHORITY
GIAA-C07-FY07;
B) Identification/Number of Procurement, Solicitation, or Contract: AIP NO. 3-66-0001-51
DEMOLITION & REMEDIATION OF BLOCK 3, PROJECT #GIAA-FY06-04-5
C) Decision being appealed was made on _____ (date) by:
___ Chief Procurement Officer ___ Director of Public Works ___ Head of Purchasing Agency

Note: You must serve the Agency checked here with a copy of this Appeal within 24 hours of filing.

D) Appeal is made from:

(Please select one and attach a copy of the Decision to this form)

- Decision on Protest of Method, Solicitation or Award
 Decision on Debarment or Suspension
 Decision on Contract or Breach of Contract Controversy
(Excluding claims of money owed to or by the government)
 Determination on Award not Stayed Pending Protest or Appeal
(Agency decision that award pending protest or appeal was necessary to protect the substantial interests of the government of Guam)

E) Names of Competing Bidders, Offerors, or Contractors known to Appellant:

BME & SONS, INC.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

PART IV- Form and Filing

In addition to this form, the Rules of Procedure for Procurement Appeals require the submission together with this form of additional information, including BUT NOT LIMITED TO:

1. A concise, logically arranged, and direct statement of the grounds for appeal;
2. A statement specifying the ruling requested;
3. Supporting exhibits, evidence, or documents to substantiate any claims and the grounds for appeal unless not available within the filing time in which case the expected availability date shall be indicated. [SEE ATTACHED SHEET]

Note: Please refer to 2 GAR § 12104 for the full text of filing requirements.

PART V- Declaration Re Court Action

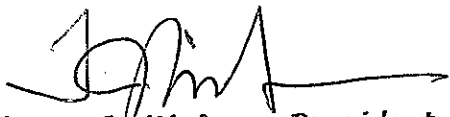
Pursuant to 5 GCA Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of the Public Auditor will not take action on any appeal where action concerning the protest or appeal has commenced in any court.

The undersigned party does hereby confirm that to the best of his or her knowledge, no case or action concerning the subject of this Appeal has been commenced in court. All parties are required to and the undersigned party agrees to notify the Office of the Public Auditor within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

Submitted this 30 day of May, 2007.

By: _____
APPELLANT

or

By:  _____
Thomas J. Nielsen, President

Appellant's Duly Authorized Representative
(Address) P.O. BOX 8110 TAMUNING, GUAM 96931
(Phone No.) 646-4326/6050/4344

APPENDIX A

PROCUREMENT APPEAL RE BID PROTEST OF MAEDA PACIFIC CORP.

1. Procedural History.

Maeda Pacific Corporation ("Maeda") was a qualified bidder for the "Demolition & Remediation of Block 3, No. GIAA – C07 – FY – 07. Bids were opened on April 23, 2007, showing Maeda Pacific's bid of \$142,000. On April 30, 2007, Maeda received a "Bid Status" report from GIAA informing Maeda that its bid was rejected because it "Failed to submit Guam Contractors License requirements of C11, copy of subcontractor's license with C68, and Resumes of key personnel." See attached Exhibit 1. Instead, the bid award was recommended to go to BME & Son's, Inc. ("BME") who bid \$265,000 (\$123,000 more than Maeda's bid).

Maeda file its protest with GIAA within 14 days, on May 14. See attached Exhibit 2.

GIAA rejected the protest on May 17 on the grounds that the protest was untimely, reiterating its original reasons for rejecting the bid, and notifying Maeda that the project had already been awarded to BME before the expiration of the time to file protests and thus minor informalities could not be waived. Finally, GIAA maintained that the protest would be rejected also because Maeda was not the lowest bidder (Primo's Equipment was at \$122,000, but Primo's did not protest its bid rejection and Maeda was the next lowest). See Exhibit 3.

Maeda has filed this appeal with the Public Auditor within 15 days of the denial of the protest.

2. Basis for Appeal.

Because Maeda filed its protest on May 14, which was within 14 days after the rejection of its bid on April 30, Maeda's protest was timely (the day of the event is not counted). Therefore GIAA's first reason to deny the protest was clear error.

GIAA apparently went ahead and awarded the contract to BME before expiration of the 14 day protest period, and then used the award as a reason not waive the "minor informalities" of Maeda's bid. GIAA thereby incurred unnecessary additional costs of \$123,000 on the project. Although the procurement law is ambiguous on this issue, what is the basis for allowing 14 days to file bid protests if the contracting agency can moot the protest before then by awarding the contract before the protest time has expired?

The low bidder, Primo's, had its bid rejected too, but filed no protest. Thus its bid expired. Maeda is the next lowest bidder and should have therefore been awarded the contract. Maeda therefore has standing to protest as "an aggrieved bidder." GIAA's finding that Maeda has no standing is also clear error.

These collateral reasons aside, GIAA should have granted the protest for the reason stated in the protest (Exhibit 3) instead of wasting \$123,000 by awarding the contract to BME. Maeda Pacific is well known to Guam (and GIAA), has the expertise and licenses

required. The documentation could have been provided without rejecting the bid, which was a wastefully expensive abuse of discretion by GIAA.

Maeda requests that the solicitation be cancelled and resolicited for rebid.

Maeda's legal counsel will be off-island from May 29-June 18, and thereon will be in arbitration until July 9. Maeda therefore requests that any hearing on this appeal be scheduled around those dates.

EXHIBIT 1



Antonio B. Won Pat
International Airport Authority, Guam
P.O. Box 8770, Tamuning, Guam 96931
Tel: (671) 646-0300 Fax: (671) 646-8823

BID STATUS

Date: 04/30/07

MAEDA PACIFIC CORPORATION
P.O. BOX 8110
TAMUNING, GUAM 96931
Tel: 646-6050 Fax: 646-6666

BID INVITATION NO.: GIAA-C07-FY07; AIP NO. 3-66-0001-51 **OPENED:** April 23, 2007

DESCRIPTION: DEMOLITION AND REMEDIATION OF BLOCK 3, PROJECT NO. GIAA-FY06-04-5

The following is the result of the above-mentioned bid. Refer to the items checked below.

- Cancelled (in it's entirety, or partially cancelled due to:**
- () Insufficient funds () Change of specifications; () Best interest of the Government
 - () Others:

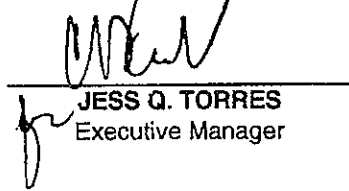
- Rejected due to:**
- () Late Submission of bid;
 - () No bid security or insufficient bid security amount submitted; as required by Section 11 of the General Terms and Conditions;
 - () Not meeting the delivery requirements as stated in the IFB;
 - (X) Non-conformance with the specifications/bid requirements**
 - () Inability to provide future maintenance and services to the equipment;
 - () High price; or
 - (X) Others:**
- Failed to submit Guam Contractors License requirements of C11, copy of subcontractor's license with C68, and Resumes of key personnel, all required under Special Reminder to Prospective Bidders.

Bid is recommended for award to:

BME & SONS, INC. For \$265,000.00

REMARKS:

GIAA appreciates your participation in this process and look forward to your interest in our future bids.
Please send your authorized representative to GIAA Procurement to pick-up your Bid Guarantee.
Kindly acknowledge receipt below and fax back at GIAA Procurement, 646-2048.


JESS Q. TORRES
 Executive Manager

cc: Admin/Proc

g Acknowledge Receipt

Sign Here: _____
 Print Name: _____
 Date: _____

CONTRACTOR LICENSE CLASSIFICATIONS

A - General Engineering Contractor

A contractor whose principal contracting business is in connection with fixed works requiring specialized engineering knowledge and skill including the following divisions and subjects: irrigation, drainage, water power, water supply, flood control, inland waterways, harbors, docks and wharves, shipyards and ports, dams and hydro-electric projects, levees, tunnels, airports and airways, sewers and sewage disposal plants and systems, waste reduction plants, bridges, overpasses, underpasses and other similar works, pipelines and other systems for the transmission of petroleum and other liquid or gaseous substances, parks, playgrounds and other recreational works, refineries, chemical plants and similar industrial plants requiring specialized engineering knowledge and skill, houses, power plants and other utility plants and installations, mines, metallurgical plants, land leveling and earthmoving projects, excavating, grading, trenching, paving and surfacing work, and cement and concrete works in conjunction with the above mentioned fixed works.

B - General Building Contractor

A contractor whose principal contracting business is in connection with any structure built, being built or to be built for the support, shelter and enclosure of persons, animals, chattels or movable property of any kind requiring in its construction the use of unrelated building trades or crafts or to do or superintend the whole or any part thereof.

C - Specialty Contractor

A contractor whose operations as such are the performance of construction work requiring special skills and whose principal contracting business involves the use of specialized building trades or crafts or licensing to meet safety standards.

- A Engineering
- B Building
- C-1 Acoustical Tile
- C-2 Aluminum Shingle & Siding
- C-3 Asphalt Paving & Surfacing
- C-4 Boiler, Hot Water Heating & Steam Fitting
- C-5 Cabinet & Millwork
- C-6 Carpentry Framing
- C-7 Carpet Laying
- C-8 Cement Concrete
- C-9 Septic Tank
- C-10 Concrete Paving & Surfacing
- C-11 Demolition
- C-12 Drywall
- C-13 Electrical
- C-13A Pole & Line
- C-14 Electrical Sign
- C-15 Electronic System
- C-16 Elevator Installation
- C-17 Excavating, Grading & Trenching
- C-18 Fencing
- C-19 Fire & Burglar Alarm
- C-20 Fire Protection
- C-21 Floor Covering
- C-22 Glazing
- C-23 Gunite
- C-24 House & Building Moving & Wrecking
- C-25 Institutional & Commercial Equipment
- C-26 Insulation
- C-27 Landscaping
- C-28 Lathing
- C-29 Lift Slab
- C-30 Limited Home Improvement & Renovation
- C-31 Masonry
- C-32 Ornamental Metal
- C-33 Painting & Decorating
- C-34 Pest Control
- C-35 Pile Driving & Foundation
- C-36 Plastering
- C-37 Plumbing
- C-38 Post Tensioning
- C-39 Reconditioning Concrete Pipeline
- C-40 Refrigeration
- C-41 Reinforcing Steel
- C-42 Roofing
- C-43 Sewer, Sewage Disposal, Drain, Cement Pipe Laying
- C-44 Sheet Metal
- C-45 Spray Texture Coatings
- C-46 Stone Masonry
- C-47 Structural Pest Control
- C-48 Structural Steel
- C-49 Swimming Pool
- C-50 Tile
- C-51 Warm Air Heating, Ventilating & Air Conditioning
- C-53 Solar
- C-54 Water Chlorination
- C-55 Waterproofing
- C-56 Welding
- C-57 Well Drilling
- C-58 Wood Flooring
- C-68 Classified Specialist

*Guam Contractors License Board
542 N. Marine Corp. Drive Suite A
Tamuning, Guam 96911
Tel: (671) 646-7262; 649-9676/2211
Fax: (671) 649-2210*

*Application
&
Information Packet
To obtain a
Guam Contractors
License*



WHO NEEDS A CONTRACTORS LICENSE?

Any person who undertakes to construct, alter, repair, add to, subtract from, improve, move, wreck or demolish any building, highway, road, railroad, excavation or other structure, project development or improvement or do any part thereof, including therewith for another person for a fee is considered a contractor, and is required by Public Law 14-51 to obtain a Contractors Licenses.

WHO DOESN'T NEED A CONTRACTOR'S LICENSE?

- 1. An officer or employee of the United States, the Territory or political subdivision, if the project or operation is performed by employees thereof;**
- 2. Any person acting as a receiver, trustee in bankruptcy, administrator or executor, or any other person acting under any order or authorization of any court;**
- 3. A person who sells or installs any finished products, materials or articles or merchandise which are not actually fabricated into and do not become a permanent fixed part of the structure, or to the construction, alteration, improvement or repair of personal property;**
- 4. Any project or operation for which the aggregate contract price for labor, materials and all other items is less than One Thousand dollars (\$1,000). This exemption shall not apply in any case wherein the undertaking is only part of a larger or major project or operation, whether undertaken by the same or a different contractor or in which a division of the project or operation is made in contracts of amounts less than One Thousand Dollars (\$1000) for the purpose of evading this Chapter or otherwise;**
- 5. A registered architect or professional engineer acting solely in his professional capacity;**
- 6. Any person who engages in the activities herein regulated as an employee with wages as his sole compensation;**
- 7. A project or operation performed by the owner with his immediate family (son, daughter, wife, husband) or regular employees (normal year round employees not hired for the construction project), for his own personal needs (not to be sold or rented) on his own premises. Otherwise such project or operation shall be deemed performed by a contractor.**
- 8. Any co-partnership or joint venture if all members thereof hold licenses issued under this Chapter or if the person or persons who have direct management of the contracting business thereof hold a license.**

TYPES OF LICENSES

RME (Responsible Management Employee)

The title "RME" is just what the name implies. The RME is the individual responsible for the direct management of the contracting business of the licensee. It is his/her responsibility to have:

1. General supervision of the construction projects undertaken by the licensee;
2. Control of technical and administrative decisions, personnel management;
3. Review of construction contracts and enforcing compliance with all laws and regulations affecting the contracting business;
4. A bona fide employee principally employed by the licensee. However, an individual may be a RME for a maximum of three (3) companies must pay for each RME license;
5. Familiarity with all projects the firm undertakes and is responsible for enforcement of record keeping of such projects;
6. In residence in the Laws of Guam during the period in which the license is in effect or during the period a project is under construction;
7. The RME must have at least four (4) years background and experience in construction and successfully pass the required testing and clearances.

SOLE PROPRIETOR

A Sole Proprietor is an individual who owns his/her own business. If the individual applies for examination and passes the necessary examinations and obtains the necessary clearances, the individual could then apply for a license as a sole proprietor and is considered his/her own RME.

PARTNERSHIP

A Partnership is a company owned by 2 or 3 people. In order for the partnership to obtain a license to operate as a contractor, it must first qualify or hire a RME. Any of the owners may apply for examination to be the RME of the partnership; however, only 1 individual is required. All partnerships must be registered with the Department of Revenue and Taxation and a copy of the partnership agreement must be filed with our office.

CORPORATION

A Corporation is a legal entity separate from the people who own it and it requires special documentation to be licensed. Like the Partnership, the Corporation must first qualify or hire an RME in order to obtain a license to operate as a contractor. Shareholders and/ or Officers of the corporation may apply for examination to be the RME; however, only 1 is required. All corporations must be registered with the Department of Revenue and Taxation and copy of the Articles, By-Laws and Certificate of Corporation must be filed with our office.

IMPROVEMENT AND RENOVATION SALESMAN

A Home Improvement and Renovation Salesman means an individual who, as a representative of a home improvement and renovation contractor, solicits for or negotiates a home improvement contract. Any individual representing more than one principal or acting on his own behalf as a home improvement and renovation salesman shall be treated for all purposes hereunder as a contractor and shall be required to hold a proper license.

CONSTRUCTION CLASSIFICATIONS

1. GENERAL ENGINEERING

A General Engineering contractor is a contractor whose principal contracting business is in connection with fixed works requiring specialized knowledge and skill including but not limited to the following: irrigation, drainage, water power, water supply, flood control, harbors, docks and wharves, airports, sewers and sewage disposal plants and systems, bridges, highways. Pipelines and other systems for the transmission of petroleum and other liquid or gaseous substances, parks, recreational works, refineries, chemical plants and similar industrial plants, paving and surfacing work, and other like construction.

2. GENERAL BUILDING

A General Building contractor is a contractor whose principal contracting business is in connection with any structure built, being built or to be built for the support, shelter and enclosure of persons, animals, chattels or movable property of any kind requiring in its construction the use of unrelated building trades or crafts or to do or superintend the whole or any part thereof.

3. SPECIALTY CONTRACTOR

A Specialty Contractor is a contractor whose operations as such are the performance of construction work requiring special skills and whose principal contracting business involves the use of specialized building trades or crafts or licensing to meet safety standards. There are a total of 59 Specialty Classifications. (See page of application for listing and definition).

STANDARD REQUIREMENTS

Any individual who wishes to obtain a Guam Contractors License must complete an "Application for Examination" (form attached) and meet, or have the following:

1. Within the last 10 years, 4 years practical experience in the classification for which they are applying for. You may be able to use technical, or apprenticeship training, or education in lieu of a portion of the practical experience requirements. (Details below)

A maximum of 1 ½ years will be granted upon submission of a copy of an AA degree from an accredited school or college in Building Construction Management.

A maximum of 2 years will be granted upon submission of the following:

*Certificate of Completion of Apprenticeship from an accredited apprenticeship program or a certified statement of completion of apprenticeship training in the classification(s) applied for or;

*A copy of a four year degree from an accredited college/university in the fields of Accounting, Business, Economics or areas related to the classification(s) applied for or;

*A copy of a professional degree in law

A maximum of 3 years will be granted upon submission of the following:

*A copy of a 4 year degree and official transcripts of record from an accredited college/university in Architecture, Construction Technology, or any field of Engineering which is directly related to the classification(s) applied for.

2. Each applicant must submit 3 "Certificates in Support of Examinee's Experience Qualification" (forms are attached) from persons who have known the applicant and can acknowledge the applicant's skills in the classifications(s) applied for.
3. Each applicant must submit sworn statements from 2 persons who have knowledge of the applicant's good reputation for honesty, truthfulness and fair dealings.
4. Each applicant must submit a current credit report.
5. Each applicant must be at least 20 year of age.

Upon completion of the application and submittal of the above requirements, the applicant will be required to pay the application fee of \$25.00 in order to be scheduled for examination in the classification(s) applied for.

The application fee is a non-refundable fee.

TESTING

The examination is taken in two Parts. Part 1 will cover the general law, as applied to construction, i.e. workers compensation, fair labor standards, wage and hour and OSHA. Part 11 will cover the trade or classification(s) applied for. Every individual who wishes to obtain a contractors license is required to take Part 1 of the examination. Not all classifications or specialties have examinations. Therefore; Part 11 will depend on what classification(s) are applied for.

Testing is conducted on the 2nd and 4th Tuesday of the month. You will be scheduled for examination when you submit your application and pay the application fee. Once you have been scheduled and you fail to take the examination, without giving prior notice, you will be required to pay the application-fee again before a new schedule can be made.

Our office has study material available for each classification that requires examination. However, these study material are available, for a fee, only upon payment of your application fee. The classification(s) being applied for will determine which study guides can be purchased.

On the date of your examination, you are required to bring with you a self addressed stamped envelope which will be used to send you your test results. In order to achieve a passing grade, you must score at least 76% or more in each examination administered.

AFTER YOU PASS THE TEST.....

Once you pass the examination, you will be required to complete an application for your license. This is the time when you must decide on the type of license you want. (Sole Proprietor, Partnership or Corporation).

SOLE PROPRIETORS are required to complete an application for license and obtain clearances from the following five (5) agencies:

**** Department of Revenue and Taxation:** Four (4) sections must clear your application. They include Business License Branch, Gross Receipts Tax Branch, Income Tax Assistance Branch and the Collection Branch.

**** Department of Labor:** Three (3) sections must clear your application. They include Workers' Compensation Section, Bureau of Labor Statistics Section and OSHA Section.

**** Department of Land Management:** Only one (1) clearance is required from this agency. The "Zone Clearance" form, which is attached to the application, must be completed in order to obtain clearance. In addition, it is advisable to bring with you proof of ownership of the lot(s) that you will be using or written authorization from the owner of the lot(s).

**** Department of Public Works:** Clearance from this agency is obtained from the Building Permits Section.

**** Department of Public Health:** You will be required to obtain clearance from this agency if you have alien labor in your work force. The purpose of this clearance is to ensure that the housing provided by your company meets the minimum requirements.

**** Peals Board:** Clearance from this agency will be obtained if you have the classification A.

In addition to the above clearances, the application must have the following documents attached to it before it can be received:

*Proof of Workers' Compensation Insurance, if applicable; and

*A copy of the latest income tax filed or a verification of account from your financial institute.

PARTNERSHIPS are also required to complete an application for license, which must be signed by all partners, and obtain clearances from the same agencies as Sole Proprietors. In addition, they are required to provide the following documents:

- **Proof of Workers' Compensation;**
- **A copy of the latest income tax filed for each partner or a verification of account from each partner's financial institute;**
- **A letter to the Contractors License board appointing the RME, with the RME's acceptance of appointment; and**
- **A copy of the partnership agreement filed with the Department of Revenue and Taxation.**

CORPORATIONS, like Sole Proprietors and Partnerships, are also required to complete an application for license, which must be signed by 2/3 of the officers, and obtain clearances from the same agencies. Additional documents that need to be submitted are:

- **Proof of Workers' Compensation;**
- **A copy of the Corporation's Articles, By-Laws and Certificate of Corporation;**
- **A letter to the Contractors License Board appointing the RME, with the RME's acceptance of appointment;**
- **A copy of the Treasurer's Statement as submitted to the Department of Revenue and Taxation.**

In addition to the above requirements, all applications for license must be accompanied by a copy of the construction contract that the company will use. This contract shall provide a clear statement of the following:

- A. Amount of contract**
- B. Date work is to commence and number of days for completion**
- C. Work to be performed and materials to be used**
- D. Approximate percentage of work to be sub-contracted**
- E. Must provide a clear statement of the risk of loss of any payments made to a salesman.**

WHAT HAPPENS NEXT????

Now that you have passed the examination(s), obtained all the clearances, and submitted all the necessary documents, our office will verify all references and ensure that everything is in order. This process includes the Licensing and Investigation Sections of our Agency reviewing your documents. Once our office has done the review, your application will be forwarded to the board of Directors for final approval.

Based on Public Law 14-51, Section 10515, the Board shall conduct an investigation on all applications and either issue a license or provide written notification to the applicant stating the reason(s) for denying a license within forty-five (45) days after the application is filed.

LICENSE FEES AND EXPIRATION DATES

Once your application is approved by the board of Directors, you will be notified on the amount of your license fee. Fees are pro-rated for new licenses as follows:

First Quarter (July to September)	\$200.00
Second Quarter (October to December)	\$150.00
Third Quarter (January to March)	\$100.00
Fourth Quarter (April to June)	\$50.00

In addition to the license fees, each licensee is required to pay a \$5.00 fee to cover the cost of the Contractors License Identification Card.

All licenses expire on June 30 of each year and must be renewed on or before to avoid forfeiture of the license. Should a licensee fail to renew on or before the expiration date, he/she will be required to submit an application for re-examination.

SPECIALTY CLASSIFICATIONS & DEFINITION LISTING

C-1 Acoustical Tile Contractor: A specialty contractor whose contracting business is the execution of the contracts requiring the ability to execute preparatory work necessary to bring surfaces to a condition where acoustical tile can be laid and to lay such tile by the use of adhesive or other acceptable installation media and to install metal suspension members and place acoustical materials for suspended ceilings.

C-2 Aluminum Shingle & Siding contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to install aluminum shingles and siding so that an acceptable water-tight surface is obtained.

C-3 Asphalt Paving & Surfacing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion, mix and place paving and surfacing consisting of graded mineral aggregates bonded with asphalt or bituminous materials so that a firm, smooth surface suitable for roadways, runways and parking areas is obtained.

C-4 Boiler, Hot Water Heating & Steam Fitting Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install fire-tube and water-tube power boilers and hot water heating boilers, including all fitting and piping, valves, gauges, pumps, radiators, convectors, fuel/oil tanks, fuel/oil lines, chimneys, fuels, heat insulation and all other devices, apparatus and equipment pertinent thereto.

C-5 Cabinet & Millwork Contractor: A specialty contractors whose contracting business is the execution of contracts requiring the ability to intelligently cut, surface, join and frame work and wood products into cabinets, cases, sash, doors, trim, non-bearing partition and such other mill products as are by the custom and usage accepted in the building and construction industry as cabinet and millwork. Included is the placing and finishing in buildings of such cabinet and millwork.

C-6 Carpentry Framing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently do carpentry framing. Such work to include floor framing and siding, roof framing including wood truss, roof sheathing and such other work as is by custom and usage accepted in the construction industry as carpentry framing. This classification also includes work of the C-58 (Wood Flooring Contractor).

C-7 Carpet Laying Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare floor surfaces to a condition where acceptable fabric floor covering can be laid thereon and to lay such covering.

C-8 Cement Concrete Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion and mix aggregates, cement and water to make acceptable concrete and to pour, place and finish same, including the placing and setting of screens and forms for driveways and sidewalks. Excluded in this classification is the work covered by classification C-10 (Paving & Surfacing Contractor)

C-9 Septic Tank Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to excavate and install septic tanks in compliance with the requirements of the Department of Public Health.

C-10 Concrete Paving & Surfacing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion, mix and place paving and surfacing consisting of graded mineral aggregates bonded with cement so that a firm, smooth surface suitable for roadways, runways and parking areas is obtained.

C-11 Demolition Contractor: A specialty contractor business is the execution of contracts requiring the ability to intelligently demolish all types of buildings or structures and to remove all of such building or structure from the premises on which it was built.

C-12 Drywall Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install gypsum wallboard systems and sheathing; to tape and fill joints and indentation of wallboard with simulated acoustic or gypsum texture. This classification does not include work performed by classification C-33 (Painting) and C-36 (Plastering) Contractors.

C-13 Electrical Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to place, install, erect or connect any electrical wires, fixtures, appliances, apparatus, raceways or conduits and lines which transmit, transform or utilize electrical energy.

C-13A Pole & Line Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to dress, ground, and anchor and erects poles designed to carry electrical wires and to connect and string electrical wires and fixtures and apparatus to and between such poles. C-13 (Electrical Contractor) is a pre-requisite to obtaining this classification.

C-14 Electrical Sign Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, install and erect electrical signs.

C-15 Electronic System Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install, maintain, repair and service electronic equipment and electronic controls for public address, intercommunication, master antenna and music distribution systems. Electronic controls include those controls in conjunction with other specialty contracting work.

C-16 Elevator Installation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, install and erect sheaves beams motors, sheaves, cable and wire rope, guides, cab, counter weight, doors(including sidewalk elevator doors), hydraulic systems, automatic and manual controls, signal systems, and all other devices, apparatus and equipment appurtenances for the usage and efficient installation and operation of electrical, hydraulic and manually-operated elevators.

C-17 Excavating, Grading & Trenching Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently dig, move and place earthen materials for a cut, fill, grade or trench, including the used of explosive in connection therewith.

C-18 Fencing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install, maintain and repair fire and burglar alarm systems.

C-19 Fire & Burglar Alarm Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install, maintain and require fire and burglar alarm systems.

C-20 Fire Protection Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently layout, fabricate and install approved types of fire prevention and protection systems including all mechanical apparatus, devices, piping and equipment appurtenances thereto except electrical devices, apparatus and wiring which shall be installed by specialty contractors in the classifications C-13 or C-15. The licensee shall have the ability to comply with applicable provisions of the NBFU Standards to meet all requirements of the local authorities having jurisdiction.

C-21 Floor Covering Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare floor surfaces to a condition where he can lay acceptable flooring with the use of linoleum, rubber, vinyl, cork, asphalt, plastic aluminates or such other materials as are by custom and usage in the construction industry known as composition flooring.

C-22 Glazing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently cut glass and to glaze frames, panels, sash and doors. It shall also include fabrication and installation of shower doors, tub enclosures, metal jalousies, store front metal and trim plastics, tempered glass doors including such items as frames and hardware and any allied products not stipulated above but affiliated with the glass and glazing industry.

C-23 Guinte Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently proportion and mix aggregates, cement and water and to pneumatically apply and finish the mix including the setting of ground wires and pencil rods to establish the finished surface planes.

C-24 House & building Moving and Wrecking Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently raise and underpin buildings so that alteration, additions, repairs and new sub-structures may be built under the permanently retained portions of such building and to move or wreck buildings provided; however, that wrecking shall be limited to those buildings which could otherwise be moved in whole or not more than three sections.

C-25 Institutional & Commercial Equipment Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install laboratory equipment, food services equipment, folding and sliding partitions, stationary metal partitions, and such other equipment and materials as are by custom and usage accepted in the construction industry as institutional and commercial equipment work. Excluded is the work done by classification C-13 (Electrical) and C-37 (Plumbing) Contractors.

C-26 Insulation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install any insulating media in buildings and structures for the sole purpose of temperature control.

C-27 Landscaping Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare plots of land for architectural horticulture and to provide decorative treatment and arrange gardens, lawns, shrubs, vines, bushes, trees and other decorative vegetation; construct conservatories, hot and green houses, drainage and sprinkler systems and ornamental pools, tanks, fabricate and place garden furniture, statuary and monuments in connection therewith.

C-28 Lathing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply wood and metal lath, or any other materials which provide a key or suction base for the support of plaster-coating; including the light gauge metal shapes for the support of metal or other fireproof lath.

C-29 Lift Slab Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently lift or lower concrete slabs or prefabricated steelwork, in a vertical dimension, into predesignated positions through the use of jacks.

C-30 Limited Home Improvement & Renovation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently perform the carpentry work to remodel and/or to make repairs to existing building or structures and to do any other work which would be incidental and supplemental to such remodeling or repairing. This contractor shall be licensed only for contractors not exceeding Three thousand Five Hundred Dollars (\$3,500).

C-31 Masonry Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently select, cut, and lay brick and other baked clay products, rough stone, cut and dressed stone, artificial stone and pre-case blocks, structural glass brick or block, laid at random or in courses with or without mortar.

C-32 Ornamental Metal Contractor: A specialty contractor, whose contracting business is the execution of contracts requiring the ability to intelligently cast, cut, shape, stamp, forge, weld, braze, solder, and fabricate any metal used in the building construction industry for the architectural treatment and ornamental decoration of buildings and structures. Excluded in this classification is the work done by classification C-44 (Sheet Metal Contractor) and C-48 (Structural Steel Contractor).

C-33 Painting & Decorating Contractor: A specialty contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces, including the taping of joints in wallboard, and to apply acceptable finishes thereon with the use of paints, varnishes, shellacs, stains, fillers, waxes and any other vehicles and materials that may be mixed and applied as finish to surfaces of buildings including texture coating and coverings.

C-34 Pest Control Contractor: A specialty contractor whose contracting business is the execution of contracts requiring a practical knowledge of the life cycles, habits and habitat of insects or pests in wood to enable him to determine where the insects or pests are and the proper method to use in ridding a building of such insects or pests. Excluded in this classification is the work done by classification C-47 (Structural Pest Control Contractor).

C-35 Pile Driving & Foundation Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently drive pilings of wood, concrete or steel to cut off same and prepare pilings for permanent foundations.

C-36 Plastering Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare mixtures of sand, gypsum, plaster, quicklime or hydrate lime and water, or materials to create a permanent surface coating; including coloring for same, and to apply such mixtures by use of a plasterer's trowel, brush or spray gun to any surface which offers a mechanical key for the support of such mixture, or to which such mixture will adhere by suction; and to apply lath or any other material that will provide a base for such mixture.

C-37 Plumbing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently install water supply piping systems, waste water piping systems and fuel gas piping systems; within such structures and works where people or animals live, work and /or assemble.

C-38 Post Tensioning Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply compression to concrete structures or various components by the use of steels, bars or wires and to bring such bars or wires to proper tension after the structures or components are built or placed.

C-39 Reconditioning Concrete Pipeline Contractor: A specialty contractor business is the execution of contracts requiring the ability to intelligently recondition or restore concrete water or sewer lines through the use of manually or machine applied grout.

C-40 Refrigeration Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently construct, erect and install devices, machinery and units including Temperature insulation units, ducts, blowers, registers, humidity and thermostatic controls for the control of air temperature below fifty degrees Fahrenheit in refrigerators, refrigerator rooms and insulated refrigerator spaces.

C-41 Reinforcing Steel contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate, place and tie still reinforcing bars (rods) of any profile, perimeter or cross section, that are or may be used to reinforce concrete buildings and structures.

C-42 Roofing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces and apply a water-tight covering to such surfaces with the use of any or all of the following: asphalt, pitch, tar, felt, glass, fabric, flax, composition, shingles, roof tile, slate and such other materials that are established by use and costumed as suitable for a water-tight cover. Included in this classification are the work performed by a C-55 (Waterproofing) contractor. Excluded in this classification is the work performed by classification C-2 (Aluminum Roofing & Siding) or C-59 (Wood Shingle & Shake) Contractors.

C-43 Sewer, Sewage Disposal, Drain, Cement Pipe Laying Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate concrete and masonry sewers, sewage disposal, and drain structures, packaged sewer disposal plants, sewage lift stations, septic tanks and appurtenances thereto; to lay iron, steel, concrete, vitreous and non-vitreous pipe; including the excavation, grading, trenching, backfilling, paving and surfacing in connection therewith.

C-44 Sheet Metal contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently cut, shape, fabricate and install sheet metal such as ornices, flashings, gutters, ladders, rainwater downspout, pand, kitchen equipment, duct work and metal flues.

C-45 Spray texture Coating Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently prepare surfaces and apply acceptable texture coating finishes. Excluded in this classification are the works performed by classification C-33 (Painting & Decorating) and C-36 (Plastering) Contractors.

C-46 Stone Masonry Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently select, cut and dress stone, and to construct ornamental walls, veneer walls and structure walls or columns from such stones; to lay stone in such manner that an acceptable paved surface is obtained and to construct stone retaining walls with or without mortar, sufficient in strength and weight to retain the earth which it was built to retain.

C-47 Structural Pest Control Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the practical knowledge of the life cycles, habits and habitats of wood-destroying insects and household pests; the ability to destroy same and to intelligently repair any damage resulting from such insects and pests. Included in these classifications is the work performed by classification C-34 (Pest Control) Contractor.

C-48 Structural Steel Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate and erect structural steel shapes, bars, rods and plated of any profile, perimeter or cross-section that are or may be used as structural members for buildings and structures, including riveting, bolting, welding and rigging in connection therewith.

C-49 Swimming Pool Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to construct swimming pools with the use construction industry trades as are necessary for the construction of such pools.

C-50 Tile Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to prepare a base upon which ceramic and other tile work, including all pseudo ceramic tile products, will adhere by suction or by adhesive and to install such tiles.

C-51 Warm Air Heating, Ventilating & Air Conditioning Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently fabricate and install warm air heating and cooling systems, complete air conditioning systems, except those air conditioning systems requiring refrigeration as an integral part of he system.

C-53 Solar Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to place, install and erect apparatus for heating, water heating, air conditioning, refrigeration or other devices powered by solar energy or conversion of solar energy to electromotive forces used or to be used for specialties listed in Public Law 14-51 or these Rules & Regulations. Pre-requisites for the classification are: C-13 (Electrical), C-37 (Plumbing), C-40 (Refrigeration) & C-51 (Warm Air Heating, Ventilating & Air Conditioning).

C-54 Water Chlorination Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to chlorinate water lines so that tests approved by the Department of Public Health show that water in such lines meet the standard of that department and is acceptable by the Department of Public Health.

C-55 Waterproofing Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently apply felt, flax, glass, asphaltum, pitch, latex or other materials or any combination for any thereof to surfaces to prevent, hold, keep and stop water vapor from penetrating and passing such materials.

C-56 Welding Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently use gases and electrical energy or other heating media, fluxes and metal rods to cause materials to become fused or jointed together.

C-57 Well Drilling Contractor: A specialty contractor whose contracting business is the execution of contracts requiring some practical knowledge for geology, hydrology, the occurrence of water in the ground, water levels in wells; the prevention of surface and sub-surface contamination and pollution of the ground-water supply; and the ability to intelligently bore, drill, excavate, and cover ground surfaces as necessary to complete the work.

C-58 Wood Flooring Contractor: A specialty contractor whose contracting business is the execution of contracts requiring the ability to intelligently law and repair wood floor and to finish such floors by sanding, filling and sealing.

C-68 Classified Specialist: A specialty contractor whose operations as such is in the performance or construction work requiring special skills and whose contracting business involves the use of specialized building trades in crafts not listed above and who meets the standards set by the board for such classification.

Temporary classification under C-68, classified specialist may be established by the board until the work performed is defined and the proper classification is established.

Guam Contractors License Board
Government of Guam
 542 N. Marine Drive Suite A Tamuning, Guam 96911
 Tel: 646-7262; 649-2211/9676; 649-2210 (Fax)

APPLICATION FOR EXAMINATION GUAM
CONTRACTORS LICENSE
 (RESPONSIBLE MANAGEMENT EMPLOYEE)
 Application Fee: \$25.00

TYPE OR PRINT LEGIBLY IN INK

Name of Applicant (Last, First, Middle Initial)	Telephone Number	
Mailing Address:		
Residential Address (House#, Street Name & Village)		
Classification Applying For		
Social Security Number	Date of Birth	Citizenship

All of the following questions must be answered. If you answer "yes" to any of the following question, attach a detailed statement identifying the transaction (i.e. past due bills, claims, suits, judgments of record or pending, or liens of record) and include the names and addresses of the parties involved. Indicate on the statement whether or not the obligation was discharged in bankruptcy.

- Are there any unpaid past due bills or claims for labor, material, or services as a result of any construction contract or work undertaken by you or any organization in which you were a member?

Yes No
- Are there now any liens, suits, or judgments of record pending as a result of any construction contract or work undertaken by you or any organization in which you were a member?

Yes No
- Have you ever been convicted of any offense in Guam, or elsewhere, other than traffic violations?

Yes No
- Have you, or any organization in which you were a member of the personnel, had a contractor's license or any professional or vocational license denied, suspended or revoke by this or any other state?

Yes No
- Are there now any judgments or admitted claims against any bond or cash deposit, in your name or in the name of any organization which you were a member, required by Law?

Yes No

WORK EXPERIENCE

Describe, in detail, your work experience. List most recent experience first.

Name and Address of Employer		Telephone Number	
Job Title	Period of Employment (Start -End)	Full-Time or Part-Time	
Describe, in detail, your duties and responsibilities			

Name and Address of Employer		Telephone Number	
Job Title	Period of Employment (Start -End)	Full-Time or Part-Time	
Describe, in detail, your duties and responsibilities			

WORK EXPERIENCE (Continued)

Describe, in detail, your work experience. List most recent experience first.

Name and Address of Employer		Telephone Number
Job Title	Period of Employment (Start -End)	Full-Time or Part-Time
Describe, in detail, your duties and responsibilities		

EDUCATIONAL or TECHNICAL TRAINING

List all educational or technical training below that pertain to the classification you are applying for. Original or certified copies of transcripts, Certificate of Degree or Apprenticeship Certification must be submitted with your application.

Name of Location of College, University or Training Institution	Course of Study	Type of Degree	Date Completed

I certify, under penalty of perjury under the laws of Guam, that the information provided above is true and correct. I also authorize the Contractors License Board to access, inquiry or obtain information necessary in order to clear my application for the purpose of obtaining a license from their office.

Signature of Applicant

Date

FOR CONTRACTORS LICENSE BOARD USE ONLY

DATE OF EXAM	CLASSIFICATION	SCORE

NOTES & COMMENTS

CERTIFICATE IN SUPPORT OF EXAMINEE'S EXPERIENCE QUALIFICATIONS

Name of Applicant (Last, First, M.I.)
Please Print Clearly or Type

CERTIFIER MUST COMPLETE THE REMAINDER OF THIS FORM

Describe, in detail, as you know, the trades and duties performed by the Applicant.

How long have you known the applicant? _____
Describe your relationship to the applicant (employee/employer, supervisor/subordinate) _____
Did the applicant demonstrate a level of knowledge and skill expected of them in the duties described above? _____

Name of Certifier	Telephone Number(s)
Mailing Address	

I declare, under penalty of perjury under the laws of Guam, that the information herein is true and correct. (6 GCA &4308)

Signature of Certifier Date

CERTIFICATE IN SUPPORT OF EXAMINEE'S EXPERIENCE QUALIFICATIONS

Name of Applicant (Last, First, M.I.)
Please Print Clearly or Type

CERTIFIER MUST COMPLETE THE REMAINDER OF THIS FORM

Describe, in detail, as you know, the trades and duties performed by the Applicant.

How long have you known the applicant? _____
Describe your relationship to the applicant (employee/employer, supervisor/subordinate) _____

Did the applicant demonstrate a level of knowledge and skill expected of them in the duties described above? _____

Name of Certifier	Telephone Number(s)
Mailing Address	

I declare, under penalty of perjury under the laws of Guam, that the information herein is true and correct. (6GCA &4308)

Signature of Certifier _____
Date

CERTIFICATE IN SUPPORT OF EXAMINEE'S EXPERIENCE QUALIFICATIONS

Name of Applicant (Last, First, M.I.)
Please Print Clearly or Type

CERTIFIER MUST COMPLETE THE REMAINDER OF THIS FORM

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Describe your relationship to the applicant (employee/employer, supervisor/subordinate) _____

Did the applicant demonstrate a level of knowledge and skill expected of them in the duties described above? _____

Name of Certifier	Telephone Number(s)
Mailing Address	

I declare, under penalty of perjury under the laws of Guam, that the information herein is true and correct. (6GCA &4308)

Signature of Certifier

Date

CERTIFICATE IN SUPPORT OF EXAMINEE'S CHARACTER

Name of Applicant (Last, First, M.I.)
Please Print Clearly or Type

CERTIFIER MUST COMPLETE THE REMAINDER OF THIS FORM

The undersigned certify that I have known the applicant, whose name is subscribed above, to have a good reputation for honesty, truthfulness and fair dealings.

Comments:

How long have you known the applicant? _____
Describe your relationship to the applicant (employee/employer, supervisor/subordinate) _____

Name of Certifier	Telephone Number (s)
Mailing Address	

Declare, under penalty under the laws of Guam, that the information herein is true and correct.
(GCA4308)

Signature of Certifier	Date
------------------------	------

Sworn and subscribed to before me on this _____, day of _____, _____.

Notary Public

CERTIFICATE IN SUPPORT OF EXAMINEE'S CHARACTER

Name of Applicant (Last, First, M.I.)
Please Print Clearly or Type

CERTIFIER MUST COMPLETE THE REMAINDER OF THIS FORM

The undersigned certify that I have known the applicant, whose name is subscribed above, to have a good reputation for honesty, truthfulness and fair dealings.

Comments:

How long have you known the applicant? _____
Describe your relationship to the applicant (employee/employer, supervisor/subordinate) _____

Name of Certifier	Telephone Number (s)
Mailing Address	

Declare, under penalty under the laws of Guam, that the information herein is true and correct.
(GCA4308)

Signature of Certifier	Date
------------------------	------

Sworn and subscribed to before me on this _____, day of _____, _____.

Notary Public

(C) SPECIALTY CONTRACTOR: This classification shall not prohibit a specialty contractor from taking and executing a contract involving the use of two (2) or more crafts or trades, if the performance of the work is less than thirty-five percent (35%) and supplemental to the performance of work in the craft for which the specialty contractor is licensed.

Acoustical Tile	Masonry
Aluminum Shingle & Siding	Ornamental Metal
Asphalt Paving & Surfacing	Painting & Decorating
Boiler, Hot Water Heating & Steam Fitting	Pest Control
Cabinet & Millwork	Pile Driving & Foundation
Carpentry Framing	Plastering
Carpet Laying	Plumbing
Cement Concrete	Post Tensioning/Prestress
Concrete Paving & Surfacing	Prefabricated Steel Building
Demolition	Reconditioning Concrete Water & Sewer Lines
Drywall	Refrigeration
Electrical	Reinforcing Steel
Electrical Pole & Line	Roofing
Electrical Sign	Sewer; Sewage Disposal Drain; Cement Pipe Laying
Electronic System	Sheet Metal
Elevator Installation	Solar
Excavating, Grading & Trenching	Spray, Texture Coating
Fire & Burglar Alarm	Structural Pest Control
Fire Protection	Structural Steel
Floor Covering	Swimming Pool
Glazing	Tile
Gunite	Warm Air Heating, Ventilating & Air Conditioning
House & Building Moving & Wrecking	Water Chlorination
Institutional & Commercial Equipment	Water Proofing
Insulation	Welding
Landscaping	Well Drilling
Lathing	Wood Flooring
Lift Slab	Wood Shingle & Shake
Limited House Improvement & Renovation	Classified Specialties

WON PAT
INTERNATIONAL AIRPORT AUTHORITY, GUAM
INVITATION FOR BID

TRIPPLICATE

SPECIAL REMINDER TO PROSPECTIVE BIDDERS

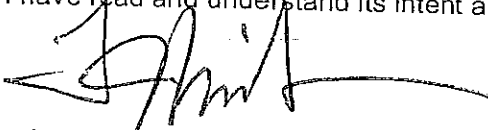
Bidders are reminded to read the Invitation to Bid and Notice to Bidders to ascertain that all the following requirements of the bid are submitted in the bid envelope at the date and time of bid opening.

1. *Bid Guarantee* in the form of cashier's check, certified check irrevocable Letter of Credit or Bid Bond. Bid bond, to be valid, must be accompanied by:
 - a. Current certificate of authority issued by the Insurance Commissioner, Department of Revenue and Taxation, Government of Guam.
 - b. Power of Attorney issued by the Surety to the Resident General Agent.
 - c. Power of Attorney issued by two (2) major officers of the surety to whoever is signing on their behalf.
2. *Disclosure of Major Shareholders:*
 - a. As a condition of bidding, any partnership, sole proprietorship or corporation doing business with the Government of Guam, shall submit an affidavit executed under oath that lists the name and address of any person who has held more than ten percent (10%) of the outstanding interest or share in said partnership, sole proprietorship or corporation at any time during the twelve (12) month period immediately preceding submission of bid. The affidavit shall contain the number of shares or the percentage of all assets of such partnership, sole proprietorship or corporation held by each person at any time during the twelve (12) month period of such ownership. In addition, the affidavit shall contain the name and address of any person who has received or is entitled to receive a commission, gratuity or other compensation for the procuring or assisting in obtaining business related to the bid for the bidder and shall contain the amount of any such commission, gratuity or other compensation. This affidavit shall be open and available to the public for inspection and copying.
 - b. Failure by any bidder to submit the Major Shareholders Disclosure Affidavit on the form furnished by GIAA shall result in the disqualification of his bid.
3. *Non-Collusion Affidavit:* The Non-Collusion Affidavit Form furnished by GIAA as part of the bid documents must be completed, signed and submitted in the bid envelope together with the bid.
4. *Bidders Statement on Previous Contracts Subject to EEO Clause.* This statement must be completed, signed, and submitted in the Bid envelope with the Bid.
5. *Certification of Non-Segregated Facilities (Contractors/Subcontractors).* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.

6. *Designation of Subcontractors.* This designation must be completed, signed, and submitted in the Bid envelope with the Bid.
7. *Statement of Experience of Bidders.* This statement must be completed, signed, and submitted in the Bid envelope with the Bid along with **Resumes** of identified personnel.
8. *Certificate Concerning Foreign Interest.* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.
9. *Standard Clause for Solicitations, Contracts and Subcontracts required for 49 CFR Part 29 (Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion).* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.
10. *Certification for Contracts, Grants, Loans, and Cooperative Agreements.* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.
11. *Buy American Certificate (Jan 1991).* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.
12. *Certification of Bidders Regarding Equal Employment Opportunity.* This certification must be completed, signed, and submitted in the Bid envelope with the Bid.
13. *Others: Copy of valid Contractor's license, including GCL Classification C11 (Demolition) and C68 (Lead and Asbestos Abatement). If scope of work for demolition and lead/asbestos abatement is to be sub-contracted, submit copy of sub-contractor's license for C11 and C68.*

This Special Reminder to Prospective Bidders must be signed and returned in the envelope containing the Bid. **Failure to comply with the above requirements will mean disqualification and rejection of the Bid.**

I, Thomas J. Nielsen, authorized representative of Maeda Pacific Corp. acknowledge receipt of this special reminder to prospective bidders, together with Bid Documents for **DEMOLITION AND REMEDIATION OF BLOCK 3, IFB NO: GIAA-C07-FY07, Project No. GIAA-FY06-04-5, AIP NO. 3-66-0001-51**, this 23rd day of April, 2007, and hereby attest that I have read and understand its intent and implications.



Thomas J. Nielsen, President

BIDDER REPRESENTATIVE'S SIGNATURE

THIS DOCUMENT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE
CONTAINING THE BID

BID PROPOSAL FORM

Date: April 23 2007

To: Executive Manager
Won Pat International Airport Authority, Guam
Tamuning, Guam 96931

Gentlemen:

The undersigned (hereinafter called the "Bidder", a Corporation
(CORPORATION, PARTNERSHIP, INDIVIDUAL)
organized and/or licensed to do business under the laws of the Island of Guam, hereby
proposes and agrees to furnish all necessary labor materials, equipment, tools and
services required for the construction of the:

**DEMOLITION AND REMEDIATION OF BLOCK 3
IFB NO: C07-FY07; PROJECT NO. GIAA-FY06-04-5
AIP No. 3-66-0001-51**

all in accordance with the drawings, specifications, and other Contract Documents
prepared by the International Airport Authority, Guam for the Total Bid Price of:

BASIC BID:

One Hundred Forty Two Thousand and 00/100 Dollars

Dollars (\$ 142,000.00).

This price is to cover all costs and expenses incurred in performing the work required
under the Contract Documents of which this Bid/Proposal is a part.

If payment is made by the Authority within fifteen (15) days after approval of the progress payment request by the Contracting Officer, the sum of one (1) percent shall be deducted for prompt payment.

The undersigned declares that he has carefully and thoroughly examined the location of and conditions at the site of the proposed work, the drawings, specifications and other contract documents and is familiar with the nature and extent of the work that is to be performed.

If written notice of the acceptance of this bid is mailed, telegraphed or delivered to the undersigned within ninety (90) days after the opening thereof, the undersigned agrees to execute the form of agreement (Formal contract) included as one of the contract documents, and to furnish a performance bond and a payment bond each in an amount equal to one hundred percent (100%) of the contract amount within twenty-one (21) calendar days after receipt of such notice.

The Bid Guaranty attached, without endorsement, in the sum of not less than fifteen percent (15%) of the amount of the bid, is furnished to the Authority as a guarantee that the contract will be executed and a performance and a payment bond will be furnished within twenty-one (21) days after the award of the contract to the undersigned. In the event that this proposal is accepted, and the undersigned bidder shall fail to execute the contract and furnish a satisfactory performance and payment bond under the conditions and within the time specified in this proposal, the Bid/Proposal Guaranty shall be forfeited as liquidated damages for the delay and additional work and costs caused thereby in obtaining another bidder, said amount being beforehand determined as reasonable and containing no penalties.

The undersigned hereby acknowledges receipt of the following addenda:

ADDENDUM NO.	DATED
<u> A </u>	<u>April 12, 2007</u>
<u> B </u>	<u>April 18, 2007</u>
<u> C </u>	<u>April 20, 2007</u>

If awarded the contract, the undersigned agrees to complete specific items of work at earlier dates as stated and the entire work within the specified calendar days of the commencement of the contract time as defined in the Contract Documents.

The undersigned understands that the GIAA reserves the right to reject any or all proposals or to waive any informality or technicality in any proposal in the interest of the GIAA.

Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion: The Bidder/Offeror certifies, by submission of this proposal or acceptance of this contract, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency. It further agrees by submitting this proposal that it will include this clause without modification in all lower tier transactions, solicitations, proposals, contracts, and subcontracts. Where the Bidder/Offeror/Contractor or any lower tier participant is unable to certify to this statement, it shall attach an explanation to this solicitation/proposal.

Representation Regarding Gratuities and Kickbacks: By signing this bid, the Bidder, Offeror, or Contractor represents that it has not violated, is not violating, and promises that it will not violate

the prohibition against gratuities and kickbacks set forth in Section 11-206 (Gratuities and Kickbacks) of the Guam Procurement Regulations.

Representation Regarding Ethical Standards for Government Employees and Former Government Employees: By signing this Bid, the Bidder, Offeror, or Contractor represents that it has not knowingly influenced and promises that it will not knowingly influence a government employee to breach any of the ethical standards set forth in Chapter 11 (Ethics in Public Contracting) of the Guam Procurement Act and in Chapter 11 of the Guam Procurement Regulations.

Covenant Against Contingent Fees: The Contractor warrants that he has not employed any person to solicit or secure this Contract upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Authority the right to terminate the contract or, as consideration, deduct the amount of such commission, percentage brokerage or contingent fee from the Contract price. This warranty shall not apply to commissions payable by Contractors upon or sales secured or made through bona fide established commercial or selling agencies maintained by the Contractor for the purpose of securing business.

Attached hereto is an affidavit in proof that the undersigned has not entered into any collusion with any person with respect to this bid proposal or any other bid proposal or the submitting of bid proposals for the contract for which this bid proposal is submitted.

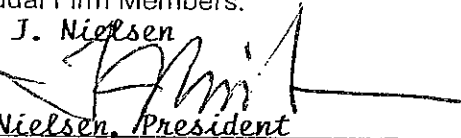
RESPECTFULLY SUBMITTED:

Type of Organization: Corporation (Corporation, Partnership, Individual, or other)

Name of Individual Firm Members:

Thomas J. Nielsen

Type and Sign:

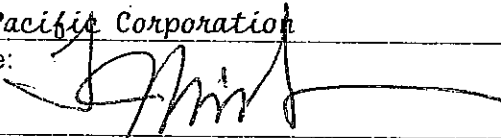


Thomas J. Nielsen, President

Title:

Mazda Pacific Corporation

Firm Name:



Authorized Representative's Signature

P.O. Box 8110 Tamuning, Guam

150 Harmon Sink Road

Mailing Address:

Physical Address:

1009

Guam Contractor's License:

671-646-6050/4326

671-646-6666

Telephone Nos.

Fax No.

Dated this 23rd day of April, 2007

**INVITATION FOR BID
BID NO. GIAA-CO7-FY07**

BID SCHEDULE

Item	Description of Item	Qty	Unit	Amount
Basic Bid Item	Provide all necessary labor, materials, equipment, tools and services required for completion of the project all in accordance with the drawings, specifications, and other contract documents	All	LS	\$ 142,000.00

COPY**BID BOND**

BOND #: 041207

KNOW ALL MEN BY THESE PRESENTS that we MAEDA PACIFIC CORPORATION as Principal, hereinafter called "Principal," and we FIDELITY AND DEPOSIT COMPANY OF MARYLAND as Surety (Bonding Company), a duly admitted insurer under the laws of the Territory of Guam, as Surety hereinafter called "Surety" are held and firmly bound unto the Won Pat International Airport Authority, Guam hereinafter called the Authority, in the penal sum of FIFTEEN PERCENT (15%) OF BID AMOUNT.

Dollars (\$15% OF BID AMOUNT), lawful money of the United States, for the payment of which sum will and truly be made, we, the said Principal and said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted the accompanying bid for the

**DEMOLITON AND REMEDIATION OF BLOCK 3
IFB NO: GIAA-C07-FY07
PROJECT NO. GIAA-FY06-04-5
AIP NO. 3-66-0001-51**

NOW THEREFORE, if the Authority shall accept the bid of the Principal, and Principal shall not withdraw said bid within ninety (90) days after the opening of bids, and shall within twenty-one (21) calendar days after the prescribed forms are presented to him for signature, enter into a written contract with the Authority in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance and proper fulfillment of such Contract and for prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter into such Contract and give such bond or bonds within the time specified, if the Principal shall pay the Authority the difference not to exceed the penalty hereof between the amounts specified in said bid and such larger amount for which the Authority may in good faith contract with another party to perform work covered by said bid or an appropriate liquidated amount as specified in the bid documents, then this obligation shall be null and void, otherwise to remain in full force and effect.

**IF CONTRACTOR ELECTS TO PROVIDE A BID BOND AS BID GUARANTEE,
THIS FORM MUST BE EXECUTED AND RETURNED IN THE ENVELOPE
CONTAINING THE BID.**

Signed and sealed this 12TH day of APRIL, 2007.

[Signature]
MAEDA PACIFIC CORPORATION
THOMAS J. NIELSEN, PRESIDENT
(PRINCIPAL)

(WITNESS)

(SEAL)

(TITLE)

[Signature]
BRION B. KANDA FOR
GREGORY E. MURRAY
(MAJOR
OFFICER OF SURETY)
ASSISTANT SECRETARY
(TITLE)

[Signature]
BRION B. KANDA FOR
THEODORE G. MARTINEZ
(MAJOR
OFFICER OF SURETY)
VICE PRESIDENT
(TITLE)

[Signature]
TAKAGI & ASSOCIATES, INC.
(RESIDENT GENERAL
AGENT)

INSTRUCTIONS TO PROVIDERS:

Notice to all Insurance and Bonding Institutions:

This Bond requires the signatures of the Vendor, two (2) major Officers of the Surety and Resident General Agent, if the Surety is a foreign or alien surety.

When the form is submitted to Won Pat International Airport Authority, Guam it should be accompanied with copies of all of the following:

1. Current Certificate of Authority to do business on Guam issued by the Department of Revenue and Taxation.
2. Power of Attorney issued by the Surety to the Resident General Agent.
3. Power of Attorney issued by two (2) major officers of the Surety to whomever is signing on their behalf.

A Bond, submitted as Bid Guarantee, without signatures and supporting documents is invalid and bids will be rejected.

**IF CONTRACTOR ELECTS TO PROVIDE A BID BOND AS BID GUARANTEE,
THIS FORM MUST BE EXECUTED AND RETURNED IN THE ENVELOPE
CONTAINING THE BID.**

MAJOR SHAREHOLDERS DISCLOSURE AFFIDAVIT

TERRITORY OF GUAM)
) SS.
 HAGATNA, GUAM)

I, the undersigned, Thomas J. Nielsen, President of
Maeda Pacific Corporation
 (a partner or officer of the company of, etc.)
 being first duly sworn, deposes and says:

1. That the persons who have held more than ten percent (10%) of the company's shares during the past twelve (12) months are as follows:

<u>Name</u>	<u>Address</u>	<u>Percentage of Shares Held</u>	<u>Dates Shares Held</u>
<u>Maeda Road Construction Co. Ltd.</u>	<u>3-11, 1-chome, Osaki Shinagawa-Ku Tokyo, JPN</u>	<u>98%</u>	<u>1976</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Total Number of Shares		<u>40,000 shares</u>	

2. Persons who have received or are entitled to receive a commission, gratuity or other compensation for procuring or assisting in obtaining business related to the bid for which this Affidavit is submitted are as follows:

<u>Name</u>	<u>Address</u>	<u>Amount of Commission or Other Compensation</u>
<u>None</u>	<u>N/A</u>	<u>N/A</u>
_____	_____	_____
_____	_____	_____

Further, affiant sayeth naught.

Date: 4/23/07

Thomas J. Nielsen, President

Signature of individual if bidder is a sole proprietorship; Partner, if the bidder is a partnership; Officer, if the bidder is a corporation.

Subscribed and sworn to before me this 23rd day of April, 2007.

Notary Public
In and for the Territory of Guam

My commission expires Dec. 20, 2010

BARBARA LG CRUZ
NOTARY PUBLIC
IN AND FOR GUAM, U.S.A.
MY COMMISSION EXPIRES: DEC. 20, 2010
P. o. Box 22409 GMF
BARRIGADA, GU 96921

THIS AFFIDAVIT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE CONTAINING THE BID

NON-COLLUSION AFFIDAVIT

AFFIDAVIT

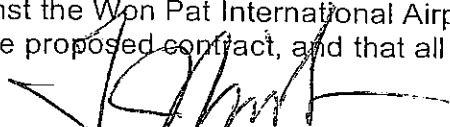
(Prime Bidder)

TERRITORY OF GUAM)
) SS.
HAGATNA, GUAM, M.I.)

I, the undersigned Thomas J. Nielsen, being first duly sworn, deposes and says:
That he is President of Maeda Pacific Corp. the party making the
 (a partner or officer of firm of, etc.)
foregoing proposal or bid for

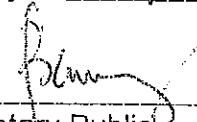
**WON PAT GUAM INTERNATIONAL AIRPORT AUTHORITY, GUAM
DEMOLITION AND REMEDIATION OF BLOCK 3
PROJECT NO. G1AA-FY06-04-5; AIP No. 3-66-0001-51**

that such proposal or bid is genuine and not collusive or sham, that said bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought by agreement or collusion, or communication or conference, with any person, to fix profit, overhead or cost element of said bid price of affiant or of that of any other bidder, or to secure any advantage against the Won Pat International Airport Authority, Guam or any person interested in the proposed contract, and that all statements in said proposal or bid are true.


Thomas J. Nielsen, President
Signature of individual if bidder is a sole Proprietorship; Partner, if the bidder is a Partnership; Officer, if the bidder is a Corporation.

Subscribed and sworn to before me this 23rd day of April, 2007

BARBARA LG CRUZ
NOTARY PUBLIC
IN AND FOR GUAM, U.S.A.
MY COMMISSION EXPIRES: DEC. 20, 2010
P. O. Box 22409 GMF
BARRIGADA, GU 96921


Notary Public
In and for the Territory of Guam
My commission expires: Dec 20, 2010, 200

**THIS AFFIDAVIT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE
CONTAINING THE BID**

BIDDER'S STATEMENT ON PREVIOUS CONTRACTS SUBJECT TO EEO CLAUSE

The Bidder shall complete the following statement by checking the appropriate boxes.

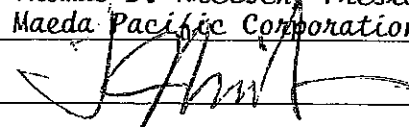
The Bidder has X has not ___ participated in a previous contract subject to the equal opportunity clause prescribed by Executive Order 11246, as amended, of September 24, 1965.

The Bidder has X has not ___ submitted all compliance reports in connection with any such contract due under the applicable filing requirements; and that representations indicating submission of required compliance reports signed by proposed subcontractors will be obtained prior to award of subcontracts.

If the Bidder has participated in a previous contract subject to the equal opportunity clause and has not submitted compliance reports due under applicable filing requirements, the bidder shall submit a compliance report on Standard Form 100, "Employee Information Report EEO - 100 I," prior to award of the contract.

Certification: The information above is true and complete to the best of my knowledge and belief.

NAME & TITLE OF SIGNER (Please Type): Thomas J. Nielsen, President of Maeda Pacific Corporation

SIGNATURE: 

DATE: April 23, 2007

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

THIS STATEMENT MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

CERTIFICATE OF BIDDER REGARDING EQUAL EMPLOYMENT OPPORTUNITY

In accordance with Executive Order 12246 (30 F.R. 12319-25), the implementing rules and regulations thereof, and orders of Secretary of Labor, a Certification regarding Equal Opportunity is required to bidders or prospective contractors and their proposed subcontractors prior to the award of contract or subcontracts.

CERTIFICATE OF BIDDER

Bidder's Name: Maeda Pacific Corporation

Address: P.O. Box 8110, Tamuning Guam 96913

Internal Revenue Service Employer Identification No. 98-0033016

1. Participation in previous contract or subcontract.
 - a. Bidder has participated in a previous contract or subcontract subject to the Equal Opportunity Clause----- YES [] NO
 - b. Compliance reports were required to be filled in connection with such contract or subcontract ----- YES [] NO
 - c. Bidder has filed all compliance reports required by Executive Orders 10925, 11114, 11246 or by regulations of the equal Employment Opportunity Commission issued pursuant to Title VII of the Civil Rights Act of 1964 ----- YES [] NO
 - d. If the answer to Item "c" above is "no", please explain in detail on the next page of this certification.
2. Dollar Amount of Bid: \$ 142,000.00
3. Anticipated Performance Period: 90 days.

**THIS CERTIFICATE MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.**

4. Expected total number of employees who will perform the proposed construction: 10.

5. Race or ethnic group designation of bidder. Enter race of ethnic group in the approximate box:

- NEGRO SPANISH AMERICAN ORIENTAL
- ALEUT AMERICAN INDIAN ESKIMO
- WHITE (OTHER THAN SPANISH AMERICAN)
- PACIFIC ISLANDER

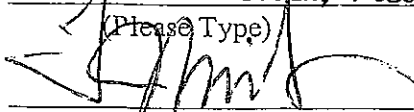
REMARKS:

Certification – the information above is true and complete to the best of my knowledge and belief.

Name and Title of Signer:

Thomas J. Nielsen, President

(Please Type)



(Signature)

April 23 2007

(Date)

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

THIS CERTIFICATE MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

CERTIFICATION OF NON-SEGREGATED FACILITIES (CONTRACTORS/SUBCONTRACTORS)

(A certification of Non-Segregated Facilities must be submitted prior to the award of a contract or subcontract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity Clause).

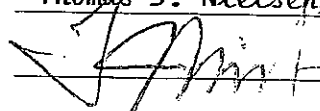
The federally assisted construction contractor certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The federally-assisted construction contractor certifies further that he will not maintain or provide for his employees any segregated facilities. The federally assisted construction contractor agrees that a breach of this certification is a violation of the Equal Opportunity Clause in this contract. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation; and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex or national origin, because of habit, local custom, or any other reason. The federally assisted construction contractor agrees that (except where he has obtained identical certifications from proposed subcontractors for specific time periods) he will obtain identical certifications from his proposed subcontractors prior to the award of subcontract exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity Clause, and that he will retain such certifications in his files.

Certification: The information above is true and complete to the best of my knowledge and belief.

NAME & TITLE OF SIGNER (Please Type):

Thomas J. Nielsen, President

SIGNATURE:



DATE:

April 23 2007

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

THIS STATEMENT MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

DESIGNATION OF SUBCONTRACTORS

The undersigned Bidder has set forth below, the name and location of the place of business of each Subcontractor who will perform work or labor or render service to the Undersigned in or about the construction of the work, and each Subcontractor who, under subcontract, will specially fabricate and install a portion of the work or improvement according to detailed drawings contained in the plans and specifications for such work to be performed under the project documents to which the attached Bid is responsible, and the portion of the work which will be done by each Subcontractor and for each subcontract in excess of one-half of one percent of the Undersigned's total aggregate bid.

Name	Address	Telephone No.	Division of Work
Nexus Guam	PMB 624, Suite 101 1270 N. Marine Drive	483-2066	Asbestos Abatement
MEDI's Incorp.	415 CHN San Antonio 431-F Tamuning, Guam USA 96913	637-7909	Asbestos Abatement

CERTIFICATION: The information above is true and complete to the best of my knowledge and belief.

Name and Title of Signer (Please Type)

*Thomas J. Nielsen, President of
Maeda Pacific Corporation*

Signature

April 23, 2007

Date

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001. Subletting part of the work is permitted in accordance with FHWA 1273 VII - Subletting or Assigning the Contract (Required Contract Provisions Federal - Aid Construction Contracts)

**THIS STATEMENT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE
CONTAINING THE BID.**

STATEMENT OF EXPERIENCE OF BIDDERS

The bidder has been engaged in the contracting business, under the present business name, for 30 years. Experience in work of a nature similar to that bid in this Proposal extends over period of 30 years.

The bidder is required to provide below or by the separate attachment a list of current major projects in progress and projects within the last 10 years illustrative of the Bidder's previous experience in construction work similar in nature to this project, including but not limited to project locations, names of Owners and contract persons representing the Owners, Contractor's bid prices, final construction costs, sizes and materials of construction, Bidder's initial construction schedules and actual completion schedule.

Bidders shall also furnish names and resumes of key personnel, particularly the Project Manager, Project Engineer and Superintendents whose assignment to this Project is anticipated.

The references provided will assist the Owner in judging the Bidder's experience, skill and business standing, and his ability to conduct work as completely and as required under the terms of Contract.

Year	Location, Magnitude & Type of Work	Owner/Contractor
	<i>See Attachment #1</i>	

THIS STATEMENT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE CONTAINING THE BID.

Bank References:

Bank of Guam

Citibank

Certification: The information above is true and complete to the best of my knowledge and belief.

NAME & TITLE OF SIGNER (Please Type): Thomas J. Nielsen, President of Maeda Pacific Corporation

SIGNATURE: [Handwritten Signature]

DATE: April 23, 2007

NOTE: The penalty for making statements in offers is prescribed in 18 U. S. C. 1001.

THIS STATEMENT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE CONTAINING THE BID.

CERTIFICATE CONCERNING FOREIGN INTEREST

The Contractor or Subcontractor, by submission of an offer and/or execution of a contract, certifies that it:

- a. Is not owned or controlled by one or more citizens or nationals of a foreign country included in the list of countries that discriminate against U.S. firms published by the Office of the United States Trade Representative (USTR);
- b. has not knowingly entered into any contract or subcontract for this project with a contractor that is a citizen or a national of a foreign country on said list, or is owned or controlled directly or indirectly by one or more citizens or nationals of a foreign country on said list.
- c. has not procured any product nor subcontracted for the supply of any product for use on the project that is produced in a foreign country on said list.

Unless the restrictions of this clause are waived by the Secretary of Transportation in accordance with 49 CFR 30.17, no contract shall be awarded to a Contractor or Subcontractor who is unable to certify to the above. If the Contractor knowingly procures or subcontracts for the supply of any product or service of a foreign country on the said list for use on the project, the Federal Aviation Administration may direct, through the sponsor, cancellation of the contract at no cost to the Government.

Further, the Contractor agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification without modification in each contract and in all lower tier subcontracts. The Contractor may rely upon the certification of a prospective Subcontractor unless it has knowledge that the certification is erroneous.

The Contractor shall provide immediate written notice to the sponsor if the Contractor learns that its certification or that of a subcontractor was erroneous when submitted or has become erroneous by reason of changed circumstances. The Subcontractor agrees to provide immediate written notice to the Contractor, if at any time it learns that its certification was erroneous by reason of changed circumstances.

This certification is a material representation of fact upon which reliance was placed when making the award. If it is later determined that the Contractor or Subcontractor knowingly rendered an erroneous certification, the Federal Aviation Administration may direct, through the sponsor, cancellation of the contract or subcontract for default at no cost to the Government.

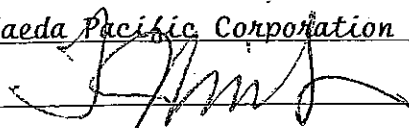
THIS CERTIFICATE MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by this provision. The knowledge and information of a Contractor is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

This certification concerns a matter within the jurisdiction of an agency of the United States of America and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18, United States Code, Section 1001.

Certification: The information above is true and complete to the best of my knowledge and belief.

NAME & TITLE OF SIGNER (Please Type): Thomas J. Nielsen, President of
Maeda Pacific Corporation

SIGNATURE: 

DATE: April 23 2007

NOTE: *The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.*

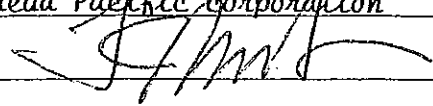
THIS CERTIFICATE MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

**STANDARD CLAUSE FOR SOLICITATIONS, CONTRACTS, AND
SUBCONTRACTS REQUIRED FOR 49 CFR PART 29**

**CERTIFICATION REGARDING DEBARMENT, SUSPENSION,
INELIGIBILITY AND VOLUNTARY EXCLUSION**

The Bidder/Offeror certifies, by submission of this proposal or acceptance of this contract, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency. It further agrees by submitting this proposal that it will include this clause without modification in all lower tier transactions, solicitations, proposals, contracts, and subcontracts. Where the Bidder/Offerer/Contractor or any lower tier participant is unable to certify to this statement, it shall attach an explanation to this solicitation/proposal.

NAME & TITLE OF SIGNER (Please Type): Thomas J. Nielsen, President of
Maeda Pacific corporation

SIGNATURE: 

DATE: April 23 2007

THIS STATEMENT MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

CERTIFICATION FOR CONTRACTS, GRANTS, LOANS, AND COOPERATIVE AGREEMENTS

The undersigned certifies, to the best of his or her knowledge and belief, that:

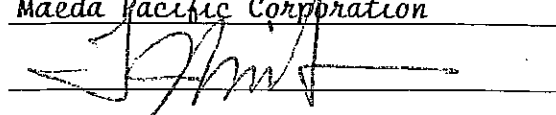
1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobby Activities," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U. S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

NAME & TITLE OF SIGNER (Please Type):

*Thomas J. Nielsen, President of
Maeda Pacific Corporation*

SIGNATURE:



DATE:

April 23 2007

THIS CERTIFICATE MUST BE COMPLETED AND RETURNED
IN THE ENVELOPE CONTAINING THE BID.

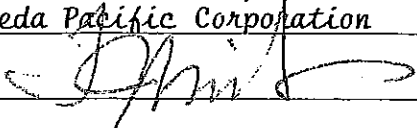
BUY AMERICAN CERTIFICATE (JAN 1991)

By submitting a Bid/Proposal under this solicitation, except for those items listed by the Offeror below or on a separate and clearly identified attachment to this Bid/Proposal, the Offeror certifies that steel and each manufactured product, is produced in the United States (as defined in the clause Buy American – Steel and Manufactured Products, or Buy American – Steel and Manufactured Products for Construction Contracts) and that components of unknown origin are considered to have been produced or manufactured outside the United States.

Offerors may obtain from the Chief Engineer, Won Pat International Airport Authority, Guam lists of articles, materials, and supplies excepted from this provision.

Product	Country of Origin

NAME & TITLE OF SIGNER (Please Type): Thomas J. Nielsen, President of
Maeda Pacific Corporation

SIGNATURE: 

DATE: April 23, 2007

THIS CERTIFICATE MUST BE COMPLETED AND RETURNED IN THE
ENVELOPE CONTAINING THE BID.

STANDARD CLAUSE FOR DISADVANTAGED BUSINESS ENTERPRISES REQUIRED FOR 49 CFR PART 26

CERTIFICATION REGARDING RACE, COLOR, NATIONAL ORIGIN, OR SEX DISCRIMINATION

The Bidder/Offeror certifies that, by submission of this proposal or acceptance of this contract, neither it nor its principals shall discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The Bidder/Offeror/Contractor will carry out applicable requirement of 40 CPR Part 26 in the award and administration of this contract. Failure by the Bidder/Offeror/Contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as GIAA deems appropriate.

NAME & TITLE OF SIGNER (Please Type):

Thomas J. Nielser, President of Maeda Pacific Corporation

SIGNATURE:

[Handwritten Signature]

DATE: 4/23/07

April 23 2007

THIS STATEMENT MUST BE COMPLETED AND RETURNED IN THE ENVELOPE CONTAINING THE BID.

List of

Key Personnel

THOMAS J. NIELSEN

President

102 Tumon Horizon Condo

Tumon, Guam 96913

Telephone No. 646-8301

TSUTOMU YAMAKAWA

Vice President/Engineering Manager

Unit # 203 Villa De Matua Condo

Tamuning, Guam 96913

Telephone No.: 646-6050

PEDRITO N. YPARRAGUIRRE

Asst. Chief Engineer/Project Engineer

332 A. Tun Luis Tugon Street

Yigo, Guam 96929

Telephone No.: 653-2746

Fernando P. Tomboc

Project Engineer

P.O. Box # 9465

Dededo, Guam 96912

Telephone No.: 632-6726

RAFAEL L. MAGSINO

Project Engineer

P.O. Box # 2441

Barrigada, Guam 96921

Telephone No.: 653-1325

MAEDA PACIFIC CORPORATION
GENERAL CONTRACTOR

Major Completed Demolition Projects

Year	Demolition Project Name	Owner/Architect	Amount	Area Size
1 9 9 3	Old Grand Hotel	Maeda Pacific Corporation	\$ 160,000.00	
1 9 9 4	Inarajan High School Classrooms	Department of Public Works	\$ 388,000.00	21,000 sf.
1 9 9 9	C.L. Taitano Elementary School	Department of Public Works	\$ 55,800.00	22,000 sf.
1 9 9 9	Old Guam Memorial Hospital	Department of Public Works	\$ 1,130,000.00	120,000 sf.
2 0 0 0	Lockwood Terrace at Navy	Black Construction	\$ 48,000.00	15,400 sf.
2 0 0 3	Tiyan Block 1 & 2	Guam International Airport Authority	\$ 203,600.00	48,500 sf.
2 0 0 3	Demolition of Fujita Hotel	Fujita Hotel Guam	\$ 495,000.00	
2 0 0 6	Demolition of Buildings at NCS	Chugach Support Services	\$ 606,400.00	
2 0 0 6	DFS Façade Renovation & Demolition	Watts Contractors, LLC.	\$ 764,062.00	
2 0 0 7	Demolition of Homes at North Tipalao	Watts Contractors, LLC.	\$ 1,200,000.00	

MAEDA PACIFIC CORPORATION

MAJOR PROJECTS FROM (1995 - 2006)

Attachment #1 1 of 3

NO.	Project Name	Owner/Architect	Amount	Date Completed
1	San Vitores Lights Maintenance	DPW / DPW	437,400.00	1995
2	Fidelity Commercial Building	Fidelity Enterprises / D. Tan	460,000.00	1995
3	Agana / Asan / Piti / Water, Package " B "	PUAG / JC Tenorio & Associates	1,981,000.00	1995
4	San Ramon Hill Roadway Network	DPW / DPW	1,800,000.00	1996
5	Tumon / Tamuning, Water Line	PUAG / DEV. & Associates	1,855,000.00	1996
6	As - Atdas Housing Civil	GHC / MCL Architects	1,080,000.00	1996
7	Reconstruction of Route 16	DPW / Barrett Consulting	10,000,000.00	1997
8	Laguina Estates Civil	Int'l. Subdivision / Duenas & Assocites	975,000.00	1997
9	AAFB South Ramp # 7	AAFB / JC Tenorio & Associates	598,000.00	1998
10	Lada Estates Affordable Subdivision	Guam Housing Corp. / Duenas & Associates	10,460,000.00	1998
11	PIC Tower III, Civil Works	Tokyu Construction / TRSA	1,056,000.00	2000
12	Reconstruction of Route 3, Phase I	DPW / WB Flores	6,983,515.00	2000
13	Saipan Airport Taxiway "F"	Commonwealth Port Authority	522,000.00	2001
14	Lower Base Refuse Transfer Station	DPW / Saipan / HK Pangelinan & Associates	4,195,000.00	2002
15	Navy Hill Road Improvement	DPW - Saipan / HK Pangelinan & Associates	1,170,000.00	2002
16	Route 27 Modification & Traffic Signal Installation	DPW / DPW	252,000.00	2003
17	Demolition & Remediation of Blocks 1 & 2	Guam International Airport Authority	203,600.00	2003
18	Kagman Waterline	CUC - Saipan	1,700,000.00	2004
19	Route 1 Reconstruction & Widening of Phase II	DPW / GMP & Associates	5,143,000.00	2004
20	Garapan Pedestrian Mall (Saipan)	DPW / DPW	3,310,000.00	2004
21	Playground Equipment Repairs	Kellog Brown & Root	1,134,000.00	2004
22	GIAA Guam Waterline	DPW / GIAA	894,000.00	2004
23	Replace Water Off-Base Supply System	Department of Navy	13,290,439.00	2006
24	Oceanview Garden Subdivision (Civil)	Tom Perez/William Berry	1,195,786.94	2005
25	Hatgana Parking Lot	Oscar Miyashita/CM Inc.	494,560.00	2005
26	Hotel Street Improvement (Coral Tree)	DPW / Saipan	845,000.00	2005
27	Beach Road Hazard Elimination	DPW / Saipan	1,203,808.00	2005
28	Veterans Cemetary	DPW / Saipan	1,282,018.00	2006
29	Relocation of Water Catchment	DPW / Saipan	2,294,000.00	2006
30	Reconstruction & Widening of Route 27A (Fatima St.)	Department of Public Works (Guam)	2,147,144.00	2006
31	Reconstruction & Widening of Route 3 Phase 2	Department of Public Works (Guam)	5,840,000.00	2006
32	Demolition of Various Building at NCS	Chugach Support Services	606,400.00	2006
33	Reconstruction of Pale San Vitores - Tumon	Department of Public Works (Guam)	7,900,000.00	2006
34	DFS Façade Renovation	WATTS Contractors LLC..	764,062.89	2006
35	PIC Kiddie Pool	Pacific Island Club	218,000.00	2006
36	Design Build Replace Tphoon Damage at Tipalao	WATTS Contractors LLC..	4,476,000.00	2006

GUAM CONTRACTORS LICENSE BOARD
Company Name: Maeda Pacific Corporation
License No. 1009
RME Name: Thomas L. Nilsen
RME No. 2091

This is to certify that above named person is license for:
A & B

[Signature]
Licensee's Signature

Expiration Date:
June 30, 2007

License Type:
Corporation
[Signature]
Terezo R. Mortera
GLCB Registrar



Guam Contractors License Board

Contractor's License

Felix P. Camacho
Governor of Guam

Kaleo S. Moylan
Lt. Governor of Guam

Pursuant to the provisions of Chapter VII Title XI of the Government Code of Guam and the Rules and Regulations of the Contractors License Board, the Registrar of Contractors hereby issues this license to:

Maeda Pacific Corporation

To engage in the business or act in the capacity of a contractor in the following classifications:

A & B

This license is the property of the Registrar of Contractors, not transferable, and shall be returned to the Registrar upon demand when suspended, revoked or invalidated for any reason. It becomes void if not renewed on or before June 30 of each year.

Issued: GRT No. Expires: Lic. No. Cert. No.
 3179 June 30, 2007 1009 C-0506-0033

[Signature]
Chairman of the Board

[Signature]
Terezo R. Mortera, Registrar of Contractors



Signature of RME

[Signature]
Signature of Licensee

EXHIBIT 2

Law Office
THOMAS McKEE TARPLEY
A Professional Corporation

Telephone: (671) 472-1539
Facsimile: (671) 472-4526

Bank of Hawaii Building
134 West Soledad Avenue, Suite 402
Hagåtña, Guam 96910

Email: tarpley@guam.net

May 14, 2007

VIA HAND DELIVERY

Chief Procurement Officer
Antonio B. Won Pat International
Airport Authority
Tamuning, Guam

Re: **Bid Protest concerning Project No. GIAA-FY06-04-5**
(Demolition and Remediation of Block 3)

Dear Sir:

On April 30, 2007 GIAA issued a Bid Status Report rejecting the bid of Maeda Pacific Corporation on the above-referenced project. The stated basis for the rejection was non-conformance with the bid requirements in three minor instances:

1. Maeda Pacific failed to submit the Guam Contractor's License requirements of C11 (demolition);
2. A copy of the subcontractor's license with the C68 speciality classification (asbestos abatement); and
3. Maeda Pacific failed to submit the resumes of its key personnel.

These are minor infractions as to form rather than substance affecting Maeda Pacific's bid. Maeda Pacific is familiar to GIAA, as to this contractor has often worked for GIAA on past projects. Maeda Pacific is a general contractor under both A and B classifications. Under Guam regulations, any company that qualifies as a general building

Chief Procurement Officer
Antonio B. Won Pat International
Airport Authority
Tamuning, Guam
Page -2-

contractor classification shall automatically be deemed to hold or be qualified for a contractor's license in specialty classifications, such as demolition. Indeed, Maeda Pacific is licensed to perform demolition work.

Likewise, its subcontractor Nexus Environmental Group Guam holds a C68 specialty license for asbestos abatement. A copy of this contractor's license is enclosed herewith.

Lastly, the list of key personnel was provided in Maeda Pacific's bid. GIAA is familiar with all of Maeda Pacific's key personnel. Failure to supply the resumes was a minor infraction and oversight. The resumes are provided herewith.

In short, because Maeda Pacific qualifies in all material respects to perform the work, GIAA should consider the failure to provide documentation as being a minor informality which may be waived pursuant to 2 GAR §3109. These informalities do not affect the price, quantity, quality, delivery, or contractual conditions of the project. Considering that Maeda Pacific's bid of \$142,000 is considerably lower than BME & Sons, Inc. bid of \$265,000, it clearly is not in the best interests of the territory of Guam to forsake Maeda Pacific's qualification for this project.

Accordingly, Maeda Pacific Corporation respectfully protests the rejection of its bid, and requests that the minor informalities be waived and the project be awarded to Maeda Pacific Corporation.

Sincerely,



Thomas M. Tarpley, Jr.

encls:

cc: Maeda Pacific Corporation

Guam Contractors License Board

Contractor's License

Helen P. V. Amador
Governor of Guam

Rafael S. Muelan
Deputy Governor of Guam

Pursuant to the provisions of Chapter 17, Title 21 of the Laws of Guam, I do hereby commend the Honorable Rafael S. Muelan, Deputy Governor of Guam, to exercise the powers of the Governor in the execution of the Contractor's License hereby assigned herein to:

Kalani Norton
Nexus Environmental Group Guam

To engage in the business of acting as the contractor of a contract on the following job title(s):

B & C65 (Asbestos Abatement)

This license is expressed to be in full force and effect, and shall be void if the licensee fails to comply with the conditions of the license or if the license is suspended or annulled for any reason. It becomes void if not exercised on or before June 30, 2007.

Class:

ORI No.

Expires:

Lic. No.

Gen. No.

N/A

June 30, 2007

2941

R-0506-1067

Helen P. V. Amador, Governor of Guam

Helen P. V. Amador, Governor of Guam



Signature of RGI

Signature of Licensee

Thomas J. Nielsen
President
Maeda Pacific Corporation

Resume

ADDRESS:

103 Horizon Condo, Tamuning, Guam 96931

EDUCATIONAL ATTAINMENT:

1990 - Bachelor of Business Administration – Management
University of Guam

OTHER QUALIFICATIONS:

Guam Contractor's License (RME #2091)
Past President, Guam Contractors' Association (1989 – 1991)
Past Chairman, Job Training Partnership Act (1987 – 2000)
Thirty years experience in construction management
Numerous safety and management training seminars

EMPLOYMENT HISTORY:

Maeda Pacific Corporation
August 1977 – Present

Joined the company as assistant to the President, involved in all daily activities of the company including preparation of bids, meeting with clients and government officials, and all other duties as assigned by the President. Was instrumental in the company expansion to Micronesia during the 1980's including Saipan, Pohnpei, Chuuk and Palau. Acted as liaison between the company and governments / clients. In 1983 was promoted to Business Manager in charge of marketing and obtaining work. In 1994 was promoted to General Manager of the company in charge of all operations including new work, scheduling, personnel, financing, subcontracting, government relations, execution of work, safety, quality control and others. In 1996 promoted to Vice President with same duties.

In 2004 promoted to President of the company reporting to the Board of Directors. Since that time responsible for all aspects of the company with yearly gross revenues between \$10 and \$15 million per year.

Tsutomu Yamakawa
Vice President / Manager of Engineering
Maeda Pacific Corporation

Resume

ADDRESS:

PO Box 8110, Tamuning, Guam 96931

EDUCATIONAL ATTAINMENT:

1973 – Graduated from Dept. of Civil Engineering, Sasebo Higher Technical School

OTHER QUALIFICATIONS:

- Registered 2nd Class Civil Engineer for Construction Administration, Japan Reg. No. 51711066
- Registered Assistant Surveyor, Japan Reg. No. 3476790

EMPLOYMENT HISTORY:

Maeda Pacific Corporation

April 2005 – Present

Appointed as Vice President and Manager of Engineering for Maeda Pacific Corporation. Duties include assisting the President in carrying out all construction projects, relations with clients and subcontractors, scheduling, job site safety and production. Also involved in business development.

Maeda Road Construction Co., Ltd.

May 2000 – April 2005

Assigned to Hiroshima, Japan Branch Office as Civil Engineer in charge of special projects, responsible for all scheduling, subcontractors, material ordering and production.

Maeda Pacific Corporation

May 1990 – May 2000

Assigned to Guam as Civil Engineer to assist on all construction projects. In 1993 he was appointed to the Board of Directors. Duties included responsibility for all project activities.

Maeda Road Construction Co., Ltd.

April 1973 – May 1990

Joined Maeda Road Construction in Japan as a Civil Engineer. Duties included supervision of various civil and mechanical works. Assisted site foremen and skilled workers on various trades in completing the work on time and with quality. Coordinated with government agencies, inspectors, owners and consultants. Assisted Project Managers and other Engineers in scheduling and daily task works.

Pedrito N. Yparraguirre
Assistant Manager of Engineering
Maeda Pacific Corporation

Resume

ADDRESS:

P.O. Box 7315, Tamuning, Guam 96911

EDUCATIONAL ATTAINMENT:

1971 – Mapua Institute of Technology, Manila, Philippines
& University of San Carlos, Cebu City, Philippines
B.S. Architecture

OTHER QUALIFICATIONS:

Socio-Economic Profile Formulation Seminar, Philippines
Project Management Information Systems, Philippines
OSHA Accident Prevention Workshop, Guam
National Highway Institute, CPM Training, DPW Guam, 2004
Construction Quality Management for Contractors, Jan. 2006

EMPLOYMENT HISTORY:

Maeda Pacific Corporation

1990 – Present

Assigned as Project Manager for various projects including hotel construction civil works, water system improvements and road construction. Prepared schedules and monitored progress of quality of work. Supervise workforce and subcontractors to insure compliance with all safety, quality control and timely completion. Prepare daily reports and conduct progress meetings. Prepare shop drawings, submittals, as-builts, bills of materials and estimates. In 2000 promoted to Assistant Engineering Manager in charge of support for all projects of the company. Duties including project schedules, quality control and safety. Reports to the Engineering Manager

Maeda Construction Co., Ltd.

1983 – 1990

Started as Asst. Project Engineer and ended as Project Engineer. Prepared daily reports to inspectors, conduct safety meeting and prepared incident reports, shop drawings, as-built drawings and submittals. Coordinated with AAFB ATF, regarding permits prior to excavation, traffic closures and welding. Complied test reports for sieve analysis, field densities and concrete specimens. Performed miscellaneous office and field duties as directed.

Fernando P. Tomboc
Project Superintendent
Maeda Pacific Corporation

Resume

ADDRESS:

368 Macheche Ave., Dededo, Guam

EDUCATIONAL ATTAINMENT:

1964 – National University, Manila Philippines
BS Geodetic Engineering, BS Civil Engineering (Philippines)

OTHER QUALIFICATIONS:

Construction Quality Management Training, Guam, Sept. 2006
Training for Excavation in Accordance with 29 CFR, Guam
US Occupational Safety and Health Admin. Training, Guam
3rd Annual Governor's Safety Conference and Exposition
Staff Employee of the Year, 1996

EMPLOYMENT HISTORY:

Maeda Pacific Corporation
August 1983 – Present

As Project Superintendent, he directed construction activities for facilities such as road construction, waterlines, water wells, sewer lines, grading, underground power systems and site work. Interprets construction plans and specifications for execution by the construction workforce and subcontractors. Coordinates all activities to ensure that objectives are accomplished safely, within the required time frame and with the highest quality. Is involved with management meetings to ensure company policy is executed at the job site. From 2000 to 2006, was Saipan Branch Manager of the company in charge of numerous projects including the Lower Base Transfer Station (\$4.0 M), Garapan Pedestrian Mall and Coral Tree Ave. (\$5.0 M) and Kagman Water System and 1.0 MG Tank (\$2.0 M). In 2006 was transferred back to Guam as Project Superintendent of the AAFB Replace Off-Base Water System (\$13.0 M) that included development of 5 deep water wells, a 3.0 MG Water Reservoir, transmission lines and treatment facility.

Pacific Drilling, Inc.

January 1988 – August 1993

Preparation of material take-offs and estimating for projects. Prepared construction schedule, coordinated workforce and subcontractors. Involved in numerous civil works including well development on Guam.

Resume

Rafael L. Magsino
Project Engineer

Educational Attainment:

- Philippines Merchant Marine School, Las Pinas, Metro Manila, Philippines.
- Graduate – Bachelor of Science in Marine Transportation.

WORK EXPERIENCE:

Project Engineer
Maeda Pacific Corporation
May 2005 - Present

DUTIES: Prepared daily reports, submittal, schedule of values and progress report to inspector, accident reports, shop drawings, as-built drawings. In charge of getting all permits from government of Guam Agencies, Responsible for implementation of electrical, mechanical and civil works for various projects, Compiled test results from sieve analysis, field densities and concrete specimens. Performed miscellaneous office and field works as directed.

Project Manager
March 1998 to April 2005

DUTIES: Supervise the activities within the construction sites. Project In charge involving Horizontal and Vertical Construction. Supervise civil, mechanical works. Assist site foreman and skilled workers on various trades in completing the work on time and with quality. Coordinate with various government agency inspectors, owners and consultants. Assist project manager and engineer in scheduling and daily task works.

Note: References and additional work experience will be provided upon request

Guam Contractors License Board

Contractor's License

Edie P. Vannuchy
Governor of Guam

Katherine Muelken
Secretary of Education

Whereas the provisions of Chapter 17, Title 11 of the Government Code of Guam and the Rules and Regulations of the Contractors License Board, the Board of Contractors hereby issues and license to:

Kalan Norton

Next Environmental Group Guam

To engage in the business of act in the capacity of a contractor in the following classification:

B & C68 (Asbestos Abatement)

The license is represented by a signature not otherwise accessible and shall be considered void if the license was not intended to be used for its intended purpose. It becomes void if not used by the licensee on or before June 30 of each year.

Issued:

ERT No.
N/A

Expires:
June 30, 2017

Lic. No.
2941

Cert. No.
R-0746-1107

Richard C. Cruz, Chairman of the Board

[Signature]
Richard C. Cruz, Chairman of the Board



Signature of Lic. Off.

Signature of Licensee

EXHIBIT 3



A. B. WON PAT

ATURIDAT PUETTON BATKON AIREN GUAHAN ENTENASIONAT
GUAM INTERNATIONAL AIRPORT AUTHORITY

May 17, 2007

**VIA HAND DELIVERY
AND U.S. MAIL**

Thomas McKee Tarpley, Esq.
LAW OFFICE OF THOMAS MCKEE TARPLEY
Bank of Hawaii Building
134 West Soledad Avenue, Suite 402
Hagatna, Guam

RECEIVED

MAY 17 2007

LAW OFFICE
THOMAS MCKEE TARPLEY

RE: Bid Protest of Invitation For Bid No. GIAA-fy-06-04-5
Demolition and Remediation of Block 3

Dear Mr. Tarpley:

This letter acknowledges the receipt of your bid protest dated May 14, 2007 (the "Protest"), which was received by the A.B. Won Pat International Airport Authority, Guam ("GIAA") on May 14, 2007, regarding the above-referenced protest. After careful review of the claims set forth therein and accompanying documentation, GIAA hereby rejects your Protest.

Maeda submitted a bid in response to IFB No. GIAA-FY-06-04-5 (the "Project"). Maeda's bid was rejected for the following reasons: (1) Non-conformance with the specifications/bid requirements; (2) failed to submit Guam Contractors License requirements of C11, copy of subcontractors license with C68, and Resumes of key personnel. The Special Reminder to Prospective Bidders, Paragraph 13, provides as follows:

Bidders are reminded to read the Invitation to Bid and Notice to Bidders to ascertain that all of the following requirements of the bid are submitted in the bid envelope at the date and time of bid opening. ...

13. Others: Copy of valid Contractor's license, including GCL Classification C11 (Demolition) and C68 (Lead and Asbestos Abatement). If scope of work for demolition and lead/asbestos abatement is to be sub-contracted, submit copy of sub-contractor's license for C11 and C68.

Street Add.: 355 Chalan Pasaheru, Tamuning GU 96911 Mailing Add.: P.O. Box 8770, Tamuning Guam 96931 Tel.:(671) 646-0300 Fax:(671) 646-8823 www.airport.guam.net



AMERICAN ASSOCIATION
OF AIRPORT EXECUTIVES



AIRPORT COUNCIL
INTERNATIONAL

NASAO
National Association of State Aviation Officials



THE INTERNATIONAL AIR CARGO ASSOCIATION

Thomas M. Tarpley, Esq.
May 17, 2007
Page 2

This Special Reminder to Prospective Bidders must be signed and returned in the envelope containing the Bid. **Failure to comply with the above requirements will mean disqualification and rejection of the Bid.** (Emphasis in original).

As indicated in the Bid Status dated April 30, 2007, which was delivered to and received by Maeda on the same date, Maeda's bid was rejected for failure to submit the requisite documents set forth in the Special Reminder.

In the first instance, Maeda did not submit the instant bid protest until after the 14-day deadline in which to submit such protest under the Guam Procurement Regulations (2 Gar §9101(c)(1)) had already passed. As Section 9101(c)(1) provides, "[p]rotests filed after the 14 day period shall not be considered." Thus, the protest is rejected as untimely.

Even if Maeda's protest was timely filed, which it clearly was not, Maeda's protest is rejected because Maeda failed to submit documents as required under the bid specifications. Indeed, Maeda does not dispute that it did not submit any of the required documents, instead, it protests the rejection of its bid on the basis of "minor infractions as to form rather than substance affecting Maeda Pacific's bid." (Letter from Tarpley to Chief Procurement Officer of GIAA at p. 1).

Maeda alleges that because the company is "familiar to GIAA," it was not necessary for Maeda to submit any of the required licenses and resumes of key personnel. Rather, Maeda, through its counsel, only now submits some of the documents -- well after the closing of the solicitation and *two weeks* after it was notified that its bid was rejected for non-conformance. It is noteworthy that Maeda does not even attempt to comply with the requirement of providing a copy of a C11 Demolition license and expects GIAA to rest merely on your assurances as set forth in your letter, that "Maeda Pacific is licensed to perform demolition work."

Surely, to allow Maeda to submit documents which it was mandated to provide in the same envelope as its bid for the Project contravenes not only the specific provisions of the subject Solicitation, but also the purpose of the Guam Procurement Laws and Regulations, which includes providing for the "fair and equitable treatment of all persons who deal with the procurement system" as well as "safeguards for the maintenance of a procurement system of quality and integrity." 2 G.A.R. §1102. If GIAA were to waive the failure to submit the documents, it would only be opening itself up to additional protests by those bidders who satisfied all of the requirements under the solicitation.

Thomas M. Tarpley, Esq.
May 17, 2007
Page 3

With regard to your suggestion that GIAA waive Maeda's failure to provide the documents as a "minor informality," even if GIAA were to agree that such failure was a "minor informality" (a determination which would have to be approved by its Board of Directors), this is not an option for GIAA at this time. Section 3109 only applies in the event that there has been no award of contract. On the contrary, as indicated on the April 30, 2007 Bid Status, BME & Sons was eventually awarded the contract and a final agreement had already been executed well before Maeda's untimely bid protest was received.

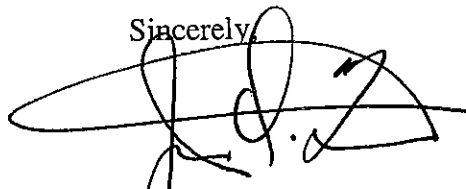
As such, 2 G.A.R. §3109 (m)(5) would apply. Section 3109(m) states, as follows:

Mistakes shall not be corrected after award of the contract except where the Chief Procurement Officer, the Director of Public Works, or the head of a Purchasing Agency makes a written determination that it would be unconscionable not to allow the mistake to be corrected.

Simply stated, there is nothing to indicate that it would be unconscionable to proceed without allowing Maeda to submit the requisite documents. Perhaps more importantly, even if GIAA were to waive irregularities in the bid submissions so long as they did not affect price, Maeda *would not* have been awarded the contract as it was not the lowest bidder for the Project.

Based on the facts and legal authorities cited herein, GIAA has determined that there is no evidence to support the claims presented in your Protest. As such, Maeda Pacific's Protest is without merit and is hereby rejected. As provided under the Guam Procurement Law, 5 G.C.A. § 5425, please be advised that you have a right of administrative and judicial review of GIAA's decision.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Q. Torres', written over a horizontal line.

JESS Q. TORRES
Executive Manager

cc: Procurement
Legal Counsel
L077057.MTCD