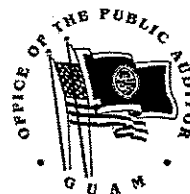


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238 Archbishop Flores St.  
Hagåtña, Guam 96910

Phone: (671) 475-0390  
FAX: (671) 472-7951



OFFICE OF THE PUBLIC AUDITOR

# Fax

**To:** Thomas J. Fisher, Esq. – Attorney for Appellant **From:**  
David J. Highsmith, Esq. – Attorney for OPA Procurement Appeals  
Appellee

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**Agency:** Shimizu Canto & Fisher **Pages:** 5 (Including cover)  
Office of the Attorney General, Guam

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**CC:** Andrea Leitheiser, PhD – Acting Director Dept. of Mental Health and Substance Abuse **Date:** Monday – 11/17/08

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**Fax:** 472-2886 / 472-2493 / 649-6948 **Phone:** 472-1131 / 475-3324 / 647-5330

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**Re:** Notice of Pre-Hearing and Motion Scheduling Order: OPA-PA-08-008

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Urgent     For Review     Please Comment     Please Reply     Please Recycle

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● **Comments:**

See stipulation and order attached and please acknowledge receipt by re-sending this cover page along with the firm or agency stamp, date, and initials of receiver. Thank you.

Theresa Gumataotao – 475-0390 x 207 tgumataotao@guamopa.org

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OFFICE OF THE PUBLIC AUDITOR

PROCUREMENT APPEALS

IN THE APPEAL OF,  
LATTE TREATMENT CENTER, INC,  
Appellant

APPEAL NO: OPA-PA-08-008  
NOTICE OF PRE-HEARING  
CONFERENCE

To: **Attorney for Appellant: Latte Treatment Center, Inc.**  
Thomas J. Fisher, Esq.  
Shimizu Canto & Fisher  
De La Corte Building, Suite 101  
167 East Marine Corps Drive  
Hagatna, Guam, 96910

VIA FACSIMILE: (671) 472-2886

**Attorney for Appellee: Department of Mental Health and Substance Abuse**  
David J. Highsmith, Esq.  
Assistant Attorney General, Civil Division  
Office of the Attorney General  
287 West O'Brien Drive  
Hagatna, Guam, 96910

*via fax: 472-2493*

**NOTICE IS HEREBY GIVEN** that a Pre-Hearing Conference in this matter shall be held before the Hearing Officer for Procurement Appeals at the Office of the Public Auditor on Friday, December 5, 2008 at 11:00 a.m. For the benefit of the parties and their counsel, the Hearing Officer issues the following statement regarding the scheduled Pre-Hearing conference:

The Pre-Hearing Conference will focus on expediting the disposition of the appeal and may include:

- a) Formulation and simplification of issues; Possibility of obtaining admissions of fact and of documents that will avoid unnecessary proof, stipulations regarding the

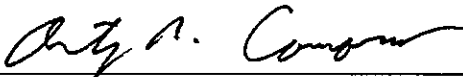
1 authenticity of documents, and advance rulings from the Hearing Officer on the  
2 admissibility of evidence;

3 b) The avoidance of unnecessary proof and of cumulative evidence; The identification  
4 of witnesses and documents, the need and schedule for filing and exchanging pretrial  
5 briefs; The disposition of pending motions;

6 c) The need for adopting special procedures for managing potentially difficult or  
7 protracted actions, complex issues, multiple parties, or unusual proof problems;  
8 Establishing a reasonable limit on the time allowed for presenting evidence; and

9 d) Such other matters as may facilitate the just, speedy, and inexpensive disposition of  
10 the action.

11  
12 **SO ORDERED** this 17<sup>th</sup> day of November, 2008 by:

13  
14  
15  
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17 ANTHONY R. CAMACHO, ESQ.  
18 Hearing Officer  
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OFFICE OF THE PUBLIC AUDITOR

## Fax

To: Thomas J. Fisher, Esq. - Attorney for Appellant From:  
David J. Highsmith, Esq. - Attorney for OPA Procurement Appeals  
Appellee

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Agency: Shintzu Cantu & Fisher Pages: 5 (including cover)  
Office of the Attorney General, Guam

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CC: Andrea Leitheiser, PhD - Acting Director Dept. Dates: Monday - 11/17/08  
of Mental Health and Substance Abuse

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Fax: 472-2886 / 472-2493 / 649-6948 Phone: 472-1131 / 475-3324 / 647-5330

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Re: Notice of Pre-Hearing and Motion Scheduling Order: OPA-PA-08-008

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2	8437 4722493		4:48PM	33s	5 / 5	SG3 BC		CP
3	8437 6496948		4:52PM	0s	- / 5	G3 BC		EN

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 REC: Resend MB: Send to Mailbox BC: Broadcast MP: Multi Polling RV: Remote Service  
 PG: Polling RB: Relay Broadcast RS: Relay Send BF: Box Fax Forward CP: Completed  
 SA: Send Again EN: Engaged AS: Auto Send TM: Terminated