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FILE No. OPA-PA -08-009

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*Attorneys for Guam Housing & Urban  
Renewal Authority (GHURA)*

6 **BEFORE THE PUBLIC AUDITOR OF GUAM**  
7 **PROCUREMENT APPEAL**

8 IN THE APPEAL OF

DOCKET NO. OPA-PA-08-009

9 CAPTAIN, HUTAPEA & ASSOCIATES,  
INC.,

**STATUS MEMORANDUM**

10 Appellant.

11 The Guam Housing and Urban Renewal Authority (GHURA) hereby files a Status Memorandum  
12 concerning this Appeal.

- 13 1. On June 5, 2008, Appellant filed a Notice of Appeal.
- 14 2. On June 27, 2008, after the granting of extensions by Robert G.P. Cruz, Esq., Procurement  
15 Appeals Hearing Officer, GHURA submitted the Record of Procurement in accordance with 2  
16 GAR 12104(c)(3).
- 17 3. On August 11, 2008, after the granting of extensions by Robert G.P. Cruz, Esq., Procurement  
18 Appeals Hearing Officer, GHURA submitted its Agency Report in accordance with 2 GAR  
19 12104(c)(3) and 2 GAR 12105.
- 20 4. On August 21, 2008, Interested Party PCR Environmental, Inc submitted Comments to the  
21 Agency Report of GHURA.
- 22 5. Appellant Captain, Hutapea & Associates, Inc. did not file any comments to the Agency  
23 Report within the ten-day time-frame as required by 2 GAR 12104(c)(4).
- 24 6. No party, in accordance with 2 GAR 12108(a), has submitted a written request for hearing in  
writing by the required date of August 21, 2008, and consequently, the right to a hearing has  
25 been waived by the parties, and the case is hereby submitted on its merits without a hearing.
- 26 7. GHURA awaits a decision on the Appeal.

27 Dated this 3<sup>rd</sup> day of September, 2008.

28 **LUJAN AGUIGUI & PEREZ LLP**

By: \_\_\_\_\_

**ANTHONY C. PEREZ, ESQ.**  
*Attorneys for Guam Housing & Urban  
Renewal Authority (GHURA)*

ORIGINAL

1 **CERTIFICATE OF SERVICE**

2 I certify that the foregoing **STATUS MEMORANDUM** was filed with the Office of Public  
3 Auditor at Suite 401, DNA Building, 238 Archbishop Flores Street, Hagåtña, Guam on September 3, 2008.

4 I caused a copy to be served upon the following:

5 W. Nicolas Captain, MAI, CRE, FRICS  
6 President

7 Siska S. Hutapea, MAI, MRE  
8 Vice President

9 **CAPTAIN, HUTAPEA & ASSOCIATES**  
10 101 Chalan Santo Pap, Suite 201  
11 Hagåtña, Guam 96910

Janalynn Cruz-Damian, Esq.  
**CALVO & CLARK, LLP**  
259 Martyr Street, Suite 100  
Hagåtña, Guam 96910

12 Dated this 3<sup>rd</sup> day of September, 2008.

13 **LUJAN AGUIGUI & PEREZ LLP**

14 By:

15   
16 \_\_\_\_\_  
17 **ANTHONY C. PEREZ, ESQ.**