



The Law Offices of
PHILLIPS & BORDALLO

A Professional Corporation
410 West O'Brien Drive, Suite 102, Hagåtña, Guam 96910-5044
Tel: (671) 477-ABCD (2223) • Fax: (671) 477-2FAX (2329)
"I Erensia, Lina'la', Espiritu-ta"

RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 01-25-18

TIME: 12:06 AM PM BY: [Signature]

FILE NO OPA-PA: 17-012

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Attorneys for Purchasing Agency
Port Authority of Guam

**OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL**

IN THE APPEAL OF) **APPEAL NO. OPA-PA-17-012**

MID PAC FAR EAST, LLC,)

Appellant,)

vs.)

GENERAL SERVICES AGENCY, PORT)
AUTHORITY OF GUAM,)

Purchasing Agency.)
_____)

**STIPULATION TO DISMISS APPEAL
WITHOUT PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties through undersigned counsel, that the above-captioned appeal is dismissed without prejudice. The Port Authority of Guam, pursuant to 2 GAR §3115 et. seq. cancelled Invitation for Bid No.: GSA/PAG-025-17 ("Bid"), in the best interest of the Territory as it no longer requires the supplies solicited and intends to reprogram funds for the acquisition and maintenance of PAG's cranes. See, Notice of Cancellation attached as Exhibit "A."

All interested parties have been notified of PAG's Bid cancellation. See, Transmission Reports attached as Exhibits "B" through "G."

Each party shall bear their own attorney's fees and costs.

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Respectfully submitted this 25th day of January, 2018.

SO STIPULATED:

PHILLIPS & BORDALLO, P.C.
*Attorneys for Purchasing Agency
Port Authority of Guam*

By:  1/24/18
DARLEEN E. HITON, ESQ.

GENERAL SERVICES AGENCY
*Acting Chief Procurement Officer
Department of Administration*

By: 
ROBERT H. KONO, ESQ.

BLAIR STERLING JOHNSON & MARTINEZ
*Attorneys for Appellant
Mid Pac Far East, LLC.*

By: 
R. MARSIL JOHNSON, ESQ.

ORDER

On stipulated motion of the parties to dismiss the above-entitled procurement appeal by their respective attorneys, filed here,

IT IS HEREBY ORDERED that the above entitled appeal is DISMISSED WITHOUT PREJUDICE and each party shall bear its own fees and costs.

DORIS FLORES BROOKS
Public Auditor of Guam



PORT OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
1026 Cabras Highway, Suite 201, Piti, Guam 96925
Telephone: 671-477-5931/35 Facsimile: 671-477-2689/4445
Website: www.portguam.com



Eddie Baza Calvo
Governor of Guam
Ray Tenorio
Lieutenant Governor

BID CANCELLATION NOTICE

January 24, 2018

RE: INVITATION FOR BID GSA/PAG-025-017

This letter serves as notification of the Port Authority of Guam's decision to cancel Invitation for Bid No.: GSA/PAG-025-17 5.5 Ton Fork Trucks ("Bid").

The Port Authority of Guam has determined, in accordance with 2 GAR § 3115 et. seq., it would be in the best interest of the Territory to cancel this Bid as it finds it no longer requires the supplies solicited.

All interested parties will be given the opportunity to compete on any re-solicitation or any future procurement of similar supplies.

Thank you for your participation and interest in doing business with the Port Authority of Guam.

Sincerely,


JOANNE M.S. BROWN
General Manager

Cc: Mid Pac Far East
Pacific Unlimited Inc.
Morrico Equipment, LLC
Far East Equipment Company, LLC
GSA
Legal Counsel
File

EXHIBIT A

Transmission Report

Date/Time
Local ID 1

01-24-2018
671 477 2329

12:12:12 p.m.

Transmit Header Text
Local Name 1

Phillips & Bordallo, P.C.

This document : Confirmed
(reduced sample and details below)
Document size : 8.5"x11"

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FACSIMILE TRANSMISSION COVER SHEET

To: Mid Pac Far East, LLC
c/o R. Marsil Johnson

Fax No.: 472-4290

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID
GSA/PAG-025-017**

Buenas!

Accompanying this facsimile is a Notice of Cancellation of Invitation for Bid GSA/PAG-025-17.

Please acknowledge receipt of this notice by signing the bottom and faxing this document to my office at 477-2329 by close of business today, January 24, 2018.

Thank you for your immediate attention to this matter.

RECEIVED BY: DATE AND TIME:

Number of page(s) including this cover sheet): 2

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"I Erensia, Lina'la', Espiritu-ta"

EXHIBIT B

Total Pages Scanned : 2

Total Pages Confirmed : 2

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	308	6714724290	12:05:35 p.m. 01-24-2018	00:00:26	2/2	1	EC	HS	CP28800

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fail
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

Transmission Report

Date/Time 01-24-2018 11:43:23 a.m. Transmit Header Text
Local ID 1 671 477 2329 Local Name 1 Phillips & Bordallo, P.C.

This document : Confirmed
(reduced sample and details below)
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FACSIMILE TRANSMISSION COVER SHEET

To: Mark S. Cruz
Mid Pac Far East, LLC

Fax No.: 632-5167

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID**
GSA/PAG-025-017

Buenas!

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"I Erensia, Lina'la', Espiritu-ta"

EXHIBIT C

Total Pages Scanned : 2

Total Pages Confirmed : 2

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	288	6716325167	11:41:54 a.m. 01-24-2018	00:00:18	2/2	1	EC	HS	CP31200

Abbreviations:

HS: Host send	PL: Polled local	MP: Mailbox print	CP: Completed	TS: Terminated by system
HR: Host receive	PR: Polled remote	RP: Report	FA: Fail	G3: Group 3
WS: Waiting send	MS: Mailbox save	FF: Fax Forward	TU: Terminated by user	EC: Error Correct

Transmission Report

Date/Time
Local ID 1

01-24-2018
671 477 2329

11:44:24 a.m.

Transmit Header Text
Local Name 1

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FACSIMILE TRANSMISSION COVER SHEET

To: John Limtiaco
Pacific Unlimited Inc.

Fax No.: 473-4370

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID
GSA/PAG-025-017**

Buenas!

Accompanying this facsimile is a Notice of Cancellation of Invitation for Bid GSA/PAG-025-17.

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"I Erensia, Lina'la, Espiritu-ta"



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No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	289	671473-4370	11:42:24 a.m. 01-24-2018	00:00:34	2/2	1	EC	HS	CP14400

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fall
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

Transmission Report

Date/Time
Local ID 1

01-24-2018
671 477 2329

11:45:55 a.m.

Transmit Header Text
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FACSIMILE TRANSMISSION COVER SHEET

To: Jennifer Cabuhat
Morrico Equipment LLC

Fax No.: 649-1947

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID
GSA/PAG-025-017**

Buenas!

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"I Ercnsia, Lina'la, Espiritu-ta"

EXHIBIT E

Total Pages Scanned : 2

Total Pages Confirmed : 2

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	292	6491947	11:43:18 a.m. 01-24-2018	00:00:16	2/2	1	EC	HS	CP33600

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fall
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

Transmission Report

Date/Time
Local ID 1

01-24-2018
671 477 2329

11:44:53 a.m.

Transmit Header Text
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FACSIMILE TRANSMISSION COVER SHEET

To: John Limtiaco
Far East Equipment Company, LLC

Fax No.: 473-4370

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID
GSA/PAG-025-017**

Buenas!

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EXHIBIT F

Total Pages Scanned : 2

Total Pages Confirmed : 2

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	291	671473-4370	11:42:50 a.m. 01-24-2018	00:00:30	2/2	1	EC	HS	CP14400

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fail
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

Transmission Report

Date/Time
Local ID 1

01-24-2018
671 477 2329

11:59:41 a.m.

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FACSIMILE TRANSMISSION COVER SHEET

To: Robert Kono
General Services Agency

Fax No.: 475-1727/472-4217

From: Port Authority of Guam, Purchasing Agency
By Darleen E. Hiton, SAAG

Date: January 24, 2108

Re: **BID CANCELLATION NOTICE - INVITATION FOR BID
GSA/PAG-025-017**

Buenas!

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EXHIBIT G

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Total Pages Confirmed : 2

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	304	6714724217	11:57:56 a.m. 01-24-2018	00:00:19	2/2	1	EC	HS	CP31200

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fall
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G3: Group 3
EC: Error Correct