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PROCUREMENT APPEALS

DEC 28 2009

TIME: 4:45 PM

BY: AC

FILE No. OPA-PA 09-009

**Counsel for Appellant Guam Cleaning Masters**

**PROCUREMENT APPEAL**

In the Appeal of )  
)  
)  
)  
GUAM CLEANING MASTERS, )  
)  
APPELLANT. )

Docket No. OPA-PA09-009

**Stipulation & Order**

**Whereas**, on October 27, 2009 Appellant Guam Cleaning Masters duly filed its appeal in the above captioned matter; and

**Whereas**, the parties to this action have come to an agreement on the following express terms and conditions in order that this appeal be resolved.

**NOW THEREFORE**, the parties agree and request the Office of the Public Auditor (“OPA”) to order as follows:

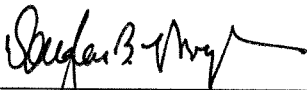
1. that Appellee Department of Chamorro Affairs’ (DCA’s) procurement identified as DCA RFP CV10-002 for *Janitorial and Maintenance Service* shall hereby be immediately cancelled as of the date of the filing of this order as being contrary to the Guam Procurement Law and the contract entered with Lucky Kids Lawn Care & Janitorial Service shall be deemed void;

1           2.     that Appellee DCA shall start the bid process for the same or  
2 additional services as originally sought to be procured in DCA RFP CV10-002  
3 within one (1) week of the filing of this order, and Appellant GCM shall be one of  
4 the sources sought for a quotation if an emergency procurement is required in  
5 the interim period;

6           3.     that Appellee DCA shall pay Appellant GCM's costs pursuant to 5  
7 G.C.A. § 5425(h) in the amount of \$3,050.00, which constitutes RFP packet,  
8 labor and preparation costs, including site visits and attending pre-bid  
9 conference, incurred by Appellant GCM, within thirty (30) days of the filing of  
10 this order; and

11           4.     that all events set forth in the OPA's December 14, 2009  
12 Scheduling Order are hereby cancelled, and need not be filed.

13 **SO STIPULATED:**

14  
15 

16 **Douglas B. Moylan**  
17 Counsel for Appellant Guam Cleaning Masters

12/28/09

18 Date

18  
19 

20 **Rawlen Mantanona**  
21 Counsel for Appellee Department of Chamorro Affairs

12/28/09

22 Date

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**APPROVED & SO ORDERED** this \_\_\_\_\_ day of December, 2009.

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**HONORABLE DORIS FLORES BROOKS, CPA, CGFM  
PUBLIC AUDITOR**