Department of Education 1 Legal Counsel **OFFICEOFTHE PUBLICAUDITOR** P.O. Box DE 2 Hagåtña, Guam 96932 (671) 300-1537 • (671) 472-5003 (Fax) FFR 12 7000 3 4 PROCUREMENT APPEAL 04-01 FILE No. OPA-PA 5 In the Appeal of Docket No. OPA-PA-09-012 б Z4 Corporation, **MOTION TO DISMISS** 7 Appellant. 8 9 APPELLLANT, Z4 CORPORATION AND ITS ATTONREY OF RECORD TO: AARON R. JACKSON, ESQ., MAIR, MAIR, SPADE & THOMPSON, LLC, 10 238 A.F.C. FLORES STREET, STE. 801, DNA BLDG., HAGATNA, GU 11 96910 12 COMES NOW, Appellees move Madam public Auditor for an order dismissing the 13 Appellant's complaint in this case. 14 This motion is based on the accompanying Memorandum in Support of Appellees 15 along with the papers on file herein, any matter upon which the Public Auditor may take 16 judicial notice, and upon such oral and documentary evidence as may be presented at the 17 hearing on this motion. 18 Respectfully submitted this 12th day of February, 2010. 19 20 21 Legal Counsel for GDOE 22 23 24 Chief Procurement Officer, Acting General Services Agency 25

