

Suite 401 DNA Building
 238 Archbishop Flores St.
 Hagåtña, Guam 96910



FAX

To:	Ms. Claudia S. Acfalle Chief Procurement Officer General Services Agency Department of Administration 148 Route 1 Marine Drive Piti, Guam 96915 Phone: (671) 475-1707 Fax: (671) 475-1727/472-4217	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
	Ms. Sandra Cruz Miller, Esq., Assistant Deputy Attorney General Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493	Pages:	4 (including cover page)
CC:	Geri E. Diaz, Esq. (Attorney for Appellant Basil Food) Camacho Calvo Law Group LLC 134 W Soledad Ave., Suite 401 Hagatna, Guam 96910 Phone: (671) 472-6813 Fax: (671) 477-4375	Date:	January 11, 2021
	Vanessa L. Williams, Esq. (Attorney for Interested Party SH Enterprises, Inc.) Law Office of Vanessa L. Williams, P.C. 414 West Soledad Avenue GCIC Bldg., Suite 500 Hagåtña, Guam 96910 Phone: (671) 477-1389 Email: VLW@vlwillimslaw.com	Phone:	(671) 475-0390 x. 211
		Fax:	(671) 472-7951

Re: OPA-PA-20-003 Scheduling Order

For Review

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Thank you,

Jerrick Hernandez, Auditor

jhernandez@guamopa.com

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**BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEALS
TERRITORY OF GUAM**

In the Appeal of) **Appeal No: OPA-PA-20-003**
)
)
Basil Food Industrial Services Corp.,) **SCHEDULING ORDER**
)
Appellant)
_____)

To: **Purchasing Agency:**
General Services Agency
C/O Sandra Cruz Miller, Esq., Assistant Deputy Attorney General
Office of the Attorney General of Guam
590 S. Marine Corps Drive, Suite 706
Tamuning, Guam, 96913
Facsimile: (671) 472-2493

Appellant:
Basil Food Industrial Services Corporation
C/O Geri E. Diaz, Esq.
Camacho Calvo Law Group LLC
356 E. Marine Corps Drive, Suite 201
Hagåtña, Guam, 96910
Facsimile: (671) 477-4375

Interested Party:
SH Enterprises, Inc.
C/O Vanessa Williams, Esq.
414 W. Soledad Ave., Suite 500
Hagåtña, Guam, 96910
Email: VLW@VLWILLIAMSLAW.COM

THIS MATTER, came before the Public Auditor on May 26, 2020 for a Status Hearing.
The Purchasing Agency was represented by Assistant Attorney Sandra Miller, Esq., The Appellant

1 was represented by Appellant’s counsel of record, Geri E. Diaz, Esq. The Interested Party was
2 represented by its counsel of record, Vanessa L. Williams, Esq. After hearing the arguments of
3 the parties and for good cause shown, the Public Auditor hereby ORDERS the following schedule
4 for the hearing on Order to Show Cause but remains subject to change at the discretion of the
5 Public Auditor:

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7 **Filing Deadline for
8 Trial Briefs:**

January 25, 2021 at 5:00 P.M.

The parties shall file and serve on the other parties, their Trial Briefs summarizing their arguments concerning contested issues no later than this date and time.

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12 **Filing Deadline For
13 Hearing Materials:**

January 27, 2021 at 5:00 P.M.

Parties shall file and serve on the other parties, no later than this date and time, their respective Witness Lists, Exhibit Lists with four copies of all Exhibits, Admissions of Fact and List of Issues which require evidence or arguments to be presented at the hearing. The Appellant’s Exhibits shall be marked with corresponding and sequential numbers. The Purchasing Agency’s Exhibits shall be marked with corresponding and sequential capital letters of the alphabet. The Interested Parties Exhibits shall be marked with corresponding and sequential small letters of the alphabet. The Parties may file stipulated joint witness, exhibit, and issues lists, and admissions of fact in lieu of filing such documents separately. The term “Exhibit List” as used in this paragraph refers to exhibits that any party will present to a witness for testimonial purposes during the hearing in this matter.

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23 **Filing Deadline for
24 Rebuttal to Trial Briefs:**

January 29, 2021, 2020 at 5:00 P.M.

The Parties shall file and serve on the other parties any rebuttal to the oppositions’ trial briefs they may have no later than this date and time.

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Hearing Date:

February 8, 2021 at 9:00 A.M.
The Hearing will proceed in the following order: (1) Opening Statements of the Parties; (2) Appellant’s Case in Chief; (3) The Purchasing Agency’s Case in Chief; (4) Interested Party’s Case in Chief; (5) Closing Arguments of the Parties.

SO ORDERED this 11th day of January, 2021 by:



BENJAMIN J.F. CRUZ
Public Auditor of Guam



Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-20-003 Scheduling Order

Jerrick Hernandez <jhernandez@guamopa.com>

Mon, Jan 11, 2021 at 4:11 PM

To: "Geri E. Diaz" <gdiaz@icclawgroup.com>, Vanessa Williams <vlw@vlwilliamsllaw.com>, Sandra Miller <smiller@oagguam.org>, Robert Kono <robert.kono@gsa.guam.gov>

Cc: Clariza Roque <croque@guamopa.com>

Hafa Adai,

Please see attached Scheduling Order for OPA-PA-20-003. This email will serve as an official notice in lieu of a transmittal via Fax.

Please confirm receipt of this email and the attached document. Thank you

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Regards,

Jerrick J.J.G. Hernandez, MA, CGAP, CICA

Auditor

Office of Public Accountability – Guam

www.opaguam.org

Tel. (671) 475-0390 ext. 208

Fax (671) 472-7951

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