

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



# TRANSMITTAL

<b>To:</b>	<b>Mr. Rory J. Respicio</b> <b>General Manager</b> Port Authority of Guam Jose D. Leon Guerrero Commercial Port 1026 Cabras Highway, Suite 201 Piti, Guam, 96915 Phone: (671) 477-5931/35 Fax: (671) 477-2689/4445 Email: <a href="mailto:rjrespicio@portofguam.com">rjrespicio@portofguam.com</a>	<b>From:</b>	<b>Benjamin J.F. Cruz</b> <b>Public Auditor</b> Office of Public Accountability
	<b>Ms. Jessica Toft, Esq.</b> Port Authority of Guam 1026 Cabras Highway Suite 201 Piti, Guam 96925 Phone: (671) 475-5931/35 Fax: (671) 477-2689/4445 Email: <a href="mailto:jtoft@portofguam.com">jtoft@portofguam.com</a>	<b>Pages:</b>	3 (including cover page)
<b>CC:</b>	<b>Mr. Joseph C. Razzano, Esq.</b> <b>Mr. Joshua D. Walsh, Esq.</b> <b>Attorney for Appellant Morrigo Equipment, LLC</b> Razono Walsh & Torres, P.C. 139 Murraby Blvd. Hagåtña, Guam 96910 Phone: (671) 989-3009 Email: <a href="mailto:jrazzano@rwtguam.com">jrazzano@rwtguam.com</a> ; <a href="mailto:jdwalsh@rwtguam.com">jdwalsh@rwtguam.com</a>	<b>Date:</b>	September 20, 2024
		<b>Phone:</b>	(671) 475-0390 x. 204
		<b>Fax:</b>	(671) 472-7951

**Re:** OPA-PA-24-002 Scheduling Order

For Review     
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Thank you,  
 Jerrick Hernandez, Auditor  
[jhernandez@guamopa.com](mailto:jhernandez@guamopa.com)



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

In the Appeal of ) **Appeal No: OPA-PA-24-002**  
Morrico Equipment, LLC ) **SCHEDULING ORDER**  
Appellant. )

To: **Purchasing Agency:**  
Port Authority of Guam  
C/O Jessica Toft, Esq.  
1026 Cabras Highway Suite 201  
Piti, Guam 96925  
Phone: (671) 475-5931/35  
Fax: (671) 477-2689/4445  
Email: [jtoft@portofguam.com](mailto:jtoft@portofguam.com)

**Appellant:**  
Morrico Equipment, LLC  
C/O Joseph C. Razzano, Esq. and Joshua D. Walsh, Esq.  
Razzano Walsh & Torres, P.C.  
Suite 100, 139 Murray Blvd.  
Hagatna, Guam 96910  
Phone: (671) 989-3009  
Fax (671) 989-8750  
Email: [jrazzano@rwtguam.com](mailto:jrazzano@rwtguam.com); [jdwalsh@rwtguam.com](mailto:jdwalsh@rwtguam.com)

**THIS MATTER**, came before the Public Auditor for a Pre-Hearing Conference on September 20, 2024 via Zoom Meeting. The Purchasing Agency was represented by its Counsel of Record, JESSICA TOFT, Esq., and the Appellant was represented by its Counsel of Record, JOSHUA D. WALSH, Esq.

After hearing the arguments of the parties and for good cause shown, the Public Auditor hereby ORDERS the following:

**Opposition to Motions  
Deadline:**

September 30, 2024 at 5:00 P.M.

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**Reply to Opposition:**

October 7, 2024 at 5:00 P.M.

**Motion Hearing:**

October 9, 2024 at 10:00 A.M. (To be held via Zoom)

**Filing Deadline for  
Hearing Materials:**

October 18, 2024 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 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.

**Filing Deadline for  
Hearing Briefs:**

October 25, 2024 at 5:00 P.M.

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

**Hearing Date:**

October 30, 2024 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) Closing Arguments of the Parties.

**Filing Deadline for  
Brief RE Remedies:**

November 6, 2024 at 5:00 P.M.

The Parties may, but are not required to, file and serve on the other parties, additional briefs on the issue of Remedies no later than this date and time.

**SO ORDERED** this 20<sup>th</sup> day of September, 2024 by:



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**Benjamin J.F. Cruz**  
**Public Auditor of Guam**



Jerrick Hernandez <jhernandez@guamopa.com>

## OPA-PA-24-002 Scheduling Order

Jerrick Hernandez <jhernandez@guamopa.com>

Fri, Sep 20, 2024 at 3:58 PM

To: "Joshua D. Walsh" <jdwalsh@rwtguam.com>, "Joseph C. Razzano" <jrazzano@rwtguam.com>, "Jessica L. Toft" <jtoft@portofguam.com>

Cc: "Rory J. Respicio" <rjrespicio@portofguam.com>, Joy Esperanza <jesperanza@guamopa.com>

Hafa Adai,

Please see attached Scheduling Order for OPA-PA-24-002. 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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Best Regards,



Jerrick J.J.G. Hernandez, MA, CGFM, CFE, CICA, CGAP  
*Accountability Auditor*

**Office of Public Accountability**  
+1 671 475 0390 (ext. 204)  
[jhernandez@guamopa.com](mailto:jhernandez@guamopa.com)  
<https://www.opaguam.org/>



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 **24-002 Scheduling Order (Final).pdf**  
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