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PACIFIC DATA SYSTEMS
185 ILIPOG DRIVE
HBC BLDG SUITE 204A
TAMUNING, GUAM 96913
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**BEFORE THE
OFFICE OF PUBLIC ACCOUNTABILITY**

)	
In the Appeal of)	
PACIFIC DATA SYSTEMS, INC.)	OPA-PA-15-012
)	
)	WITNESS LIST, ADMISSION OF FACT, AND LIST
Appellant)	OF ISSUES FILED BY APPELLANT PACIFIC DATA
)	SYSTEMS, INC.

The Appellant Pacific Data Systems, Inc. ("PDS") files the following in response to the Scheduling Order dated October 26, 2015.

I. PDS WITNESS LIST

Jeff Tester – PDS/Manager PDS Outside Plant Construction Services

John Day – PDS/President-COO

II. LIST OF EXHIBITS (see attached)

Exhibit 1: 09/03/2015 fax received from GSA regarding Bid Status and Notice of Intent to Award

Exhibit 2: 09/17/2015 PDS Protest to GSA (page 1)

Exhibit 3: 09/18/2015 GSA Protest Decision

Exhibit 4: IFB Bid Requirements – Bid General Terms and Conditions # 4, #6, #14, and #34 related to Bidder Qualifications (pages 22 and 24 of 30 of IFB)

Exhibit 5: IFB Bid Specifications (pages 29 and 30 of 30 IFB)

1 Exhibit 6: IFB Bid Requirements describing Bidder experience requirements (page 30 of
2 30 IFB)

3 Exhibit 7: PDS Letter of July 6

4 Exhibit 8: GSA Answers to Bidder Questions and requests for Clarification (July 9 and
5 Amendment 3)

6 Exhibit 9: G4S IFB Bid Response regarding Bidder Experience (pages 1 thru 23)

7 **III. ADMISSIONS OF FACT**

8 Admission of Facts: PDS admits that its protest is based on the award decision of GSA
9 and GSA's failure to properly evaluate the G4S bid. PDS admits that it was only made
10 aware of the GSA Award Decision via the Bid Status and Notice of Intent to Award
11 received by PDS from GSA on 9/03/2015.

12 **IV. LIST OF ISSUES**

- 13 1. Was the original PDS 9/17/2015 Protest regarding the 9/03/2015 GSA Award
14 decision filed within the time allowed.
- 15 2. Should the GSA evaluation of the G4S bid resulted in the rejection of the Bid for its
16 failure to meet the Bid requirements (reference 5 GCA 5211.g).
- 17 3. Failure of G4S to provide a valid contractor's license.
- 18 4. Failure of G4S to provide evidence of bidder qualifications related to 10 years of
19 experience in similar projects as required.

20
21 **RESPECTFULLY SUBMITTED** this 23rd day of November, 2015.

22 **PACIFIC DATA SYSTEMS**

23
24 
25 _____
JOHN DAY
President