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OFFICE OF PUBLIC ACCOUNTABILITY PROCUREMENT APPEALS

IN THE APPEAL OF		APPEAL NO. OPA-PA-16-002
1-A GuamWEBZ,	Appellant.	DECLARATION OF OFF-ISLAND WITNESS WESLEY T. GIMA

At the scheduling conference on June 21, 2016, it was decided that Purchasing Agency Guam Community College ("GCC") would submit a declaration from one of GCC's witness, Wesley T. Gima, who is off-island during the re-scheduled Hearing on Appeal to be convened on July 5, 2016. GCC hereby submits Mr. Gima's declaration.

CABOT MANTANONA LLP

Attorneys for Purchasing Agency Guam Community College

By:

REBECCA J. WRIGHTSON

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OFFICE OF PUBLIC ACCOUNTABILITY PROCUREMENT APPEALS

IN THE APPEAL OF)	APPEAL NO. OPA-PA-16-002
1-A GuamWEBZ,		j	DECLARATION OF WESLEY T. GIMA
	Appellant.) _) _)	

I, WESLEY T. GIMA, hereby declare as follows:

- 1. I make this Declaration under penalty of perjury of the laws of the Guam based upon my personal knowledge and belief.
- 2. I am over the age of eighteen, under no civil disability, am competent to testify to matters stated herein and would testify in person if I were not off-island during the Hearing on the Appeal.
- 3. I am employed by Guam Community College ("GCC") since February 1998, and my current position is Program Specialist, VP Business.
- 4. Along with other members of GCC's Website Advisory Group ("Web Group"), I prepared the scope of work specifications ("Specifications") for the Invitation for Bid Solicitation, No. GCC-FB-16-006 ("IFB").

- 5. Along with other members of the Web Group, I evaluated the two proposals submitted in response to the IFB one by WSI and one by GuamWEBZ to determine whether the proposals responded to the Specifications.
- 6. The Web Group conducted its evaluation of the proposals on February 16, 2016 because this was the day that the most members of the group would be available before our February 29, 2016 deadline to evaluate the proposals.
- 7. The Web Group used the two copies of the proposals provided by the bidders for its evaluation.
- 8. The Web Group's evaluation sheets followed the Specifications as presented in the IFB.
- 9. WSI's proposal presented its responses to the Specifications in the same order that the IFB listed the Specifications. The Web Group therefore readily determined that WSI proposal promised to perform all the Specifications.
- 10. GuamWEBZ's proposal did not present its responses to the Specifications in the same order that the IFB listed the Specifications. Instead, GuamWEBZ's responses to the Specifications were not easily accessible.
- 11. However, the Web Group found number 7 on page 53 of GuamWEBZ's proposal that states: "GuamWEBZ agrees to all the items mentioned in the IFB, including those describing requirements and the scope of work. GuamWEBZ indeed can meet and exceed all those requirements and can complete the scope of work by deadline, indicated in the IFB as July 1, 2016."
- 12. Upon finding number 7 on page 53 of GuamWEBZ's proposal, the Web Group was assured that GuamWEBZ promised to perform all the Specifications.

In re the Appeal of 1-A GuamWEBZ, Appeal No. OPA-PA-16-002 Declaration of Wesley T. Gima
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13. Having reviewed the responses in both bidders' proposals and determined

that both WSI and GuamWEBZ promised to perform all the Specifications, the Web Group

examined the prices in the bidders' proposals.

14. Because both bidders' proposals promised to perform the Specifications and

because WSI's proprietary price was the lowest price offered by bidders, the Web Group

recommended WSI as the bidder who should be awarded the contract based on its

proprietary bid.

I declare under penalty of perjury of the laws of Guam that the foregoing is true and

correct.

Dated this 23rd day of June 2016.

WESLEY T. GIMA