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RECEIVED
 OFFICE OF PUBLIC ACCOUNTABILITY
 PROCUREMENT APPEALS
 DATE: Jul 29, 2019
 TIME: 11:53 AM PM BY: Chnr
 FILE NO OPA-PA: 19-005

**IN THE OFFICE OF PUBLIC ACCOUNTABILITY
 PROCUREMENT APPEAL**

<p>IN THE APPEAL OF</p> <p>TAKECARE INSURANCE COMPANY, INC.,</p> <p style="text-align: center;">Appellant,</p> <p style="text-align: center;">and</p> <p>DEPARTMENT OF ADMINISTRATION,</p> <p style="text-align: center;">Purchasing Agency.</p>	<p>) DOCKET NO. OPA-PA-19-005</p> <p>)</p> <p>)</p> <p>) RESPONSE TO ORDER REQUIRING</p> <p>) PARTY TO SUBMIT DOCUMENTS RE</p> <p>) APPELLANT’S RECEIPT OF THE RFP</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>
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On July 26, 2019, both Parties were ordered “to file no later than 2:00 p.m. on Monday, July 29, 2019 with the Office of Public Accountability [“(OPA”)”] and serve on the other Party, any documents in your possession, custody, or control, which indicate when the Appellant received a copy of DOA/HRD-RFP-GH-20-001 (FY2020 Group Health Plan Insurance Program) (Hereafter Referred to as “RFP”). Said document or documents are necessary to rule on the

ORIGINAL


Purchasing Agency's June 14, 2019 Motion to Dismiss." Order Requiring Party to Submit Documents Re Appellant's Receipt of the RFP at 1 (July 26, 2019).


The Department of Administration ("DOA") is required to publish its RFPs on its website – and requires that for one to register as an interested party – one must complete a form entitled, "Acknowledge of Receipt of RFP." The form also requires that an interested party email those DOA personnel specified in the form. RFPs are available on DOA's website and pickup at DOA's offices.

Appellant accessed the RFP in question on April 1, 2019, the same day the RFP was published on DOA's website. *See Sealed Purchasing Agency Procurement Record (Confidential), Bates No. 000550 (May 31, 2019), Attached as Exhibit A.* This is evidenced by Appellant's submission of the required form. *Id.*

Submitted this 29th day of July, 2019

OFFICE OF THE ATTORNEY GENERAL
Leevin Taitano Camacho, Attorney General

By: 
SHANNON J. TAITANO
Assistant Deputy Attorney General

By: 
JOSEPH A. PEREZ
Assistant Attorney General

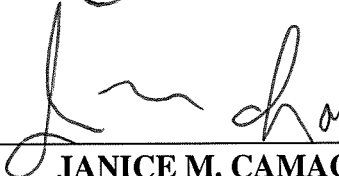
By: 
JANICE M. CAMACHO
Assistant Attorney General

EXHIBIT A



Office of the Attorney General
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 INC.,)
)
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)
 AND)
)
 DEPARTMENT OF ADMINISTRATION,)
)
 Purchasing Agency.)
)
 _____)

DOCKET NO. OPA-PA-19-005

SEALED
PURCHASING AGENCY
PROCUREMENT RECORD
(Confidential)

The following documents contained in the procurement record are submitted under seal due to the stay imposed in the procurement process.

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FILE COPY
COPY

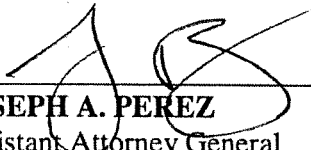
DATE	DATE STAMP #	SUBJECT
-----	000189	Procurement Log
-----	000196	Meeting Log
12/18/19	000197	Email Re Written Determinations
01/04/19	000199	Email Re Written Determinations
02/07/19	000200	Agenda GovGuam/Aon Strategy Week
02/13/19	000201	Letter Re Retiree Medicare
01/30/19	000205	Letter Re Retiree Medicare
01/21/19	000206	Letter Re Retiree Medicare
03/07/19	000210	Email Re Retiree Medicare
02/25/19	000212	Email Re Legal Guidance
03/21/19	000215	Written Determination of Need for FY20 RFP
05/02/19	000222	Email re Legal Guidance
05/09/19	000228	Written Determination of Need
04/26/19	000238	Communication re the RFP
05/06/19	000239	Email Re Legal Guidance
05/14/19	000240	Email Re Protest
05/16/19	000243	Email Re Substantial Government Interest
05/21/19	000246	Email Re Legal Guidance
04/24/19	000250	Email Re Nomination Letter
03/20/19	000252	List of Negotiating Team as of March 20, 2019
03/06/19	000253	List of Negotiating Team as of March 6, 2019
03/01/19	000254	List of Negotiating Team as of March 1, 2019
02/27/19	000255	List of Negotiating Team as of Feb. 27, 2019

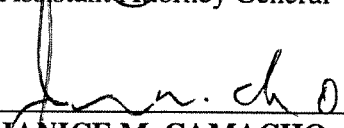
02/20/19	000256	List of Negotiating Team as of Feb. 20, 2019
02/19/19	000257	Negotiating Team Meeting of Feb. 19, 2019
02/26/19	000258	Sign-in Sheet Select Care Market Update at Director's Office with Power Point Slides
02/27/19	000268	Sign-in Sheet Take Care Market Update at Director's Office with Power Point Slides
02/19/19	000292	FY20 Negotiating Team Meeting
02/28/19	000296	FY20 Negotiating Team Meeting
03/20/19	000304	FY20 Negotiating Team Meeting
03/19/19	000312	Email Re Legal Guidance
05/28/19	000360	AG Office Internal Routing Sheet
04/01/19	000361	Purchase Order/Bid Advertisement Documents for RFP
02/28/19 03/20/19	000367	FY20 Negotiating Team Meeting
04/02/19	000376	Email Re RFP
04/05/19	000378	Internal transmittal of Bidder Questions
04/02/19	000401	RFP Amendment Acknowledgment
04/01/19	000416	Emails with Negotiating
04/02/19	000418	Documents Re Amendment
04/19/19	000522	Communications Re IT Portion of RFP
05/03/19	000530	Documents Re Amendment
04/01/19	000547	Acknowledgment Receipts of RFP
05/21/19	000555	Email Re RFP Diversified Info. and Contact
05/20/19	000556	Acknowledgment Receipt of RFP
02/25/2019 - 02/28/19	000557	Annual Strategy Discussion Power Point Presentation
-----	000659	DVD of FY20 RFP Team Meetings

02/20/19	000660	Communication re FY20
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Submitted this 31st day of May, 2019.

OFFICE OF THE ATTORNEY GENERAL
Leevin Taitano Camacho, Attorney General

By: 
JOSEPH A. PEREZ
Assistant Attorney General

By: 
JANICE M. CAMACHO
Assistant Attorney General