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FILE NO OPA-PA: 21-005

1 **GUAM DEPARTMENT OF EDUCATION**  
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**OFFICE OF THE PUBLIC AUDITOR  
PROCUREMENT APPEALS**

In the Appeal of

APPEAL CASE NO: OPA-PA-21-005

Pacific Data Systems, Inc. (PDS),

**DECLARATION REGARDING COURT  
ACTION**

Appellant.

Pursuant to 5 GCA Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of the Public Auditor will not take action on any appeal where action concerning the protest or appeal has commenced in any court.

The undersigned party does hereby confirm that to the best of his or her knowledge, no case or action concerning the subject of this Appeal has been commenced in court. All parties are required to and the undersigned party agrees to notify the Office of the Public Auditor within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

Submitted July 22, 2021.

**GUAM DEPARTMENT OF EDUCATION**

[Signature]  
**TON J. FERNANDEZ**  
Superintendent of Education