



Jerrick Hernandez <jhernandez@guamopa.com>

See Attachments - E-FILE and E-SERVE: Data Management Resources, LLC and Office of the Governor - OPA-PA-22-004

Marie L. Cruz <mlcruz@oagguam.org>

Fri, Jun 10, 2022 at 11:43 AM

To: Jerrick Hernandez <jhernandez@guamopa.com>

Cc: info@terlajelaw.com, Jessica Toft <jtoft@oagguam.org>, procurement@guam.gov

The Office of the Attorney General E-files to the Office of Public Accountability and E-serves to Law Office of Jacqueline Taitano Terlaje, P.C. Please acknowledge receipt of email and the 2 documents listed below.

- Entry of Appearance
- Clarification of Procurement Officer, Acknowledgement of Receipt of Notice of Appeal and Recusal of Public Auditor w/ Exhibit A.

Paralegal II

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2 attachments **06-10-22 OPA-PA-22-004 Entry.pdf**
223K **06-10-22 OPA-PA-22-004.pdf**
825K



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Attorneys for the Government of Guam

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

IN THE APPEAL OF:)	DOCKET NO. OPA-PA-22-004
)	
DATA MANAGEMENT RESOURCES, LLC,)	
)	
Appellant,)	CLARIFICATION OF PROCUREMENT OFFICER, ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF APPEAL AND RECUSAL OF PUBLIC AUDITOR
and)	
OFFICE OF THE GOVERNOR OF GUAM,)	
)	
Purchasing Agency.)	

The Office of the Governor of Guam, by and through the Office of the Attorney General, hereby submits this clarification and acknowledgment of receipt of notice of the appeal recusal in OPA-PA-22-004The Procurement Officer for Request for Proposals RFP-Office of the Governor of Guam-2022-001 (“RFP”) is Venido Torres. It appears that the notice of appeal required pursuant to 2 GAR, Div. 4 §

12104(c)(1) was inadvertently addressed to Matthew Santos, who is the RFP's designated single point of contact for vendors and potential vendors in the underlying procurement. Venido Torres hereby acknowledges receipt of the notice of appeal and recusal of the Public Auditor in OPA-PA-22-004, as the Procurement Officer for the RFP, and attaches his initialed, stamped, and dated acknowledgement of the cover pages to this filing as Exhibit A, as requested by the Office of the Public Auditor.

Additionally, 2 GAR, Div. § 12104(c)(1) requires that "[t]he Appellant shall file a copy of the Appeal, and all supporting documents with the Chief Procurement Officer, the Director of Public Works, or the head of a Purchasing Agency within 24 hours of filing of said Appeal with the Office of the Public Auditor." *Id.* The Appellant did not provide a copy of the appeal or supporting documents to the Office of the Governor. Today, the Office of the Governor obtained access to the appeal and supporting documents from the posting on the website of the Office of Public Accountability, but reserves its rights to move to dismiss the appeal and request any other remedies or relief based on the Appellant's failure and delay.

Submitted this 10th day of June, 2022.

OFFICE OF THE ATTORNEY GENERAL
Leevin Taitano Camacho, Attorney General

By:



JESSICA TOFT
Assistant Attorney General

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



FAX

To:	Mr. Matthew Santos The Office of the Governor 513 West Marine Corps Drive Ricardo J. Bordallo Governor's Complex Hagatna, Guam 96910 Email: procurement@guam.gov	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
			Pages:
CC:	Ms. Jacqueline Taitano Terlaje, Esq. Law Office of Jacqueline Taitano Terlaje, P.C. Attorney for Appellant Data Management Resources, LLC. 248 West Chalan Santo Papa Hagatna, Guam 96910 Phone: (671) 648-9001 Fac: (671) 648-9002 Email: info@terlajelaw.com	Date:	June 9, 2022
		Phone:	(671) 475-0390 x. 204
		Fax:	(671) 472-7951

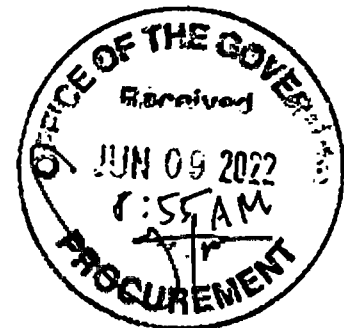
Re: OPA-PA-22-004 Notice of Receipt of Appeal

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Thank you,
 Jerrick Hernandez, Auditor
jhernandez@guamopa.com



Exh A

This facsimile transmission and accompanying documents may contain confidential or privileged information. If you are not the intended recipient of this fax transmission, please call our office and notify us immediately. Do not distribute or disclose the contents to anyone. Thank you.

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FAX

VENIDO TORRES
AT

To:	Mr. Matthew Santos Office of the Governor 513 West Marine Corps Drive Ricardo J. Bordallo Governor's Complex Hagatna, Guam 96910 Email: procurement@guam.gov	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
		Pages:	3 (including cover page)
CC:	Ms. Jacqueline Taitano Terlaje, Esq. Law Office of Jacqueline Taitano Terlaje, P.C. Attorney for Appellant Data Management Resources, LLC. 248 West Chalan Santo Papa Hagatna, Guam 96910 Phone: (671) 648-9001 Fac: (671) 648-9002 Email: info@terlajelaw.com	Date:	June 9, 2022
		Phone: Fax:	(671) 475-0390 x. 204 (671) 472-7951

Re: OPA-PA-22-004 Recusal of Public Auditor and Order Appointing and Designating Hearing Officer to Preside Over Appeal

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Thank you,
 Jerrick Hernandez, Auditor
jhernandez@guamopa.com

