



Jerrick Hernandez <jhernandez@guamopa.com>

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

Marie L. Cruz <mlcruz@oagguam.org>

Tue, Jun 21, 2022 at 3:31 PM

To: Jerrick Hernandez <jhernandez@guamopa.com>

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The Office of the Attorney General E-files to the Office of Public Accountability and E-Serve to the Law Office of Jacqueline T. Terlaje. Please acknowledge receipt of email and the documents listed below.

- Agency Statement
- Agency Report w/ Declaration Regarding Court Action

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2 attachments **06-21-22 OPA-PA-22-004 AStmt.pdf**
683K **06-21-22 OPA-PA-22-004 AR (2).pdf**
817K



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

IN THE APPEAL OF:)	DOCKET NO. OPA-PA-22-004
)	
DATA MANAGEMENT RESOURCES,)	
LLC,)	
)	
Appellant,)	AGENCY REPORT
)	
and)	
)	
OFFICE OF THE GOVERNOR OF GUAM,)	
)	
Purchasing Agency.)	

The Office of the Governor of Guam (“GOV”), by and through the Office of the Attorney General, hereby submits its Agency Report, pursuant to 2 GAR Div. 4 § 12105:

- (a) A copy of the protest: **Submitted to the Office of the Public Auditor (“OPA”) on June 16, 2022, by GOV in its Procurement Record for OPA-PA-22-004.**
- (b) A copy of the bid or offer submitted by the Appellant and a copy of the bid or offer that is

being considered for award or whose bid or offer is being protested, if any had been submitted prior to the protest: **Any or all Proposals submitted under seal on June 16, 2022, as part of the Procurement Record of RFP-Office of the Governor of Guam-2022-001 for OPA-PA-22-004.**

- (c) A copy of the solicitation, including the specifications or portions thereof relevant to the protest: **Submitted to the Office of the Public Auditor (“OPA”) on June 16, 2022, by GOV in its Procurement Record for OPA-PA-22-004.**
- (d) A copy of the abstract of bids or offers or relevant portions to the protest: **Any or all Proposals submitted under seal on June 16, 2022, as part of the Procurement Record of RFP-Office of the Governor of Guam-2022-001 for OPA-PA-22-004.**
- (e) Any other documents which are relevant to the protest; including the contract, if one has been awarded, pertinent amendments, and plans and drawings: **Not Applicable.**
- (f) The decision from which the Appeal is taken, if different from the decision submitted by Appellant: **Submitted to the Office of the Public Auditor (“OPA”) on June 16, 2022, by GOV in its Procurement Record for OPA-PA-22-004.**
- (g) A statement answering the allegation of the Appeal and setting forth findings, actions, and recommendations in the matter together with any additional evidence or information deemed necessary in determining the validity of the Appeal. The statement shall be fully responsive to the allegations of the Appeal: **Please see attached Agency Statement.**
- (h) If award made after receipt of the protest, the report will include the determination required under 2 GAR § 9101(e): **Determination to Proceed pursuant to 2 GAR, Div. 4 § 9101(e)(1) submitted to the Office of the Public Auditor (“OPA”) on June 16, 2022, by GOV in its Procurement Record for OPA-PA-22-004.**
- (i) A statement in substantially the same format as Appendix B to this Chapter, indicating whether the matter is the subject of a court proceeding: **Please see attached Declaration Regarding Court Action.**

Submitted this 21st day of June, 2022.

OFFICE OF THE ATTORNEY GENERAL
Leevin Taitano Camacho, Attorney General

By: _____



JESSICA TOFT
Assistant Attorney General



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


IN THE APPEAL OF:)	DOCKET NO. OPA-PA-22-004
)	
DATA MANAGEMENT RESOURCES,)	
LLC,)	
)	
Appellant,)	DECLARATION REGARDING COURT
)	ACTION
and)	
)	
OFFICE OF THE GOVERNOR OF GUAM,)	
)	
Purchasing Agency.)	

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 Public Accountability 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 Public Accountability within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

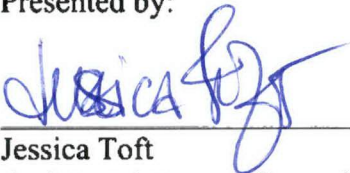
Submitted this 21st day of June, 2022.

OFFICE OF THE GOVERNOR OF GUAM



VENIDO TORRES
Procurement Officer

Presented by:



Jessica Toft
Assistant Attorney General
Date: June 21, 2022