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OFFICE OF THE PUBLIC AUDITOR
PROCUREMENT APPEALS

SEP 21 2009
TIME: 5:00 PM
BY: AC
FILE No. OPA-PA 09-003

Attorney for the Guam Power Authority

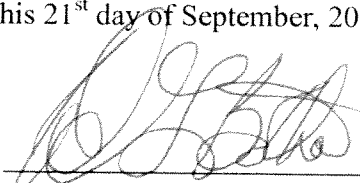
OFFICE OF THE PUBLIC AUDITOR
PROCUREMENT APPEALS

IN THE APPEAL OF)	DOCKET NO. OPA-PA-09-003
)	
GUAM PACIFIC ENTERPRISE, INC.)	WITNESS LIST
)	
Appellant.)	
_____)	

The Appellee, Guam Power Authority, may call the following as witnesses in the above captioned case:

1. Jaimie Pangelinan - Guam Power Authority
2. Jesse Reyes - Guam Power Authority
3. Sedfrey M. Linsangan – Guam Pacific Enterprise, Inc.
4. Any person or persons listed or called by the Appellant, and
5. Appellee reserves the right to call additional witnesses in rebuttal or as may be revealed through testimony unknown at this time.

RESPECTFULLY SUBMITTED this 21st day of September, 2009 by:



D. GRAHAM BOTHA, ESQ.
Attorney for the Guam Power Authority

ORIGINAL

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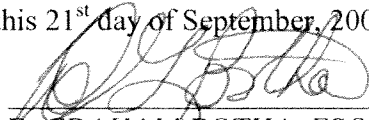
OFFICE OF THE PUBLIC AUDITOR
PROCUREMENT APPEALS

IN THE APPEAL OF)	DOCKET NO. OPA-PA-09-003
)	
GUAM PACIFIC ENTERPRISE, INC.)	EXHIBIT LIST
)	
Appellant.)	
_____)	

The Appellee, Guam Power Authority, may use the following as exhibits in the above captioned case:

1. All documents contained in the Procurement Record filed by Guam Power Authority.
2. All documents presented by Appellant, Guam Pacific Enterprise, Inc.
3. Appellee, Guam Power Authority, reserves the right to use or introduce any exhibits necessary for impeachment and to use additional exhibits as they become known to it, for use in rebuttal, or as may be revealed through testimony unknown at this time, and
4. Appellee requests that judicial notice be taken of the Government Claims Act, 5 GCA Chapter 6 and 2 GAR, Division 4, Procurement Regulations.

RESPECTFULLY SUBMITTED this 21st day of September, 2009 by:



D. GRAHAM BOTHA, ESQ.
Attorney for the Guam Power Authority

ORIGINAL

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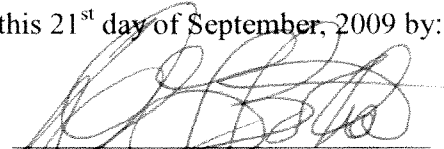
Attorney for the Guam Power Authority

OFFICE OF THE PUBLIC AUDITOR
PROCUREMENT APPEALS

IN THE APPEAL OF)	DOCKET NO. OPA-PA-09-003
)	
GUAM PACIFIC ENTERPRISE, INC.)	Admissions of Fact and Stipulations
)	
Appellant.)	
_____)	

1. The Appellee, Guam Power Authority, is not aware of any facts that the parties have stipulated to, and will rely on the evidence presented in the Appellee's Agency Record and other documents filed in the above captioned case.

RESPECTFULLY SUBMITTED this 21st day of September, 2009 by:


D. GRAHAM BOTHA, ESQ.
Attorney for the Guam Power Authority

ORIGINAL