

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



# TRANSMITTAL

<b>To:</b>	<b>Paula Blas</b> <b>Director</b> Government of Guam Retirement Fund 424 Route 8 Maite, Guam 96910 Phone: (671) 475-8900/01 Fax: (671) 475-8922 Email: <a href="mailto:pmbblas@ite.net">pmbblas@ite.net</a>	<b>From:</b>	<b>Benjamin J.F. Cruz</b> <b>Public Auditor</b> Office of Public Accountability
	<b>Joanne L. Grimes, Esq., and Arsima A. Muller, Esq.</b> <b>Attorneys for GGRF</b> Carlsmith Ball LLP 1001 Bishop Street, Suite 2100 Honolulu, HI 96813 Phone: 808-523-2500 Fax: 808-523-0842 Email: <a href="mailto:jgrimes@carlsmith.com">jgrimes@carlsmith.com</a> ; <a href="mailto:amuller@carlsmith.com">amuller@carlsmith.com</a>	<b>Pages:</b>	3 (including cover page)
<b>CC:</b>	<b>William B. Brennan, Esq.</b> <b>Attorney for Appellant ASC Trust, LLC</b> Arriola Law Firm 259, Martyr Street, Suite 201 Hagåtña, Guam 96910 Phone: (671) 477-9730/33 Fax: (671) 477-9734 Email: <a href="mailto:attorneys@arriolafirm.com">attorneys@arriolafirm.com</a> ; <a href="mailto:wbrennan@arriolafirm.com">wbrennan@arriolafirm.com</a>	<b>Date:</b>	December 21, 2023
		<b>Phone:</b>	(671) 475-0390 x. 204
		<b>Fax:</b>	(671) 472-7951

**Re:** OPA-PA-23-005 and 23-006 Order After Hearing

For Review     
  Please Comment     
  Please Reply     
  Please Recycle

**Comments:**

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver.

Thank you,  
 Jerrick Hernandez, Auditor  
[jhernandez@guamopa.com](mailto:jhernandez@guamopa.com)



**BEFORE THE PUBLIC AUDITOR  
PROCUREMENT APPEALS  
TERRITORY OF GUAM**

In the Appeal of ) **Appeal No: OPA-PA-23-005**  
 ) **Appeal No: OPA-PA-23-006**  
 )  
ASC Trust, LLC, ) **ORDER AFTER HEARING**  
 )  
Appellant. )  
\_\_\_\_\_ )

To: **Purchasing Agency:**  
Government of Guam Retirement Fund  
C/O Joanne L. Grimes, Esq., and Arsima A. Muller, Esq.  
Carlsmith Ball LLP  
1001 Bishop Street, Suite 2100  
Honolulu, HI 96813  
Phone: 808-523-2500  
Fax: 808-523-0842  
Email: [jgrimes@carlsmith.com](mailto:jgrimes@carlsmith.com); [amuller@carlsmith.com](mailto:amuller@carlsmith.com)

**Appellant:**  
ASC Trust, LLC  
C/O William B. Brennan, Esq.  
Arriola Law Firm  
259 Martyr Street, Suite 201  
Hagatna, Guam 96910  
Phone: (671) 477-9730/33  
Email: [attorneys@arriolafirm.com](mailto:attorneys@arriolafirm.com); [wbrennan@arriolafirm.com](mailto:w Brennan@arriolafirm.com)

THIS MATTER, came before the Public Auditor for a Motion Hearing Continuance on December 21, 2023 via Zoom Meeting. The Purchasing Agency was represented by its Counsel of Record, JOANNE L. GRIMES, Esq. and the Appellant was represented by its Counsel of Record, WILLIAM B. BRENNAN, Esq. The Purchasing Agency and Appellant also filed a Stipulation to Rescheduled Merits Hearing and Related Deadlines on December 20, 2023. After hearing the arguments of the parties and for good cause shown, the Public Auditor hereby ORDERS the following:

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**Motion Hearing  
Continuance:**

February 1, 2023 at 10:00 A.M.  
(To be held virtually via Zoom Meeting)

**Filing Deadline for  
Hearing Materials:**

December 22, 2023 at 5:00 P.M. will be vacated.

**Filing Deadline for  
Hearing Briefs:**

December 29, 2023 at 5:00 P.M. will be vacated.

**Hearing Date:**

January 4, 2024 at 9:00 A.M. will be vacated.

**Filing Deadline for  
Brief RE Remedies:**

January 11, 2024 at 5:00 P.M. will be vacated.

**SO ORDERED** this 21<sup>st</sup> day of December 2023 by:



---

**Benjamin J. F. Cruz  
Public Auditor of Guam**



Jerrick Hernandez &lt;jhernandez@guamopa.com&gt;

---

**OPA-PA-23-005 and 23-006 Order After Hearing**

---

**Jerrick Hernandez** <jhernandez@guamopa.com>

Thu, Dec 21, 2023 at 10:43 AM

To: William Brennan &lt;wbrennan@arriolafirm.com&gt;, "Joanne L. Grimes" &lt;jgrimes@carlsmith.com&gt;, "Arsima A. Muller" &lt;amuller@carlsmith.com&gt;

Cc: Diana Bernardo &lt;dtbernardo@ggrf.com&gt;, Thyrsa Bagana &lt;tbagana@guamopa.com&gt;, Maryann Manglona &lt;mmanglona@guamopa.com&gt;

Hafa Adai,

Please see the attached Order After Hearing for OPA-PA-23-005 and 23-006. This email will serve as an official notice in lieu of a transmittal via Fax.

Please confirm receipt of this email and the attached document. Thank you.

--

Best Regards,



Jerrick J.J.G. Hernandez, MA, CGFM, CFE, CICA, CGAP  
*Accountability Auditor*

**Office of Public Accountability**

+1 671 475 0390 (ext. 204)

[jhernandez@guamopa.com](mailto:jhernandez@guamopa.com)<https://www.opaguam.org/>

This email and any attachments are for the sole use of the intended recipients and contain information that may be confidential or legally privileged. If you received this email in error, please notify the sender by reply email and delete the message. Any disclosure, copying, distribution, or use of this communication by someone other than the intended recipient is prohibited.

---

 **23-005 and 23-006 Order After Hearing.pdf**  
51K