



Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-24-001, In the Matter of the Appeal of Morrico Equipment, LLC

Camarine Hopkins <camarine@camachotaitano.law>
To: Jerrick Hernandez <jhernandez@guamopa.com>

Fri, Jul 19, 2024 at 1:47 PM

Hafa Adai Jerrick,

Camacho & Taitano LLP through Shannon Taitano, Esq., co-counsel for Guam Solid Waste Authority hereby submits this email filing regarding the above subject procurement appeal. This email consists of four (4) attachments, as follows:

- Guam Solid Waste Authority's Witness List (**1 page**)
- Guam Solid Waste Authority's Exhibit List (**224 pages**)
- Guam Solid Waste Authority's List of Issues (**2 pages**)
- Guam Solid Waste Authority's Admission of Facts (**2 pages**)

Please let me know if you have any questions or issues with viewing or downloading the attachments.

Thank you,
Camarine

--

Camarine Ann S. Hopkins
Office Manager



204 Hesler Place
Suite 203B
Hagåtña, Guam 96910
Phone: (671) 989-2023
www.camachotaitano.law

Confidentiality Notice: This communication may contain privileged and confidential information and is intended only for the use of the recipient(s) named above. If you are not the intended recipient, any review, disclosure, distribution, or duplication of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately, delete the message and destroy any reproductions.

4 attachments

- 2024.07.19 Witness List.pdf**
99K
- 2024.07.19 List of Issues.pdf**
100K
- 2024.07.19 Admission of Facts.pdf**
102K

 **2024.07.19 Exhibit List .pdf**
10893K

1 **SHANNON TAITANO, Esq.**
2 **CAMACHO & TAITANO LLP**
3 204 Hesler Place, Suite 203B
4 Hagåtña, Guam 96910
5 Telephone: (671) 989-2023

6 Co-counsel for Purchasing Agency *Guam Solid Waste Authority*

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

| | | |
|---------------------------------------|---|---------------------------------|
| 9 IN THE APPEAL OF: |) | Docket No. OPA-PA-24-001 |
| 10 MORRICO EQUIPMENT, LLC, |) | |
| 11 Appellant, |) | GUAM SOLID WASTE |
| 12 vs. |) | AUTHORITY'S ADMISSION OF |
| 13 GUAM SOLID WASTE AUTHORITY, |) | FACTS |
| 14 Purchasing Agency. |) | |
| 15 |) | |
| 16 |) | |

17 **COMES NOW**, Guam Solid Waste Authority, by and through its co-counsel,
18 Shannon Taitano, Esq., and hereby admits the following facts:

- 19 1. IFB with specifications for a compact wheel loader was published on
20 November 3, 2023.
- 21 2. Amendment No. 2 to the IFB specifications in response to questions from
22 potential bidders was sent to Morrico on November 20, 2023.
- 23 3. Responses to questions from Far East Equipment Co. about the
24 specifications including the wheel, fan and broom was received by Morrico
25 on November 15, 2023.

- 1 4. Disclosure of the use of the John Deere model 244P to form the basis of
2 some of the specifications and clarification that a hydraulic flow range is
3 typical and still required even though John Deere's broom does not require
4 the high-flow hydraulic requirement was received by Morrico on November
5 15, 2023.
- 6 5. Responses to Morrico's questions about the specifications including the
7 wheel and resulting in the amendment of most of the specification concerns
8 raised by Morrico was sent to Morrico on November 20, 2023.
- 9 6. Morrico's bid submitted 8 deviations from the specifications.
- 10 7. GSWA noted 4 significant deviations from the specifications in the wheel,
11 fan, bucket and broom that resulted in Morrico's bid being nonconforming
12 with the specifications.
- 13 8. Far East Equipment Company submitted a product not all supplied by John
14 Deere but also sourced from other suppliers to custom make and meet the
15 requested specifications.

16 Dated this 19th day of July 2024.

17 **CAMACHO & TAITANO LLP**
18 Co-counsel for Purchasing Agency

19 By: 
20 **SHANNON TAITANO**