

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



# TRANSMITTAL

<b>To:</b>	<b>Ms. Elizabeth Napoli</b> <b>Executive Manager</b> Guam Housing and Urban Renewal Authority 117 Bien Vendia Avenue Sinajana, Guam 96910 Phone: (671) 477-9851 Fax: (671) 300-7565 Email: <a href="mailto:efnapoli@ghura.org">efnapoli@ghura.org</a>	<b>From:</b>	<b>Benjamin J.F. Cruz</b> <b>Public Auditor</b> Office of Public Accountability
		<b>Pages:</b>	3 (including cover page)
<b>CC:</b>	<b>Ms. Joyce C.H. Tang, Esq</b> <b>Attorney for Appellants Summer Vista II DE, LLC and Summer Vista III DE, LLC</b> Civile & Tang PLLC 330 Hernan Cortez Ave. Ste. 200 Hagåtña, Guam 96910 Phone: (671) 472-8868/69 Fax: (671) 477-2511 Email: <a href="mailto:jtang@civilletang.com">jtang@civilletang.com</a>  <b>Mr. Marsil Johnson, Esq.</b> <b>Attorney for Interested Party Flores Rosa Gardens L.L.C.</b> Blair Sterling Johnson & Martinez 1411 Pale San Vitores Road, Suite 303 Tamuning, Guam 96913 Phone: (671) 477-7857 Email: <a href="mailto:rmarsjohnson@gbsjmlaw.com">rmarsjohnson@gbsjmlaw.com</a>	<b>Date:</b>	April 16, 2025
			(671) 475-0390 x. 204 (671) 472-7951

**Re:** OPA-PA-25-005 Stipulation RE Conflict Disclosures and Consolidation with Protest 1 Appeal (OPA-PA-25-001) Signed by Public Auditor

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)

**JOYCE C.H. TANG**  
**CIVILLE & TANG, PLLC**  
330 Hernan Cortez Avenue, Suite 200  
Hagåtña, Guam 96910  
Telephone: (671) 472-8868/9  
Facsimile: (671) 477-2511  
Email: jtang@civilletang.com

*Attorneys for Appellants*  
*Summer Vista II DE, LLC and*  
*Summer Vista III DE, LLC*

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

IN THE APPEAL OF

SUMMER VISTA II DE, LLC AND  
SUMMER VISTA III DE, LLC

Appellants.

Docket No. OPA PA-25-005

**STIPULATION RE CONFLICT  
DISCLOSURES AND CONSOLIDATION  
WITH PROTEST 1 APPEAL (OPA-PA-25-  
001)**

At the Status Hearing Conference on March 25, 2025, *regarding In the Appeal of summer Vista II DE, LLC and Summer Vista III DE, LLC (OPA-PA-25-001)* (“Protest 1 Appeal”) the Auditor informed the parties of the recusal of Hearing Officer Mitch Thompson due to a conflict. The Public Auditor also disclosed conflicts involving Hearing Officer Joseph McDonald and of the Public Auditor and instructed the parties to file appropriate motions for recusal. The Public Auditor further informed the parties that if the Public Auditor and the hearing officers are recused from sitting on this matter, then the matter will proceed to the Superior Court of Guam.

The parties met and conferred on April 3, 2025 regarding this issue and agreed to the following stipulations:

1. Based on the disclosures made by the Public Auditor, the parties agree that the Superior Court has jurisdiction over this Appeal pursuant to 5 GCA §5480 and 2 G.A.R. Div. 4 §12116.
2. This OPA Appeal shall be stayed.
3. Nothing in this Stipulation shall be deemed and construed as a waiver of any rights Appellants' may have to pursue any claims or actions in the District Court of Guam.
4. This Appeal shall be consolidated with the Protest 1 Appeal.

SO STIPULATED this 14th day of April, 2025.

**CIVILLE & TANG PLLC**

**GUAM HOUSING AND URBAN  
RENEWAL AUTHORITY**

By: /s/ Joyce C.H. Tang  
Joyce C.H. Tang  
*Attorneys for Appellants*

By: /s/ Eliseo M. Florig, Jr.  
Eliseo M. Florig, Jr.  
*Attorney for Appellee*

**BLAIR STERLING JOHNSON &  
MARTINEZ, P.C.**

By: /s/ R. Marsil Johnson  
R. Marsil Johnson  
*Attorneys for Interested Party*

SO ORDERED ON April 16, 2025.



---

BENJAMIN J.F. CRUZ  
*Public Auditor*



Jerrick Hernandez <jhernandez@guamopa.com>

---

**OPA PA-25-005 (Stipulation Re Conflict Disclosures and Consolidation with Protest 1 Appeal (OPA-PA-25-001) Signed by Public Auditor**

---

Jerrick Hernandez <jhernandez@guamopa.com>

Wed, Apr 16, 2025 at 2:32 PM

To: Joyce Tang <jtang@civilletang.com>, "R. Marsil Johnson" <rmarsjohnson@bsjmlaw.com>, Elisio Florig <emflorig@ghura.org>

Hafa Adai,

Please see attached OPA PA-25-005 Stipulation Re Conflict Disclosures and Consolidation with Protest 1 Appeal (OPA-PA-25-001) Signed by Public Auditor.

Regards,  
Jerrick Hernandez

---

 **Transmittal - OPA-PA-25-005 GHURA Protest 2 - Stipulation re Conflict Disclosures and Consolidation.pdf**  
281K