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TRANSMITTAL

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

Re: OPA-PA-25-004 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

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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-25-004

**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-25-004 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 2:30 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-25-004 Stipulation Re Conflict Disclosures and Consolidation with Protest 1 Appeal (OPA-PA-25-001) Signed by Public Auditor.

Regards,
Jerrick Hernandez



Transmittal - OPA-PA-25-004 GHURA Protest 2 - Stipulation re Conflict Disclosures and Consolidation.pdf
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