



J & B MODERN TECH
ACR EQUIPMENT AND SUPPLIES

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JAN. 19,2011

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RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

JAN 19 2011
TIME: 11:30 AM AC
FILE NO. OPA-PA: 10-008

RE: CLOSING REMARKS
APPEAL NO. OPA-PA-10-008.

Dear Ms. Brooks,

This is our closing response to JRN protest for the award of contract to J & B MODERN TECH on both GDOE IFB-007-2010 and GDOE IFB-008-2010, alleging an unfair DOL WAGE DETERMINATION factor.

The GDOE prepared the bid documents, issued the invitation to bid and opened the bids received under the normal procurement procedure.

The statement made during the bid opening that the best value for the government will be a consideration in evaluating the bids received. This statement is referring to the best value and the lowest most responsive and responsible bidder.

The assertion of JRN that J & B MODERN TECH'S bid fail to meet the DOL WAGE DETERMINATION are solely base on subjective belief and opinion and fails to meet its burden of proof and convincing evidence.

J & B MODERN TECH was fully aware on DOL WAGE DETERMINATION RATES and that all J & B Employees who will be assigned to GDOE projects had been given the DOL WAGE DETERMINATION RATES and fully covered under the J & B Health Insurance, J & B Group Life Insurance, J & B 401K retirement plan, Sick leave and two weeks paid vocation will accrue after a year of working in the contract, is more than enough to meet and satisfy the DOL WAGE DETERMINATION requirements and its incentive benefits.

J & B MODERN TECH, The Party of Interest, submitted the best value and most responsive and responsible lowest bidder on both GDOE – IFB -007-2010 and GDOE-008-2010.

Lastly, we hope and pray that this protest should be denied on its entirety,

Thank you.

Sincerely,



GENE M. BANGAYAN

PRESIDENT

J & B MODERN TECH

< Party of Interest >