

1 **GUAM DEPARTMENT OF EDUCATION**
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RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 4/29/13
TIME: 11:45 AM PM BY: JK
FILE NO OPA-PA: 13-003

8
9 **BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY**
10 **PROCUREMENT APPEAL**

11 IN THE APPEAL OF

12 PHIL-GETS (GUAM) INTERNATIONAL
13 TRADING CORP. dba J&B MODERN
14 TECH,

15 Appellant.

16 APPEAL NO. OPA-PA-13-003

17 **DECLARATION IN SUPPORT OF**
18 **DEPARTMENT OF EDUCATION'S**
19 **MOTION TO ALLOW FOR THE**
20 **PURCHASE OF INDIVIDUAL AIR**
21 **CONDITIONER UNITS**

22 I, Billy P. Cruz, declare as follows:

- 23 1. I am the Facilities & Maintenance Manager for the Guam Department of Education
24 ("GDOE"), a party in this appeal. The matters contained in this Declaration are of my
25 personal knowledge, and if called as a witness, I could and would testify competently to
26 the matters set forth herein.
- 27 2. On or about April 17, 2013, several air conditioner units at Simon Sanchez High School
28 were reported down. After an inspection by my staff, it was determined that two 7.5 ton
air conditioner units were beyond repair, and it is therefore recommended that the two 7.5
ton air conditioner units be replaced.

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IN THE APPEAL OF
PHIL-GETS (GUAM) INTERNATIONAL TRADING CORP. dba J&B MODERN TECH
OPA-PA-13-003

Declaration in Support of Department of Education's Motion to Allow for the Purchase of Individual Air Conditioner Units

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3. The two 7.5 ton air conditioner units cooled 4 classrooms, the library, the counselors' offices and the nurse's office. Due to these air conditioner units being down, the classrooms' air temperature range between 80°F-84°F.

I declare under penalty of perjury under the laws of the Territory of Guam that the foregoing is true and correct to the best of my knowledge.

SIGNED this 29th day of April, 2013, at Hagåtña, Guam.


BILLY P. CRUZ