



OFFICE OF PUBLIC ACCOUNTABILITY  
Doris Flores Brooks, CPA, CGFM  
Public Auditor

**PROCUREMENT APPEALS**

IN THE MATTER OF,	)	APPEAL NO: OPA-PA-11-017
	)	
	)	
KIM BROS. CONSTRUCITON, CORP.	)	NOTICE OF PRE-HEARING
	)	CONFERENCE AND HEARING RE
Appellant.	)	MOTIONS
	)	
	)	

To: **Purchasing Agency:**  
 Department of Education, Government of Guam  
 C/O Rebecca Perez, Esq.  
 GDOE Office of the Superintendent  
 312 Aspinall Ave.  
 Hagåtña, Guam, 96932  
 Facsimile: (671) 472-5003

**Appellant:**  
 Kim Bros. Construction, Corp.  
 C/O Thomas Tarpoly, Jr., Esq.  
 GCIC Bldg, Ste. 904  
 414 W. Soledad  
 Hagåtña, Guam, 96910  
 Facsimile: (671) 472-4526

**NOTICE IS HEREBY GIVEN** that a Pre-Hearing Conference and the Hearing for any motions filed in this matter shall be held before the Hearing Officer for Procurement Appeals at Suite 907, 9<sup>th</sup> Floor, DNA Building, 238 Archbishop Flores Street, Hagåtña , Guam, 96910 on Monday, January 17, 2012 at 3:00 p.m. For the benefit of the parties and their counsel, the Hearing Officer issues the following statement regarding the scheduled Pre-Hearing conference:

1. The Pre-Hearing Conference will focus on expediting the disposition of the appeal and may include:

- a) Formulation and simplification of issues;
- b) Possibility of obtaining admissions of fact and of documents that will avoid

1 unnecessary proof, stipulations regarding the authenticity of documents, and advance rulings  
2 from the Hearing Officer on the admissibility of evidence;

- 3 c) The avoidance of unnecessary proof and of cumulative evidence;
- 4 d) The identification of witnesses and documents, the need and schedule for filing  
5 and exchanging pretrial briefs;
- 6 e) The disposition of pending motions;
- 7 f) The need for adopting special procedures for managing potentially difficult or  
8 protracted actions, complex issues, multiple parties, or unusual proof problems;
- 9 g) Establishing a reasonable limit on the time allowed for presenting evidence; and
- 10 h) Such other matters as may facilitate the just, speedy, and inexpensive disposition  
11 of the action.

12 2. For January 17, 2011 Motion Hearing, if any motions are filed, the parties shall  
13 comply with the following filing schedule:

14 **Filing Deadline for  
15 all Motions**

January 10, 2012 at 5:00 P.M.  
The Parties shall file all motions they may have and file and serve  
16 them on the other parties.

17 **Filing Deadline for  
18 Oppositions to Motions**

January 13, 2012 at 5:00 P.M.  
The Parties shall file and serve on the other parties, any  
19 Oppositions to any motions.

20 **Filing Deadline for  
21 Replies to Oppositions  
22 to Motions:**

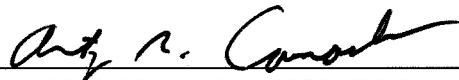
January 17, 2012 at 10:00 A.M.  
The Parties shall file and serve on the other parties, any replies  
23 to any oppositions to any motions.

24 3. Any persons requiring special accommodations, auxiliary aids or services to attend the  
25 Pre-hearing Conference shall contact and submit their request to Anne Camacho, Office of  
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1 Public Accountability, Suite 401, DNA Building, 238 Archbishop Flores Street, Hagåtña, Guam,  
2 96910, at 475-0390.

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4 **SO ORDERED** this 6<sup>th</sup> day of January, 2012 by:

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9 ANTHONY R. CAMACHO, ESQ.  
10 Hearing Officer

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18 **Acknowledgement Receipt:**

19 \_\_\_\_\_  
20 Receiver's Signature

21 \_\_\_\_\_  
22 Print Name

23 \_\_\_\_\_  
24 Date