



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

PROCUREMENT APPEALS

IN THE APPEAL OF,) APPEAL NO: OPA-PA-11-02
TOWN HOUSE DEPARTMENT STORES,)
INC, dba ISLAND BUSINESS SYSTEMS &) SCHEDULING ORDER FOR HEARING
SUPPLIES,) RE APPELLANT'S APPEAL
Appellant)

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
Legal-admin@gdoe.net

Appellant:
IBSS
C/O John T. Brown, Esq.
P.O. Box 7
Hagåtña, Guam, 96932
Facsimile: (671) 472-6153

Interested Party:
Xerox Corporation
C/O Elyze M. Iriarte, Esq.
Carlsmith Ball, LLP
Bank of Hawaii Bldg., Suite 401
134 West Soledad Ave.
Hagåtña, Guam, 96932
Facsimile: (671) 477-4375

THIS MATTER came before the Hearing Officer on May 29, 2012 for a Pre-Hearing Conference. The Appellant was represented by its Legal Counsel, John T. Brown, Esq. Marcus Y. Pido, Guam Department of Education (Hereafter Referred to as "DOE") Supply Management Administrator was present and represented by DOE's Legal Counsel, Rebecca Perez, Esq.

1 Interested Party Xerox Corporation was represented by its legal counsel, Elyze M. Iriarte, Esq.
2 After hearing the arguments of the parties and for good cause shown, the Hearing Officer hereby
3 ORDERS the following:

4 1. The following schedule is hereby ordered for the hearing on Appellant's Appeal but
5 remains subject to change at the discretion of the Hearing Officer:
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8 **Filing Deadline For
Hearing Materials:**

June 18, 2012 at 5:00 P.M.

9 Parties shall file and serve on the other parties, no later than this
10 date and time, their respective Witness Lists, Exhibit Lists with
11 four copies of all Exhibits, Admissions of Fact and List of Issues
12 which require evidence or arguments to be presented at the
13 hearing. The Appellant's Exhibits shall be marked with
14 corresponding and sequential numbers. The Purchasing Agency's
15 Exhibits shall be marked with corresponding and sequential letters
16 of the alphabet. The Parties may file stipulated joint witness,
17 exhibit, and issues lists, and admissions of fact in lieu of filing
18 such documents separately. The term "Exhibit List" as used in this
19 paragraph refers to exhibits that any party will present to a witness
20 for testimonial purposes during the hearing in this matter.

17 **Filing Deadline for
Hearing Briefs:**

June 25, 2012 at 5:00 P.M.

18 The parties shall file and serve on the other parties, their Hearing
19 Briefs summarizing their arguments concerning contested issues
20 no later than this date and time.

20 **Hearing Date:**

July 5, 2012 at 9:00 A.M.

21 (Notice to issue no later than ten days prior – June 25, 2012)
22 The Hearing will proceed in the following order: (1) Opening
23 Statements of the Parties; (2) Appellant's Case in Chief; (3) The
24 Purchasing Agency's Case in Chief; (4) Interested Party's Case in
25 Chief; (5) Closing Statements of the Parties.


25 **Filing Deadline for
Brief Re Remedies:**

July 10, 2012 at 5:00 P.M.

26 The Parties may, but are not required to, file and serve on the other
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parties, additional briefs on the issue of Remedies no later than this date and time.

SO ORDERED this 31st day of May, 2012 by:



ANTHONY R. CAMACHO, ESQ.
Hearing Officer

Acknowledgement Receipt:

Receiver's Signature

Print Name

Date