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Attorneys for Party-in-Interest
Xerox Corporation

OFFICE OF PUBLIC ACCOUNTABILITY
2012 AUG 29 2:30 PM MH
11-002

IN THE OFFICE OF PUBLIC ACCOUNTABILITY

PROCUREMENT PETITION

IN THE PETITION OF

TOWNHOUSE DEPARTMENT STORES,
INC. dba ISLAND BUSINESS SYSTEMS &
SUPPLIES

Appellant.

DOCKET NO. OPA-PA-11-002

**XEROX CORPORATION'S RESPONSE
TO GUAM DEPARTMENT OF
EDUCATION'S REQUEST FOR
CLARIFICATION REGARDING
EFFECT OF JUDICIAL PROCEEDING**

The Office of Public Accountability's August 8, 2012 decision has been challenged in a civil action before the Superior Court of Guam, filed by Xerox Corporation pursuant to 4 G.C.A. § 5480. Xerox agrees with DOE that as a result, the OPA does not have jurisdiction to enforce its August 8 Decision or August 15 Order. *See* 2 GAR Div. 4 § 12103(b). As the OPA lacks jurisdiction over this procurement, it should clarify that it will decline to enforce the orders rendered in this action.

DATED: Hagåtña, Guam, 29 August 2012.

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