



OFFICE OF PUBLIC ACCOUNTABILITY

Doris Flores Brooks, CPA, CGFM

Public Auditor

July 8, 2011

Robert A. Underwood, Ed.D.
President
University of Guam
UOG Station
Mangilao, Guam 96923

VIA FACSIMILE: 734-2296

Re: Notice of Receipt of Appeal Regarding UOG Bid. No. P13-11 Roof Repairs & New Coating System at Various Facilities

Dear President Underwood,

Please be advised that Seth Forman, Esq. of Dooley, Roberts & Fowler, LLP, legal counsel for the Appellant, Phil-Gets (Guam) International Trading Corporation dba J&B Modern Tech (hereafter "J&B Modern Tech"), has filed an appeal with the Office of Public Accountability (hereafter "OPA") on July 7, 2011 of UOG's decision on J&B Modern Tech's protest of the above-stated procurement solicitation. The appeal has been assigned Master File No. **OPA-PA-11-013**.

Immediate action is required of your office pursuant to the Rules of Procedure for Procurement Appeals, found in Chapter 12 of the Guam Administrative Regulations (GAR). Copies of the rules, the appeal, and all filing deadlines are available at our office and on our website at www.guamopa.org. The transmittal letter and the first page of the notice of appeal filed with OPA are enclosed for your reference.

Please provide the required notice of this appeal to the required parties with instructions that they should communicate directly with OPA regarding the appeal. You are also responsible for giving notice to the Attorney General or other legal counsel for your agency. Promptly provide OPA with the identities and addresses of interested parties and a formal entry of appearance by your legal counsel.

Pursuant to 2 GAR Div 4, Chap 12, §12104(3), please submit one complete copy of the procurement record, as outlined in 5 GCA Chapter 5, §5249, to OPA by **Friday, July 15, 2011**, five working days following receipt of this notice of appeal; and one copy of the Agency Report, as outlined in 2 GAR Div 4, Chap 12, §12105, by **Monday, July 25, 2011**, ten working days following receipt of this notice of appeal. When filing all other required documents with our office, please provide one original and two copies to OPA, and serve a copy to the Appellant (protesting vendor).

Thank you for your prompt attention to this matter. Please contact me at 475-0390 ext. 211 or email address acamacho@guamopa.org should you have any questions regarding this notice.

Sincerely,

Anne Camacho
Management Analyst III
Procurement Appeals Division

Enclosure: First Page of Notice of Appeal, OPA-PA-11-013
Cc: Appellant – J&B Modern Tech, c/o Dooley, Roberts & Fowler, LLP (Via Facsimile 646-1223)

Seth Forman
DOOLEY ROBERTS & FOWLER LLP
Suite 201, Orlean Pacific Plaza
865 South Marine Corps Drive
Tamuning, Guam 96913
Telephone No. (671) 646-1222
Facsimile No. (671) 646-1223
E-mail: Forman@guamlawoffice.com

Attorneys for Appellant
Phil-Gets (Guam) International Trading Corp.
dba J&B Modern Tech

RECEIVED
OFFICE OF PUBLIC ACCOUNTANTS
GOVERNMENT OF GUAM

JUL 07 2011

TIME: 2:56 BY: *mm*
FILE NO OPA-PA 11-013

OFFICE OF THE PUBLIC AUDITOR

In the Appeal of)
)
Phil-Gets (Guam) International Trading Corp.)
dba J&B Modern Tech,)
)
Appellant.)
_____)

NOTICE OF APPEAL

Docket No. OPA-PA 11-013

Appellant Information:

Phil-Gets (Guam) International Trading Corp. dba J&B Modern Tech ("J&B")
P.O. Box 9788
Tamuning, Guam 96931

Telephone No. (671) 646-4435
Facsimile No. (671) 646-0589

Appeal Information:

- A) Purchasing Agency: University of Guam (UOG)
- B) Invitation for Bid No.: UOG Bid No. P13-11, Recovery CIP: Roof Repairs & New Roof Coating at Various Facilities
- C) The decision being appealed was made on or about June 24, 2011 by the head of the purchasing agency, the date being uncertain due to an apparent typographical error on the date on the decision. The decision was received by J&B on June 24, 2011.
- D) Appeal is made from a decision on protest of method, solicitation or award.
- E) Names of competing bidders:

Broadcast Report

Date/Time
Local ID 1
Local ID 2

07-08-2011
4727951

10:29:37 a.m.

Transmit Header Text
Local Name 1
Local Name 2

OFFICE OF PUBLIC AUDITOR

This document : Confirmed
(reduced sample and details below)
Document size : 8.5"x11"



FAX

<p>To: Robert A. Underwood, Ed.D. President, UOG</p> <p>Seth Forman, Esq. Legal Counsel for Appellant – Phil-Cets (Guam) International Trading Corp. dba J&B Modern Tech (Hereafter "J&B Modern Tech")</p>	<p>From: Doris Flores Brooks, CPA, CGFM Public Auditor OPA Procurement Appeals Suite 401 DNA Bldg. 238 Archbishop Flores St. Hagatna, Guam 96910</p>
--	---

Agency:	Pages: 3 (including cover)
CC:	Date: July 8, 2011
Fax: UOG: 734-2296 DR&F: 646-1223	Point of Contact: Tel: 475-0390 x 211 (Anne Camacho) Fax: 472-7951 No.
Re: Appeal No. OPA-PA-11-013: Notice of Receipt of Appeal	
<input type="checkbox"/> Urgent <input checked="" type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input checked="" type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle	

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver. Thank you.

Anne Camacho - acamacho@guamp.org

This facsimile transmission and accompanying documents may contain confidential or privileged information. If you are not the intended recipient of this fax transmission, please call our office and notify us immediately. Do not distribute or disclose the contents to anyone. Thank you.

Total Pages Scanned : 3

Total Pages Confirmed : 6

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	637	6461223	10:25:54 a.m. 07-08-2011	00:00:50	3/3	1	EC	HS	CP26400
002	637	6717342296	10:25:54 a.m. 07-08-2011	00:01:11	3/3	1	EC	HS	CP14400

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
CP: Completed
FA: Fail

TU: Terminated by user
TS: Terminated by system
RP: Report

G3: Group 3
EC: Error Correct