



OFFICE OF THE PUBLIC AUDITOR

PROCUREMENT APPEALS

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6 IN THE APPEAL OF,
7 Z4 CORPORATION,

8 Appellant

) APPEAL NO: OPA-PA-09-012

) **NOTICE OF HEARING AND**
) **SCHEDULING ORDER FOR**
) **APPELLANT'S STATEMENT OF COSTS,**
) **REASONABLE PROFITS, AND MOTION**
) **FOR ATTORNEY'S FEES AS COSTS**

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12 **To: Purchasing Agency:**

13 General Services Agency, Department of Administration, Government of Guam
14 148 Route 1 Marine Drive
15 Piti, Guam, 96915
16 Facsimile: (671) 472-4217

17 Department of Education
18 C/O Laura J. Mooney, Esq.
19 P.O. Box DE
20 Hagåtña, Guam, 96910
21 Facsimile: (671) 472-5003

22 **Appellant:**

23 Z4 Corporation
24 C/O Aaron R. Jackson, Esq.
25 Mair, Mair, Spade & Thompson, LLC
26 238 A.F.C. Flores Street
27 Suite 801, DNA Building
28 Hagåtña, Guam, 96910
Facsimile: (671) 477-5206

NOTICE IS HEREBY GIVEN that the hearing for Appellant's June 14, 2010 Statement of Costs and Reasonable Profit and Motion for Attorney's Fees as Costs shall be heard at Suite 907, 9th Floor, DNA Building, 238 Archbishop Flores Street, Hagåtña, Guam, 96910 on Monday, July 19, 2010 at 9:30 a.m., and the parties are hereby ORDERED to follow the following schedule concerning said hearing:

1 1. The Purchasing Agencies shall file their respective opposition or non-objection to the
2 Appellant's June 14, 2010 Statement of Costs and Reasonable Profit and Motion for
3 Attorney's Fees as Costs and shall serve the same on the Appellant, no later than 5:00 p.m. on
4 Friday, July 9, 2010.

5 2. The Appellant shall file its reply to the Purchasing Agencies' Opposition, if any, and
6 shall serve the same on the Purchasing Agencies no later than 5:00 p.m. on July 14, 2010.

7 3. The parties shall file their respective witness lists, exhibit lists, and three (3) copies of
8 their exhibits and shall serve the other party with their witness list, exhibit list, and one (1) copy
9 of their exhibits no later than 5:00 p.m. on July 14, 2010. The Appellant shall use letters of the
10 alphabet to mark its exhibits. The Purchasing Agencies shall use numbers to mark their exhibits.

11 4. The hearing shall be conducted in the following order:

- 12 (1) The Appellant's Opening Statement.
- 13 (2) The Purchasing Agencies' Opening Statement.
- 14 (3) The Appellant's presentation of evidence.
- 15 (4) The Purchasing Agencies' presentation of evidence.
- 16 (5) The Appellant's Closing Statement.
- 17 (6) The Purchasing Agencies' Closing Statement.
- 18 (7) The Appellant's Rebuttal.

19 5. The parties' respective presentations of evidence shall be limited to the issues relevant
20 to determining the actual expenses and reasonable profits that Appellant is entitled to pursuant to
21 the OPA's May 5, 2010 Decision in this matter.

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

26 **SO ORDERED** this 7th day of July, 2010 by:

27 
28 ANTHONY R. CAMACHO, ESQ.
Hearing Officer