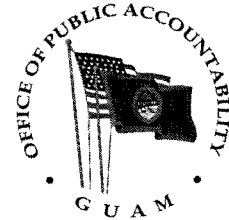


Suite 401 DNA Building
 238 Archbishop Flores St.
 Hagåtña, Guam 96910



FAX

To:	Mr. Marcus Pido Supply Management Administrator Guam Department of Education Seth Forman Attorney for Phil-Gets (Guam) International Trading Corporation dba J&B Modern Tech	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	GDOE Phone: 475-0436 Fax: 472-5001 J&B via Attorney Forman Phone: 646-1222 Fax: 646-1223	Pages:	4 (including cover page)
CC:		Date:	April 5, 2013
		Phone: Fax:	475-0390 x. 204 472-7951

Re: NOTICE OF RECEIPT OF APPEAL: OPA-PA-13-003

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Rodalyn Gerardo
rgerardo@guamopa.org

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

April 5, 2013

Mr. Marcus Pido
Supply Management Administrator
Guam Department of Education
M. F. L. Guerrero Administration Bldg.
2nd Floor, Suite B-220
Hagatna, Guam 96932

VIA FACSIMILE: 472-5001

Re: Notice of Receipt of Protest – OPA-PA-13-003

Dear Mr. Pido,

Please be advised that Phil-Gets (Guam) International Trading Corporation dba J&B Modern Tech (J&B) filed an appeal with the Office of Public Accountability (OPA) on April 5, 2013 regarding the Guam Department of Education's (GDOE) Notice of Non-Consideration, related to GDOE IFB No. 008-2013.

Immediate action is required of DOE 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 OPA's office and on its website at www.guamopa.org. The first page of the notice of appeal filed with OPA is enclosed for your reference.

Please provide the required notice of this appeal to the relative parties with instructions that they should communicate directly with OPA regarding the appeals. 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.

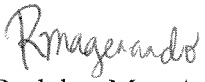
Pursuant to 2 GAR, Div. 4, Ch. 12, §12104(3), the submission of one complete copy of the procurement record for the procurement solicitation above, as outlined in Title 5, Chapter 5, §5249 of the Guam Code Annotated is required. Please submit one complete copy of the procurement record no later than **Friday, April 12, 2013**. We also request one copy of the Agency Report for each of the procurement solicitations cited above, as outlined in 2 GAR, Div. 4, Chap. 12, §12105, by **Friday, April 19, 2013**, ten work 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 J&B. OPA respectfully asks that DOE provide one original and two copies of the procurement record as the Guam Procurement Law and Regulations

require only one copy. The three procurement record copies requested by OPA are distributed as follows: Copy-1: Master File; Copy-2: Public Auditor; and Copy-3: Hearing Officer.

Thank you for your prompt attention to this matter. Please contact me at 475-0390 ext. 204 or rgerardo@guamopa.org should you have any questions regarding this notice.

Sincerely,



Rodalyn May A. Gerardo, CIA, CGFM, CPA, CGAP, CGMA
Audit Supervisor

Enclosure: First Page of the Notice of Appeal – OPA-PA-13-003

Cc: Seth Forman, Attorney for J&B Modern Tech

Seth Forman
Kevin J. Fowler
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
Fowler@guamlawoffice.com

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PROCUREMENT APPEALS
DATE: 4/5/13
TIME: 1:05 AM PM BY: JH
FILE NO OPA-PA: 13-003

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

**OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL**

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

NOTICE OF APPEAL

Docket No. OPA-PA _____

Appellant Information:

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

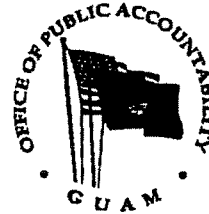
Telephone No. (671) 646-4435
Facsimile No. (671) 646-0589

Appeal Information:

- A) Purchasing Agency: Guam Department of Education ("GDOE")
- B) Invitation for Bid No.: GDOE IFB 008-2013
- C) The denial of protests being appealed was made on April 3, 2013 by the Supply Management Administrator of GDOE. The letter denying the protests was received by J&B's counsel on April 3, 2013.

ORIGINAL

Suite 401 DNA Building
238 Archbishop Flores St.
Hagåtña, Guam 96910



FAX

To:	Mr. Marcus Pido Supply Management Administrator Guam Department of Education Seth Forman Attorney for Phil-Gets (Guam) International Trading Corporation dba J&B Modern Tech	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	GDOE Phone: 475-0436 Fax: 472-5001 J&B via Attorney Forman Phone: 646-1222 Fax: 646-1223	Pages:	4 (including cover page)
CC:		Date:	April 5, 2013
		Phone: Fax:	475-0390 x. 204 472-7951

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Broadcast Report

Date/Time: 04-04-2013 06:25:11 p.m. Transmit Header Text
 Local ID 1: 4727951 Local Name 1: OFFICE OF PUBLIC AUDITOR
 Local ID 2: Local Name 2:

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FAX

To:	Mr. Marcus Pido Supply Management Administrator Guam Department of Education Seth Forman Attorney for Phil-Gets (Guam) International Trading Corporation dba J&B Modern Tech	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone:	GDOE Phone: 475-0436 Fax: 472-5001	Pages:	4 (including cover page)
Fax:	J&B via Attorney Forman Phone: 646-1222 Fax: 646-1223		
CC:		Date:	April 5, 2013
		Phone:	475-0390 x. 204
		Fax:	472-7951

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002	367	6714725001	06:20:16 p.m. 04-04-2013	00:00:55	4/4	1	EC	HS	CP21600

Abbreviations:

HS: Host send	PL: Polled local	MP: Mailbox print	TU: Terminated by user
HR: Host receive	PR: Polled remote	CP: Completed	TS: Terminated by system
WS: Waiting send	MS: Mailbox save	FA: Fail	RP: Report
			G3: Group 3
			EC: Error Correct

Transmission Report

Date/Time: 04-04-2013 06:57:24 p.m. Transmt Header Text
 Local ID 1: 4727951 Local Name 1: OFFICE OF PUBLIC AUDITOR
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Abbreviations:

HS: Host send	PL: Polled local	MP: Mailbox print	TU: Terminated by user
HR: Host receive	PR: Polled remote	CP: Completed	TS: Terminated by system
WS: Waiting send	MS: Mailbox save	FA: Fail	RG: Report
			G3: Group 3
			EC: Error Correct