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7 OFFICE OF PUBLIC ACCOUNTABILITY
8 PROCUREMENT APPEALS

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10 In the Appeal of)

DOCKET NO. OPA-PA-15-008

11)
12 MAEDA PACIFIC CORPORATION,)

**VERIFIED MOTION FOR LEAVE
TO SUBMIT APPELLANT'S
OPPOSITION TO MOTION
TO DISMISS**

13)
14 Appellant.)
15 -----

16 Appellant Maeda Pacific Corporation ("Appellant" or "MPC") moves for leave to
17 permit the submission of its Opposition to Purchasing Agency, Guam Solid Waste
18 Authority's ("GSWA") Motion to Dismiss for Lack of Jurisdiction and for Recusal ("Motion
19 to Dismiss") of the Public Auditor. On September 11, 2015, the Office of Public
20 Accountability ("OPA") issued its Scheduling Order ordering Appellant to file its
21 Opposition on or before September 17, 2015. Good Cause and the lack of prejudice to
22 GSWA exists to allow the submission of Appellants Opposition filed contemporaneously
23 herewith. This Verified Motion is further based on the instant pleading, all files and
24 records in this case, and any other evidence which may be produced at a hearing.

25 Appellant's counsel, the undersigned, Phillip Torres, Esq., is currently off-island in
26 California. The undersigned's father passed away on September 9, 2015 (Guam time) and
27 left island on September 12th. The undersigned was not able to timely file Appellant's
28 Opposition and seeks leave to file said Opposition as he was unaware of how impactful his

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1 father's death and funeral would be. The undersigned recognizes that the deadline to file
2 was only last week, September 17, 2015. MPC is not seeking to submit the late filing of its
3 Opposition in bad faith or for a dilatory motive. The late filing does not prejudice GSWA
4 as it should also be permitted seven (7) days to file its Reply as originally intended in the
5 Scheduling Order. This Verified Motion is brought as soon as possible and MPC seeks the
6 OPA's indulgence and understanding in allowing the filing of Appellant's Opposition to
7 GSWA's Motion to Dismiss.

8 Appellant respectfully requests that the OPA allow for and accept the submission
9 of Appellant's Opposition in light of the undersigned's circumstances. Accordingly, the
10 undersigned respectfully requests the OPA to grant its Verified Motion for Leave to Submit
11 Appellant's Opposition To Motion to Dismiss filed contemporaneously herewith.

12 *Respectfully submitted* this 21st day of September, 2015.

13 TORRES LAW GROUP

14 

15 By _____

16 PHILLIP TORRES, ESQ.
17 Attorneys for Appellant