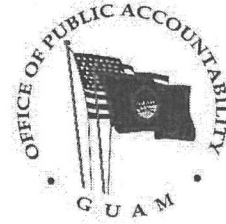


Suite 401 DNA Building  
238 Archbishop Flores St.  
Hagåtña, Guam 96910



# FAX

<b>To:</b>	<b>Mary A.Y. Okada, Ed.D</b> <b>President</b> <b>Guam Community College</b> P.O. Box 23069 GMF, Guam 96921	<b>From:</b>	<b>Doris Flores Brooks</b> <b>Guam Public Auditor</b> Office of Public Accountability
<b>Phone:</b> <b>Fax:</b>	(671) 735-5542 / 5540 (671) 734-5238	<b>Pages:</b>	6 (including cover page)
<b>CC:</b>	<b>John Richard Bordallo Bell</b> <b>(Attorney for 1-A-Guam WEBZ)</b>	<b>Date:</b>	March 29, 2016
<b>Phone:</b> <b>Fax:</b>	(671) 646-5722/3 (671) 646-5721	<b>Phone:</b> <b>Fax:</b>	(671) 475-0390 x. 203 (671) 472-7951

**Re:** OPA-PA-16-002 Notice of Receipt of Appeal

Urgent    For Review    Please Comment    Please Reply    Please Recycle

**Comments:**

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,  
Jerrick Hernandez  
Auditor  
[jhernandez@guamopa.org](mailto:jhernandez@guamopa.org)

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

March 29, 2016

Mary A.Y. Okada, Ed.D.  
President  
Guam Community College  
P.O. Box 23069  
GMF, Guam 96921

**VIA FACSIMILE: (671) 734-5238**

Re: Notice of Receipt of Appeal – OPA-PA-16-002

Dear Dr. Okada,

Please be advised that 1-A Guam WEBZ (GuamWebz) filed an appeal with the Office of Public Accountability (OPA) on March 28, 2016 regarding the Guam Community College's (GCC) response to GuamWEBZ's protest relative to Invitation for Bid No.: GCC-FB-16-006; a procurement solicitation for website services for GCC. OPA has assigned this appeal case number OPA-PA-16-002.

Immediate action is required of GCC 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.opaguam.org](http://www.opaguam.org). The notice of appeal filed with OPA is enclosed for your reference.

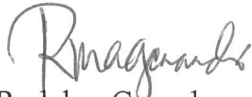
Please provide the required notice of this appeal to the relative parties with instructions that they should communicate directly with OPA regarding the appeals. You are also responsible for giving notice to the Attorney General or other legal counsel for your agency. Promptly provide OPA with the identities 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), please submit 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, to OPA by **Tuesday, April 5, 2016**, five work days following receipt of this notice of appeal; and 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 **Tuesday, April 12, 2016**, 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 GuamWEBZ. In addition, OPA respectfully asks that GCC provide one original and two copies of the procurement record and agency report 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 Rodalyn Gerardo at 475-0390 ext. 203, or [rgerardo@guamopa.org](mailto:rgerardo@guamopa.org), should you have any questions regarding this notice.

Sincerely,



Rodalyn Gerardo  
Audit Supervisor

Enclosure: First Three Pages of Notice of Appeal – OPA-PA-16-002

Cc: John Richard Bordallo Bell, Attorney for 1-A Guam WEBZ

*The Law Office of*  
**John Richard Bordallo Bell**

341 S. Marine Corps Drive, RK Plaza, Suite 309 Tamuning, Guam 96913  
Tel: (671) 646-5722 (JRBB)/5723 Fax: (671) 646-5721  
Cell: (671) 488-1159/ Email: john.r.b.bell@gmail.com

March 28, 2016

Office of the Public Auditor  
Suite 401 DNA Building  
238 Archbishop Flores Street  
Hagatna Guam 96910

**RECEIVED**  
OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS  
DATE: March 28, 2016  
TIME: 4:40  AM  PM BY: AR  
FILE NO OPA-PA: 16-02

**PROCUREMENT APPEAL**

Greetings:

Attached, please find the Notice of Appeal, Statement of Grounds of Appeal and Supporting Document and Exhibits of ONE-A Guam WEBZ.

Respectfully,



John Richard Bordallo Bell, Esq.

Attorney for Appellant One-A GUAM WEBZ



**Appendix A: Notice of Appeal Form  
PROCUREMENT APPEAL**

**PART I- To be completed by OPA**

In the Appeal of \_\_\_\_\_ )  
 ) **NOTICE OF APPEAL**  
 )  
 )  
(Name of Company), APPELLANT ) Docket No. OPA-PA \_\_\_\_\_  
 )  
 )  
\_\_\_\_\_ )

**PART II- Appellant Information**

Name: 1-A GuamWEBZ  
Mailing Address: P.O. BOX 7725  
Tamuning GU 96931  
Business Address: Office Unit 101 Ypao Garden  
Tamuning GU 956931  
Email Address: rhaj@guamwebz.com  
Daytime Contact No: (671) 483-4826  
Fax No.: \_\_\_\_\_

**PART III- Appeal Information**

- A) Purchasing Agency: Guam Community College
- B) Identification/Number of Procurement, Solicitation, or Contract: GCC-FB-16-006
- C) Decision being appealed was made on Feb. 24, 2016 (date) by:  
 Chief Procurement Officer  Director of Public Works  Head of Purchasing Agency

*Note: You must serve the Agency checked here with a copy of this Appeal within 24 hours of filing.*

- D) Appeal is made from:  
(Please select one and attach a copy of the Decision to this form)
- Decision on Protest of Method, Solicitation or Award  
 Decision on Debarment or Suspension  
 Decision on Contract or Breach of Contract Controversy  
(Excluding claims of money owed to or by the government)  
 Determination on Award not Stayed Pending Protest or Appeal  
(Agency decision that award pending protest or appeal was necessary to protect the substantial interests of the government of Guam)

E) Names of Competing Bidders, Offerors, or Contractors known to Appellant:

<u>WSI — Internet consulting &amp; Education</u>	_____
_____	_____
_____	_____
_____	_____
_____	_____

**PART IV- Form and Filing**

In addition to this form, the Rules of Procedure for Procurement Appeals require the submission together with this form of additional information, including BUT NOT LIMITED TO:

1. A concise, logically arranged, and direct statement of the grounds for appeal;
2. A statement specifying the ruling requested;
3. Supporting exhibits, evidence, or documents to substantiate any claims and the grounds for appeal unless not available within the filing time in which case the expected availability date shall be indicated.

*Note: Please refer to 2 GAR § 12104 for the full text of filing requirements.*

**PART V- Declaration Re Court Action**


Pursuant to 5 GCA Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of Public Accountability will not take action on any appeal where action concerning the protest or appeal has commenced in any court.

The undersigned party does hereby confirm that to the best of his or her knowledge, no case or action concerning the subject of this Appeal has been commenced in court. All parties are required to and the undersigned party agrees to notify the Office of Public Accountability within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

Submitted this 28<sup>th</sup> day of March, 2016.

By:   
APPELLANT

or

By: John Richard Bordallo Bell, Esq.   
Appellant's Duly Authorized Representative  
(Address)  
(Phone No.)

## TRANSACTION REPORT

MAR/30/2016/WED 05:29 PM

## BROADCAST

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE / NOTE	FILE
001	MAR/30	05:25PM	6717345238	0:02:10	6	MEMORY OK	G3 6439
2		05:28PM	6716465721	0:01:08	6	MEMORY OK	SG3 6439
TOTAL				0:03:18	12		

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



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<b>CC:</b>	John Richard Bordallo Bell (Attorney for I-A-Guam WEBZ)	<b>Date:</b>	March 29, 2016
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**Re:** OPA-PA-16-002 Notice of Receipt of Appeal

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Thank you,

Jerrick Hernandez

Auditor

[jhernandez@guamopa.org](mailto:jhernandez@guamopa.org)

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## TRANSACTION REPORT

MAR/29/2016/TUE 11:45 AM

## BROADCAST

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
1	MAR/29	11:41AM	7345238	0:02:10	6	MEMORY OK	G3 6392
2		11:44AM	6465721	0:01:08	6	MEMORY OK	SG3 6392
TOTAL				0:03:18	12		

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[jhernandez@guamopa.org](mailto:jhernandez@guamopa.org)

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Auditor  
[jhernandez@guamopa.org](mailto:jhernandez@guamopa.org)

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*The Law Office of*  
**John Richard Bordallo Bell**  
Date: 3/29/16  
Time: 11:44 a.m.  
Received By: *[Signature]*

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

Guam Community College  
**RECEIVED**  
MAR 31 2016



**FAX**

PRESIDENT'S OFFICE  
Initials: *[Signature]* E. Muna

<b>To:</b>	Mary A.Y. Okada, Ed.D President Guam Community College P.O. Box 23069 GMF, Guam 96921	<b>From:</b>	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
<b>Phone:</b> <b>Fax:</b>	(671) 735-5542 / 5540 (671) 734-5238	<b>Pages:</b>	6 (including cover page)
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