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 PROCUREMENT APPEALS

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Attorneys for Appellee
 Guam Memorial Hospital Authority

OFFICE OF THE PUBLIC AUDITOR

In the Appeal of)	APPEAL NO. OPA-PA-07-009
)	
PACIFIC SECURITY ALARM, INC.,)	NOTICE OF WITHDRAWAL
)	OF EX PARTE MOTION FOR
Appellant.)	ISSUANCE OF ACCELERATED
)	DECISION
_____)	

On April 3, 2008, Appellee Guam Memorial Hospital Authority (“GMHA”) filed an *Ex Parte* Motion for Issuance of Accelerated Decision. GMHA brought this motion in good faith, based upon newspaper accounts containing accusations made by certain persons that the current condition of GMHA’s fire alarms posed an imminent danger to life and limb of patients, employees and the general public. Subsequent to the filing of the motion, GMHA has learned that, in fact, these allegations, which were widely publicized, were in fact untrue.

In particular, at GMHA’s request on April 3, 2008, GMHA underwent and passed a fire safety inspection by the Guam Fire Department. As a result of the inspection,

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GMHA was issued a conditional permit indicating that it has passed all of the subject inspection criteria, and that GMHA's fire alarm system is "still functional and accepted since an effective fire watch has been put into place, enforced and properly documented." See attached Press Release and GFD inspection report.

Based on this new information, that GMH has passed GFD fire safety inspection criteria, GMHA respectfully withdraws its motion for an accelerated decision. GMHA regrets any inconvenience posed by this withdrawal. GMHA merely acted in what it perceived to be the public interest, based on information that it had at the time it filed its motion. Happily, subsequent events have demonstrated that there is no imminent danger posed to the public based on GMH's existing fire alarm and fire suppression systems.

Respectfully submitted this 8th day of April, 2008.

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Attorneys for Appellee Guam Memorial Hospital
Authority

By: 
AARON R. JACKSON



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PRESS RELEASE FOR IMMEDIATE RELEASE April 4, 2008

HOSPITAL PASSES GFD FIRE SAFETY CERTIFICATION

Yesterday Guam Memorial Hospital passed a comprehensive fire-safety certification inspection conducted by the Guam Fire Department. The inspection was conducted in response to fire safety concerns raised by Dr. Vincent Akimoto and others which were widely publicized in media reports on Thursday.

The GFD Inspection report found that GMH's fire alarm system is "still functional and accepted since an effective fire watch has been put into place, enforced and properly documented."

After the inspection, GMHA Administrator Peter John D. Camacho stated, "It is unfortunate that our patients, employees, their families and the community were unnecessarily alarmed by these unfounded fire safety concerns". Camacho continued, "we continue our efforts to upgrade our aging fire alarm system. We want to assure the public that the hospital's fire suppression system has been fully operational at all times. This system is our automatic sprinkler system which is activated by detecting an increase in temperature that would be attributable to fires". Thus, "suggestions that portions of the hospital are unsafe and should be shut down were totally unfounded,"

At Thursday evening's meeting of the GMH Board of Trustees, Chairman Daniel Webb and other Trustees complimented Hospital personnel on prompt and effective responses to ensure compliance with Life Safety code requirements and expressed disappointment with publicity over concerns before gathering all the facts and without first consulting with the Board and Management on the matter.

Attachment

DATE: 4.4.08
TIME: 2:45pm
BY: [Signature]

**GFD Inspection Guam Memorial Hospital Authority
April 3, 2008 @ 1530 Hours**

GFD Inspectors: Captain Manibusan / Captain Certeza / Captain Marques

Site inspection conducted covering the following throughout all floors:

Pass Fail

- [] ANSUL System – Cooking Equipment
- [] Portable Fire Extinguishers
- [] Emergency Exit Lights
- [] Emergency Lighting
- [] Emergency Egress
- [] Fire Watch Program
- [] Emergency Generator Room
- [] Fire Suppression System (CONDITIONAL)
- [] Fire Alarm System (CONDITIONAL)

Findings:

GMHA received a Conditional permit due to several trouble conditions found on the fire alarm control panel and an expired certificate for the fire pump system.

Although the fire alarm control panel shows several troubles overall the panel and fire alarm system is still functional and accepted since an effective fire watch has been put into place, enforced and properly documented.

A second condition identified is the recently expired certification tags for the fire pump system. Although the fire pump system is armed and fully operational, the existing inspection tag expired on March 16, 2008 and the fire pump system is currently due for an annual certification. The conditional permit was approved since GMHA continues to perform the required weekly inspection and testing of the fire pump system and the annual inspection and testing of the fire inspectors test lines was completed and documented in February 2008.

Others:

GFD recommends the following:

- 1) The fire pump system certification expired on March 16, 2008. GFD recommends that a