

ORIGINAL

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OFFICE OF THE PUBLIC AUDITOR  
PROCUREMENT APPEALS

MAY 16 2008  
TIME: 2:31 PM  
BY: T. Camacho  
FILE No. OPA-PA 08-003

BEFORE THE OFFICE OF THE PUBLIC AUDITOR

In the Appeal of )  
)  
TOWN HOUSE DEPARTMENT STORES, )  
INC., dba )  
ISLAND BUSINESS SYSTEMS )  
& SUPPLIES, )  
APPELLANT )  
\_\_\_\_\_ )

REQUEST FOR NOTICE  
RE HEARING

DOCKET NO. OPA-PA 08-003

May 16, 2008

TO:

Mr. Anthony R. Camacho, Esq., Hearing Officer - Office of the Public Auditor  
Suite 401 Pacific News Building  
238 Archbishop Flores Street  
Hagatna, Guam 96910  
VIA FAX: 671-472-7951

CC:

Mr. Fred Nishihira, Esq., Legal Counsel - Guam Public School System  
P.O. Box DE  
Hagåtña, Guam 96932  
VIA FAX: 671-472-5003

and


Ms. Meredith M. Sayre, Esq., and/or Mr. Carey M. Austin, Esq.  
Carlsmith Ball LLP - Attorneys for Interested Party Xerox Corporation  
Bank of Hawaii Bldg., Suite 401  
134 West Soledad Avenue  
Hagåtña, Guam 96932-5027  
VIA FAX: 671-477-4375

Mr. Hearing Officer,

In reference to your Notice of Hearing on Thursday May 29, 2008, called to address the Motion to Compel Production of Procurement Record filed by Appellant on February 18, 2008, and for other matters regarding the final disposition of this case, please be advised that Appellant has considered the Motion to Compel moot, and hereby withdraws the Motion to Compel, since it was obviated by the subsequent production of the Procurement Record on February 20, 2008, followed by production of the Supplemental Procurement Record on February 22, 2008, and Appellant and the Agency, GPSS have each stipulated to submit the matter for decision on the record so submitted.

Regarding the "other matters", Appellant respectfully requests notice of the nature of same to the extent the Hearing Officer cares to assist the parties' efforts to come prepared to the hearing.

Respectfully,

  
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John Thos. Brown  
General Counsel for Appellant, IBSS

May 16, 2008