



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

PROCUREMENT APPEALS

IN THE APPEAL OF,
JRN AIR CONDITIONING &
REFRIGERATION, INC.

Appellant

APPEAL NO: OPA-PA-10-008

DECISION GRANTING APPELLANT'S
REASONABLE COSTS INCURRED IN
CONNECTION WITH THE
SOLICITATION AND PROTEST

To: **Purchasing Agency:**
Department of Education
C/O Laura J. Mooney, Esq.
Office of the Superintendent
312 Aspinall Ave.
Hagåtña, Guam, 96910
Facsimile: (671) 472-5003

Appellant:
JRN Air Conditioning & Refrigeration, Inc.
C/O Vincent C. Camacho, Esq.
Carlsmith Ball LLP
Bank of Hawaii Bldg., Ste 401
134 West Soledad Ave.
Hagåtña, Guam, 96910
Facsimile: (671) 477-4375

THIS MATTER came before the Office of Public Accountability on February 22, 2011 pursuant to the Appellant's Submission of Costs. After reviewing said Submission of Costs, the Declaration of Cesar Cordero, attached as Exhibit A to said Submission of Costs, and after considering the Purchasing Agency's Request for OPA Review of Appellant's Reasonable Costs, filed on March 8, 2011, the Public Auditor hereby finds and **ORDERS** the following:

1. On February 17, 2011, the Office of Public Accountability awarded Appellant its reasonable costs incurred in connection with the solicitation and protest, including bid preparation costs, excluding attorney's fees pursuant to 5 G.C.A. §5425(h)(2).
2. The Appellant's bid preparation costs are seven-hundred-eighty-dollars (\$780) and Appellant's protest costs are two-hundred-dollars (\$200), for a grand total of nine-hundred-eighty-dollars (\$980).

Decision Granting Appellant's Reasonable Costs- 1

1 3. The Public Auditor hereby finds these costs reasonable and the Purchasing Agency
2 shall pay the total amount of nine-hundred-and-eighty-dollars (\$980) to the Appellant no later
3 than thirty (30) days after receiving this order.

4 This is a Final Administrative Decision. The Parties are hereby informed of their right to
5 appeal from a Decision by the Public Auditor to the Superior Court of Guam, in accordance with
6 Part D of Article 9, of 5 G.C.A. within fourteen (14) days after receipt of a Final Administrative
7 Decision. 5 G.C.A. §5481(a).

8 A copy of this Decision shall be provided to the parties and their respective attorneys, in
9 accordance with 5 G.C.A. §5702, and shall be made available for review on the OPA Website
10 www.guamopa.org.

11 **DATED** this 2nd day of May, 2011.

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16 DORIS FLORES BROOKS, CPA, CGFM
17 PUBLIC AUDITOR
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