



OFFICE OF THE PUBLIC AUDITOR

**PROCUREMENT APPEALS**

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5  
6 IN THE APPEAL OF,  
7 Z4 CORPORATION,

8 Appellant

) **APPEAL NO: OPA-PA-09-012**

) **SCHEDULING ORDER RE HEARING**  
) **FOR APPELLANT'S APPEAL**

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10  
11 **To: Purchasing Agency:**

12 General Services Agency, Department of Administration, Government of Guam  
13 148 Route 1 Marine Drive  
14 Piti, Guam, 96915  
15 Facsimile: (671) 472-4217

16 Department of Education, Government of Guam  
17 C/O Fred Nishihara, Esq.  
18 P.O. Box DE  
19 Hagåtña, Guam, 96932  
20 Facsimile: (671) 472-5003

21 **Appellant:**

22 Z4 Corporation  
23 C/O Aaron R. Jackson, Esq.  
24 Mair, Mair, Spade & Thompson, LLC  
25 238 A.F.C. Flores Street  
26 Suite 801, DNA Building  
27 Hagåtña, Guam, 96910  
28 Facsimile: (671) 477-5206

**THIS MATTER** came before the Office of the Public Auditor on January 22, 2010 for a Pre-Hearing Conference. The Appellant was not present and it was represented by it's Counsel of Record, Aaron R. Jackson, Esq. Purchasing Agency General Services Agency was present and Purchasing Agency Department of Education was not present. Both Purchasing Agencies were represented by their counsel of record Fred Nishihara, Esq. The following schedule is

1 hereby ordered for the hearing on Appellant's Appeal, but remains subject to change at the  
2 discretion of the Hearing Officer:

3 **Filing Deadline For**  
4 **Hearing Materials:**

February 12, 2010 at 5:00 P.M.

5 Parties shall file and serve on the other parties, no later than this  
6 date and time, their respective Witness Lists, Exhibit Lists with  
7 four copies of all Exhibits, Admissions of Fact and List of Issues  
8 which require evidence or arguments to be presented at the  
9 hearing. The Parties may file stipulated joint witness, exhibit, and  
10 issues lists, and admissions of fact in lieu of filing such documents  
11 separately. The term "Exhibit List" as used in this paragraph refers  
12 to exhibits that any party will present to a witness for testimonial  
13 purposes during the hearing in this matter.

10 **Filing Deadline for**  
11 **Hearing Briefs:**

February 12, 2010 at 5:00 P.M.

12 The parties shall file and serve on the other parties, their Hearing  
13 Briefs summarizing their arguments concerning contested issues  
14 no later than this date and time.

14 **Motion Deadline:**

February 12, 2010 at 5:00 P.M.

15 The parties shall file and serve on the other parties any motions  
16 regarding this matter.

16 **Hearing Date:**

February 22, 2010 at 9:00 A.M.

17 (Notice to issue no later than ten days prior – February 12, 2010)  
18 The Hearing will proceed in the following order: (1) Hearing on  
19 Motions filed, if any; (2) Opening Statements of the Parties; (3)  
20 Appellant's Case in Chief; (4) The Purchasing Agency's Case in  
21 Chief; (5) Closing Statements of the Parties.

21 **Filing Deadline for**  
22 **Brief Re Remedies:**

February 24, 2010 at 5:00 P.M.

23 The Parties may, but are not required to, file and serve on the other  
24 parties, additional briefs on the issue of Remedies no later than this  
25 date and time.

24 **SO ORDERED** this 22<sup>nd</sup> day of January, 2010 by:

26 

27 ANTHONY R. CAMACHO, ESQ.  
28 Hearing Officer