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FAX

To:	Mr. Joshua D. Walsh, Esq. Attorney for JMI Edison Civille & Tang, PLLC	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone:	472-8868	Pages:	3 (including cover page)
Fax:	477-2511	Date:	October 29, 2013
	Minakshi V. Hemlani, Esq. Attorney for GMHA Fisher & Associates	Phone:	475-0390 x. 216
Phone:	472-1131	Fax:	472-7951
Fax:	472-2886		

Re: OPA-PA-13-009 Order

Urgent
 For Review
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Thank you,
Joy Bulatao
Auditor
jbulatao@guamopa.org

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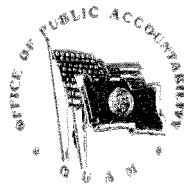
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002	321	671-477-2511	11:45:59 a.m. 10-25-2013	00:00:47	3/3	1	EC	HS	CP14400

Abbreviations:

HS: Host send	PL: Polled local	MP: Mailbox print	TU: Terminated by user
HR: Host receive	PR: Polled remote	CP: Completed	TS: Terminated by system
WS: Waiting send	MS: Mailbox save	FA: Fail	RP: Report
			G3: Group 3
			EC: Error Correct



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

BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEAL

In the Appeal of
JMI Edison,

Appellant

Docket No. OPA-PA 13-009

ORDER

A hearing on this appeal was held on October 29, 2013 before Public Auditor Doris Flores Brooks, CPA, CGFM, and Hearing Officer Peter C. Perez. Joshua D. Walsh, Esq. appeared on behalf of and with appellant JMI Edison's ("JMI") representative Eduardo R. Ila. Minakshi V. Hemlani, Esq. appeared on behalf of and with Guam Memorial Hospital Authority ("GMHA") representative, Roland Lumongsud. At that hearing, the Public Auditor ordered the Parties to brief the following issues:

- (1) What would be the impact on the procurement funding if the contracts awarded by GMHA are deemed void.
- (2) If an automatic stay was in effect and violated, why the contracts should not be voided.

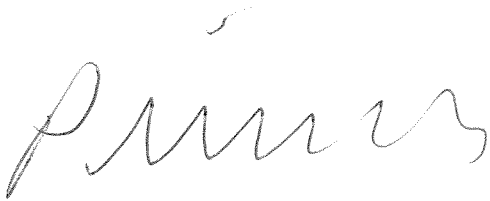
As to issues (1) and (2), the Parties shall file and serve briefs accordingly: (a) GMHA opening brief-November 4, 2013; (b) JMI response-November 8, 2013; (c) GMHA reply-November 13, 2013.

At the hearing, JMI requested the issuance of a stay. The Public Auditor ordered the parties to brief whether the Public Auditor has the authority to grant JMI's oral motion for a stay. As to this issue, the Public Auditor ordered the Parties to file and serve briefs accordingly: (a) JMI's brief-October 29, 2013 by 5:00 p.m.; (b) GMHA's response-October 30, 2013 by 5:00 p.m.

A status hearing is scheduled for November 18, 2013 at 9:00 a.m. at the Office of Public Accountability Hearing Room, Room 907, DNA Building, Hagatna, Guam.

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DATED, this 29th day of October, 2013.



PETER C. PEREZ, ESQ
HEARING OFFICER