Suite 401 DNA Building 238 Archbishop Flores St. Hagåtña, Guam 96910



# **FAX**

|  | Mr. Glenn Leon Guerrero Director Department of Public Works 542 North Marine Corps Drive Upper Tumon, Guam 96913 Phone: (671)646-3121/3232 Fax: (671) 649-6178  Mr. Thomas Keeler Assistant Attorney Generals Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493 |                                       | From:          | Doris Flores Brooks Guam Public Auditor Office of Public Accountability |  |  |  |
|--|---|---------------------------------------|----------------|---|--|--|--|
| То:  |   |                                       | Pages:         | 4 (including cover page)  |  |  |  |
|  | Joyce C.H. Tang, Esq. (Attorney for Appellant Korando) Civille & Tang, PLLC 330 Hernan Cortez Avenue Suite 200 Hagatna, Guam 96910 Phone: (671) 472-8868/9 Fax: (671) 477-2511  |                                       | Date:          | March 7, 2018   |  |  |  |
| CC:  |   |                                       | Phone:<br>Fax: | (671) 475-0390 x. 216<br>(671) 472-7951                                 |  |  |  |
| Re:  | OPA-PA-18-002 Fi  | rst Amended Scheduling Order          | r              |   |  |  |  |
| ☐ Urgent   | ☐ For Review  | ☐ Please Comment                      | ✓ Please Rep   | ly  |  |  |  |
| Comments:  |   | · · · · · · · · · · · · · · · · · · · |                |   |  |  |  |
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|  | Jerrick Hernandez   |                                       |                |   |  |  |  |
|  |   |                                       | Audito         | or  |  |  |  |
|  | M. 100000   |                                       | jherna         | ndez@guamopa.com  |  |  |  |

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

### PROCUREMENT APPEALS

APPEAL NO: OPA-PA-18-002

FIRST AMENDED SCHEDULING ORDER

Appellant

To: Purchasing Agency:

KORANDO CORPORATION,

IN THE APPEAL OF,

Department of Public Works, Government of Guam C/O Thomas P. Keeler, Esq., Assistant Attorney General Office of the Attorney General, Civil Solicitor Division ITC Bldg., Ste. 706
Taunting, Guam, 96913
Facsimile: (671) 472-2493

Appellant:

Korando Corporation C/O Joyce C.H. Tang, Esq. Civilly & Tang PLLC 330 Hernan Cortez Ave., Ste. 200 Hagan, Guam, 96910 Facsimile: (671) 477-2511

THIS MATTER, came before the hearing officer pursuant to the Appellant's March 6, 2018 Motion to Extend the time to File Comments to the Agency Report and Continue further dates. For good cause shown, the Hearing Officer hereby ORDERS the following:

1. The following schedule is hereby ordered for the hearing on the Appellant's Appeal, but remains subject to change at the discretion of the Hearing Officer:

Filing Deadline for

**Motions** March 23, 2018 at 5:00 P.M.

The Parties shall file any motions and serve them upon the other

Party no later than this date and time.

Filing Deadline for

First Amended Scheduling Order -1

1 **Oppositions to Motions** March 30, 2018 at 5:00 P.M. The Parties shall file any oppositions they may have to any filed 2 motions and serve such oppositions on the other Party no later than this date and time. 3 4 Filing Deadline for Replies to Oppositions 5 to Motions April 6, 2018 at 5:00 P.M. The Parties shall file any replies to oppositions they may have and 6 serve them on the other Party no later than this date and time. 7 8 Filing Deadline For **Hearing Materials:** April 9, 2018 at 5:00 P.M. 9 Parties may file and serve on the other parties, no later than this 10 date and time, their respective Witness Lists, Amended Exhibit Lists with four copies of all Exhibits, Amended Admissions of 11 Fact and List of Issues which require evidence or arguments to be presented at the hearing, if any. The Appellant's Exhibits shall be 12 marked with corresponding and sequential numbers. The 13 Purchasing Agency's Exhibits shall be marked with corresponding and sequential capital letters of the alphabet. The Parties may file 14 stipulated joint witness, exhibit, and issues lists, and admissions of 15 fact in lieu of filing such documents separately. The term "Exhibit List" as used in this paragraph refers to exhibits that any party will 16 present to a witness for testimonial purposes during the hearing in this matter. 17 18 Filing Deadline for **Hearing Briefs:** April 16, 2018 at 5:00 P.M. 19 The parties may file and serve on the other parties, their Hearing Briefs summarizing their arguments concerning contested issues 20 no later than this date and time. 21 **Hearing Date:** April 23, 2018 at 9:00 A.M. 22 The Hearing will proceed in the following order: (1) Opening Statements of the Parties; (2) Appellant's Case in Chief; (3) 23 Purchasing Agency's Case in Chief; (4) Closing Arguments of the 24 Parties. 25 /// 26 27 28 First Amended Scheduling Order -2

| 1  | Filing Deadline for Brief Re Remedies: | A  |
|----|--|--|
| 2  | brief Re Remedies:                     | April 30, 2018 at 5:00 P.M.  The Parties may, but are not required to, file and serve on the other |
| 3  |  | parties, additional briefs on the issue of Remedies no later than this date and time.              |
| 4  |  | dute and time.   |
| 5  |  |  |
| 6  | SO, ORDERED th                         | is 7th day of March, 2018 by:  |
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| 8  |  |  |
| 9  |  |  |
| 10 |  | ANTHONY R. CAMACHO, ESQ.   |
| 11 |  | ANTHONY R. CAMACHO, ESQ. Hearing Officer   |
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First Amended Scheduling Order -3

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03-07-2018

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## **FAX**

|     | Mr. Glenn Leon Guerrero Director Department of Public Works   | From:          | Doris Flores Brooks Guam Public Auditor Office of Public Accountability |  |  |
|-----|---|----------------|---|--|--|
| To: | 542 North Marine Corps Drive Upper Tumon, Guam 96913 Phone: (671)646-3121/3232 Fax: (671) 649-6178  |                |   |  |  |
|     | Mr. Thomas Keeler Assistant Attorney Generals Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493 | Pages:         | 4 (including cover page)  |  |  |
|     | Joyce C.H. Tang, Esq. (Attorney for Appellant Korando) Civille & Tang, PLLC   | Date:          | March 7, 2018   |  |  |
| CC: | 330 Hernan Cortez Avenue Suite 200<br>Hagatna, Guam 96910<br>Phone: (671) 472-8868/9<br>Fax: (671) 477-2511   | Phone:<br>Fax: | (671) 475-0390 x. 216<br>(671) 472-7951                                 |  |  |

| Re:      | OPA-PA-18-002 F | First Amended Scheduling O | l Scheduling Order |                  |  |  |
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Thank you, Jerrick Hernandez

Auditor

ihernandez@guamopa.com

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| Re: | OPA-PA-18-002 First Amended Scheduling C  | Jrder          |   |  |

## ☐ Urgent Comments:

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