



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

PROCUREMENT APPEALS

IN THE APPEAL OF,

FUKUDA ENTERPRISES, LLC.

Appellant

APPEAL NO: OPA-PA-14-002

**NOTICE OF PRE-HEARING
CONFERENCE AND MOTION FILING
SCHEDULE**

To: **Purchasing Agency:**
Department of Education, Government of Guam
C/O Rebecca Perez, Esq.
P.O. DE
Hagåtña, Guam, 96910
E-Mail: legal-admin@gdoe.net

Appellant:
Fukuda Enterprises, LLC
C/O Jeffrey A. Cook, Esq.
Cunliff & Cook P.C.
210 Archbishop Flores St., Ste. 200
Hagåtña, Guam, 96910
E-Mail: cclaw@teleguam.net

NOTICE IS HEREBY GIVEN that a Pre-Hearing Conference and the Hearing for any motions filed in this matter shall be held before the Hearing Officer for Procurement Appeals at Suite 907, 9th Floor, DNA Building, 238 Archbishop Flores Street, Hagåtña , Guam, 96910 on Thursday, May 8, 2014 at 10:0 a.m. For the benefit of the parties and their counsel, the Hearing Officer issues the following statement regarding the scheduled Pre-Hearing conference:

1. The Pre-Hearing Conference will focus on expediting the disposition of the appeal and may include:

- a) Formulation and simplification of issues;
- b) Possibility of obtaining admissions of fact and of documents that will avoid

Notice of Pre-Hearing Conference and Motion Filing Schedule- 1

1 unnecessary proof, stipulations regarding the authenticity of documents, and advance rulings
2 from the Hearing Officer on the admissibility of evidence;

3 c) The avoidance of unnecessary proof and of cumulative evidence;

4 d) The identification of witnesses and documents, the need and schedule for filing
5 and exchanging pretrial briefs;

6 e) The disposition of pending motions;

7 f) The need for adopting special procedures for managing potentially difficult or
8 protracted actions, complex issues, multiple parties, or unusual proof problems;

9 g) Establishing a reasonable limit on the time allowed for presenting evidence; and

10 h) Such other matters as may facilitate the just, speedy, and inexpensive disposition
11 of the action.

12 2. For the May 8, 2014 Motion Hearing, if any motions are filed, the parties shall comply
13 with the following filing schedule:

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15 **Filing Deadline for
16 all Motions**

May 5, 2014 at 5:00 P.M.

The Parties shall file all motions they may have and file and serve
17 them on the other parties.

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19 **Filing Deadline for
20 Oppositions to Motions**

May 7, 2014 at 5:00 P.M.

The Parties shall file and serve on the other parties, any
21 Oppositions to any motions.

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23 **Filing Deadline for
24 Replies to Oppositions
25 to Motion:**

May 8, 2014 at 5:00 P.M.

The Parties shall file and serve on the other parties, any replies
26 to any oppositions to any motions.

27 3. Any persons requiring special accommodations, auxiliary aids or services to attend the
28 Pre-hearing Conference shall contact and submit their request to Franklin Cooper-Nurse, Office
of Public Accountability, Suite 401, DNA Building, 238 Archbishop Flores Street, Hagåtña,
Guam,

1 96910, at 475-0390.

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3 **SO ORDERED** this 1st day of May, 2014 by:

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8 ANTHONY R. CAMACHO, ESQ.
9 Hearing Officer