

1 DEPARTMENT OF EDUCATION  
2 Laura J. Mooney, Legal Counsel  
3 P.O. BOX DE  
4 HAGATNA, GUAM 96932  
5 TEL: 300-1537  
6 FAX: 472-5003

RECEIVED  
OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS

DEC 21 2010  
TIME 3:19 BY: [Signature]  
FILE NO. OPA-PA 10-008

7 IN THE OFFICE OF PUBLIC ACCOUNTABILITY  
8 PROCUREMENT PETITION

9 IN THE MATTER OF: )  
10 )  
11 JRN AIR CONDITIONING )  
12 & REFRIGERATION, INC. )  
13 )  
14 Appellant, )  
15 )  
16 vs. )  
17 )  
18 DEPARTMENT OF EDUCATION, )  
19 )  
20 Appellee )  
21 )  
22 )  
23 )  
24 )  
25 )

APPELLEE DOE'S NOTICE TO  
INTERESTED PARTIES

DOCKET NO. OPA-PA 10-008

DOE has provided the interested parties with notice of the pending OPA Appeal in the matter. Attached are copies of the faxed notices.

On Thursday, December 16, 2010, Hearing Officer Anthony Camacho ordered this to be completed by Friday, December 17, 2010 at 5:00 PM. DOE complied with the time requirements.

Dated this 20th day of December, 2010.

LAURA J. MOONEY  
DOE LEGAL COUNSEL



20-12-10;11:26AM;

Dec-17-2010 04:33pm

From-GDOE, Office of Supply Management

+671 472 5001

;671-646-0589

# 1/

T-602 P.002/002 F-213



# GUAM DEPARTMENT OF EDUCATION

Manuel F.L. Guerrero / Administration Building

2nd Floor, Suite B-202

Hagåtña, Guam 96932

Telephone: (671) 300-1581

Fax: (671) 472-5001



Nerissa Bretania Underwood, Ph. D.  
Superintendent of Education

Randy Romero  
Supply Management Administrator, Acting

December 17, 2010

## NOTICE OF POST AWARD APPEAL (OPA-PA-10-008)

J&B Modern Tech  
P.O.Box 9788  
Tamuning, Guam 96931  
Tel: 646-0588  
Fax: 646-0589

Please be advised, the Department of Education is in receipt of an OPA post award appeal numbered OPA-PA-10-008 for IFB 008-2010 for Preventative Maintenance and Repair of Split Type and Window Air Conditioning Equipment for all GDOE Public Schools and Support Facilities..

Attached is the copy of the notice of appeal. Any questions regarding this appeal should be directly communicated with the OPA as instructed. For further information please visit the OPA website at [www.guamopa.org](http://www.guamopa.org) for further information.

Please acknowledge receipt below and return.

Sincerely,

RANDY ROMERO

Supply Management Administrator, Acting

### Acknowledgement of Receipt

J&B Modern Tech.

Janet Cardines

Name (Print)

12/20/10

Date

Signature

cc:

Procurement File  
IFB 008-2010 File

GUAM DEPARTMENT OF EDUCATION  
Legal Counsel

Rec'd by: MS

Date/Time: 12/20/10 11:40am

Confirmation Report - Memory Send

Page : 001  
 Date & Time: Dec-17-2010 04:33pm  
 Line 1 : +671 472 5001  
 Machine ID : GDOE, Office of Supply Management

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 To : 6460589  
 Number of pages : 002  
 Start time : Dec-17 04:32pm  
 End time : Dec-17 04:33pm  
 Pages sent : 002  
 Status : OK

Job number : 213

\*\*\* SEND SUCCESSFUL \*\*\*



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

October 29, 2010

Nerissa Bretania Underwood, Ph.D  
 Superintendent of Education  
 Department of Education  
 P. O. Box DE  
 Hagatna, Guam 96932

VIA FACSIMILE: 472-5003

Post-It* Fax Note	7671	Date	12/17/10	# of Pages	3
To	JER	From	Doris		
Co/Dept.		Co.	DORIS		
Phone #		Phone #	322-1531		
Fax #	646-0589	Fax #			

Re: Notice of Receipt of Appeal Regarding Bid No. IFB-008-2010 Preventive Maintenance and Repair of Split Type and Window Air Conditioning Equipment for All GDOE Public Schools and Support Facilities

Dear Superintendent Underwood,

Please be advised that Vincent C. Camacho, Esq., of Carlsmith Ball LLP, Legal Counsel for JRN Air Conditioning and Refrigeration, Inc. (hereafter "JRN"), has filed an appeal with the Office of Public Accountability (hereafter "OPA") on October 28, 2010 on the Guam Department of Education's Award and Decision of the above-stated procurement solicitation. The appeal has been assigned Master File No. OPA-PA-10-008.

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Pursuant to 2 GAR Div 4, Chap 12, §12104(3), please submit one complete copy of the procurement record, as outlined in 5 GCA Chapter 5, §5249, to OPA by Monday, November 8, 2010, five working days following receipt of this notice of appeal; and one copy of the Agency Report, as outlined in 2 GAR Div 4, Chap 12, §12105, by Monday, November 15, 2010, ten working days following receipt of this notice of appeal. When filing all other required documents with our office, please provide one original and two copies to OPA, and serve a copy to the Appellant (protesting vendor).

Thank you for your prompt attention to this matter. Please contact Anne Camacho at 475-0390 ext. 219 or email address [acamacho@guamopa.org](mailto:acamacho@guamopa.org) should you have any questions regarding this notice.

Sincerely,  
  
 Georges R. Perez  
 Audit Supervisor

Enclosure: First Page of Notice of Appeal OPA-PA-10-008  
 Co: Legal Counsel for Appellant / JRN Air Conditioning & Refrigeration, Inc. (Via Facsimile 477-4375)

Suite 401, DPA Building  
 250 Archbishop Flores Street, Hagatna, Guam 96910  
 Tel (671) 472-0360 - Fax (671) 472-7951  
[www.guamopa.org](http://www.guamopa.org) - Hotline: 472-AUDIT (472-5248)

GUAM DEPARTMENT OF EDUCATION  
 Legal Counsel

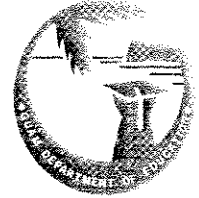
Read by: R. Soalan-Jalique

Date/Time: 12/17/10 10:31 AM



**OFFICE OF SUPPLY MANAGEMENT  
GUAM DEPARTMENT OF EDUCATION**

*Manuel F.L. Guerrero / Administration Building  
2nd. Floor, Suite B-202  
Hagåtña, Guam 96932  
Telephone: (671) 300-1581  
Fax: (671) 472-5001*



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Superintendent of Education

Randy Romero  
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December 17, 2010

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Sincerely,

**RANDY ROMERO**

Supply Management Administrator, Acting

**Acknowledgement of Receipt**

<hr/>	
Name (Print)	Date
<hr/>	
Signature	

cc: Procurement File  
IFB 008-2010 File



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

October 29, 2010

Nerissa Bretania Underwood, Ph.D  
Superintendent of Education  
Department of Education  
P. O. Box DE  
Hagatna, Guam 96932

**VIA FACSIMILE: 472-5003**

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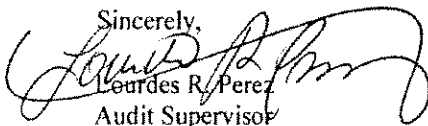
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Thank you for your prompt attention to this matter. Please contact Anne Camacho at 475-0390 ext. 219 or email address [acamacho@guamopa.org](mailto:acamacho@guamopa.org) should you have any questions regarding this notice.

Sincerely,



Lourdes R. Perez  
Audit Supervisor

Enclosure: First Page of Notice of Appeal OPA-PA-10-008  
Cc: Legal Counsel for Appellant / JRN Air Conditioning & Refrigeration, Inc. (Via Facsimile 477-4375)



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

October 29, 2010

Nerissa Bretania Underwood, Ph.D  
Superintendent of Education  
Department of Education  
P. O. Box DE  
Hagatna, Guam 96932

Post-it® Fax Note 7671		Date 12/17/10	# of pages 2
To GFS Group	From Theria		
Co./Dept.	Co. DOE Proc.		
Phone #	Phone # 300-1581		
Fax # 476-6097	Fax #		

VIA FACSIMILE: 472-5003

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Lourdes R. Perez  
Audit Supervisor

Enclosure: First Page of Notice of Appeal OPA-PA-10-008  
Cc: Legal Counsel for Appellant / JRN Air Conditioning & Refrigeration, Inc. (Via Facsimile 477-4375)



# GUAM DEPARTMENT OF EDUCATION

Manuel F.L. Guerrero / Administration Building  
2nd Floor, Suite B-202  
Hagåtña, Guam 96932  
Telephone: (671) 300-1581  
Fax: (671) 472-5001



Nerissa Bretanio Underwood, Ph. D.  
Superintendent of Education

Randy Romero  
Supply Management Administrator, Acting

December 17, 2010

## NOTICE OF POST AWARD APPEAL (OPA-PA-10-008)

GFS Group  
P.O.Box L  
Hagatna, Guam 96932  
Tel: 646-6083  
Fax: 646-6097

Please be advised, the Department of Education is in receipt of an OPA post award appeal numbered OPA-PA-10-008 for IFB 008-2010 for Preventative Maintenance and Repair of Split Type and Window Air Conditioning Equipment for all GDOE Public Schools and Support Facilities..

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Sincerely,

RANDY ROMERO

Supply Management Administrator, Acting

### Acknowledgement of Receipt

CARMEN SAMILLAN 12/17/10  
Name (Print) Date  
  
Signature

CC: Procurement File  
IFB 008-2010 File

Confirmation Report - Memory Send

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Job number : 214  
 Date : Dec-17 04:32pm  
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 Start time : Dec-17 04:33pm  
 End time : Dec-17 04:34pm  
 Pages sent : 002  
 Status : OK  
 Job number : 214

\*\*\* SEND SUCCESSFUL \*\*\*



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

October 29, 2010

Nerissa Bretania Underwood, Ph.D  
 Superintendent of Education  
 Department of Education  
 P. O. Box DE  
 Hagatna, Guam 96932

Post-it* Fax Note	7671	Date	12/17/10	# of Pages	2
To	GFS Group	From	Marie		
Co/Dept.		Co.	DOE Proc.		
Phone #		Phone #	300-1581		
Fax #	46-6097	Fax #			

VIA FACSIMILE: 472-5003

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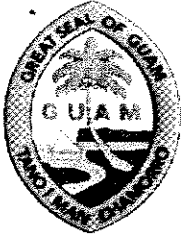
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 Audit Supervisor

Enclosure: First Page of Notice of Appeal OPA-PA-10-008  
 Cc: Legal Counsel for Appellant / JRN Air Conditioning & Refrigeration, Inc. (Via Facsimile 477-4375)

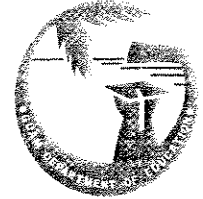
Suite 401, DNA Building  
 208 Archbishop Flores Drive, Hagatna, Guam 96910  
 Tel (671) 478-0390 • Fax (671) 472-7881  
[www.guamopa.org](http://www.guamopa.org) • Hotline: 47AUDIT (472-8346)





**OFFICE OF SUPPLY MANAGEMENT  
GUAM DEPARTMENT OF EDUCATION**

*Manuel F.L. Guerrero / Administration Building  
2nd. Floor, Suite B-202  
Hagåtña, Guam 96932  
Telephone: (671) 300-1581  
Fax: (671) 472-5001*



Nerissa Bretania Underwood, Ph. D.  
Superintendent of Education

Randy Romero  
Supply Management Administrator, Acting

December 17, 2010

**NOTICE OF POST AWARD APPEAL (OPA-PA-10-008)**

GFS Group  
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Sincerely,

**RANDY ROMERO**

Supply Management Administrator, Acting

**Acknowledgement of Receipt**

\_\_\_\_\_  
**Name (Print)**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Signature**

cc: Procurement File  
IFB 008-2010 File

Dec-17-2010 04:37pm

From-GDOE, Office of Supply Management

+671 472 5001

T-604 P.002/002 F-215



### OFFICE OF SUPPLY MANAGEMENT GUAM DEPARTMENT OF EDUCATION

*Manuel F.I. Guerrero / Administration Building*

*2nd Floor, Suite B-202*

*Hogåthå, Guam 96932*

*Telephone: (671) 300-1581*

*Fax: (671) 472-5001*



**Nerissa Breznán Underwood, Ph. D.**  
Superintendent of Education

**Randy Romeo**  
Supply Management Administrator, Acting

December 17, 2010

### NOTICE OF POST AWARD APPEAL (OPA-PA-10-008)

JRN Air Conditioning & Refrigeration  
P.O.Box 27070  
GMP, Guam 96921  
Tel: 649-8120  
Fax: 649-5737

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RANDY ROMEO

Supply Management Administrator, Acting

#### Acknowledgement of Receipt

ROSA CORDOZA  
Name (Print)

12-17-10  
Date

[Signature]  
Signature

cc: Procurement File  
IFB 008-2010 File

Confirmation Report - Memory Send

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 Date & Time: Dec-17-2010 04:38pm  
 Line 1 : +671 472 5001  
 Machine ID : GDOE, Office of Supply Management

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 To : 6495737  
 Number of pages : 002  
 Start time : Dec-17 04:37pm  
 End time : Dec-17 04:38pm  
 Pages sent : 002  
 Status : OK

Job number : 215

\*\*\* SEND SUCCESSFUL \*\*\*



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

October 29, 2010

Nerissa Bretania Underwood, Ph.D  
 Superintendent of Education  
 Department of Education  
 P. O. Box DE  
 Hagatna, Guam 96932

VIA FACSIMILE: 472-5003

Post-It* Fax Note	7671	Date	12/17/10	# of Pages	2
To	JRN	From	OPA		
Co./Dept		Co.	DOE Proc.		
Phone #		Phone #	300-1581		
Fax #	649-5737	Fax #			

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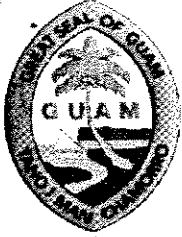
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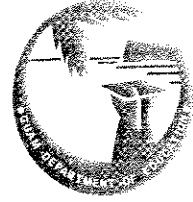
Doris Flores Brooks  
 Audit Supervisor

Enclosure: First Page of Notice of Appeal OPA-PA-10-008  
 Cc: Legal Counsel for Appellant / JRN Air Conditioning & Refrigeration, Inc. (Via Facsimile 477-4375)



**OFFICE OF SUPPLY MANAGEMENT  
GUAM DEPARTMENT OF EDUCATION**

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Name (Print)	Date
Signature	

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