

MAIR, MAIR, SPADE & THOMPSON
 A Professional Corporation
 238 A.F.C. Flores Street
 Suite 801, Pacific News Building
 Hagåtña, Guam 96910
 Telephone: (671) 472-2089
 Facsimile: (671) 477-5206

Attorneys for Appellant
 FAR EAST EQUIPMENT COMPANY, LLC

RECEIVED
 DATE: 12-15-06
 OFFICE OF THE PUBLIC AUDITOR
 GOVERNMENT OF GUAM
 SUITE 401, PACIFIC DAILY NEWS BLDG.
 238 ARCHBISHOP FLORES STREET
 HAGATNA, GUAM 96910

BEFORE THE PUBLIC AUDITOR OF GUAM

HAGÁTÑA, GUAM

FAR EAST EQUIPMENT COMPANY, LLC,)	Appeal No.: OPA-PA-06-002
)	
Appellant,)	
)	DECLARATION OF
v.)	JOHN A. LIMTIACO
)	IN SUPPORT OF FAR EAST'S
PORT AUTHORITY OF GUAM,)	COMMENTS TO PAG'S
)	AGENCY REPORT
Purchasing Agency.)	
)	

I, **JOHN A. LIMTIACO**, first being duly sworn on oath do hereby declare and state as follows:

1. I am above the age of 18 years, legally competent to testify, and have personal knowledge of the facts set forth herein, except for those matters alleged upon information and belief, which I believe to be true.

2. I am the Managing Partner of Far East Equipment Company, LLC, which is the appellant in this case.

COPY

3. Attached hereto and marked as "Exhibit 1" is a true and correct copy a letter dated June 28, 2006 from me to former General Manager Joseph F. Mesa of PAG expressing concern about the legality of RFP PAG 06-009.

4. Attached hereto and marked as "Exhibit 2" is a true and correct copy a letter dated July 3, 2006 from Mr. Mesa to me cancelling the RFP PAG 06-009 procurement.

5. At no time did Mr. Mesa or current PAG General Manager Joseph W. Duenas ever tell me or Far East that the June 2006 RFP PAG 06-009 and the current Multi-Step Sealed Bid No. PAG 06-001 contained the "very same technical specifications." To my knowledge and recollection, the first time such a representation was ever made was on December 6, 2006, when PAG submitted the Declaration of Joseph W. Duenas to the OPA in support of its Motion to Dismiss this appeal.

6. On October 6, 2006, a Pre-Bid Conference was held in this procurement.

7. At the October 6 Pre-Bid conference, PAG established October 16, 2006, as the deadline for bidders to submit their technical questions.

8. The following week on October 13, 2006, and a full three (3) days in advance of PAG's deadline of October 16, Far East completed its review of the 187-plus page gantry crane bid solicitation and specifications and submitted its technical questions to PAG.

9. Of the bidders who picked up a bid package, no less than four (4) companies requested for extensions of the Phase 1 bid opening deadline: Far East, Temes, Mid Pac Far East; and JRN A/C. Attached hereto and marked collectively as "Exhibit 3" are true

and correct copies of letters from these other companies to PAG requesting for an extension of the Phase 1 bid opening deadline.

10. From the start, the bid solicitation package was missing Appendix C (Crane Logo & Color Scheme). Despite my requests PAG never provided Appendix C. Appendix C is important because the painting and customizing of a gantry crane can add approximately \$200,000 to the crane's price.

11. Earlier this year on June 26, 2006, PAG issued a procurement for five fork trucks. Attached hereto and marked collectively as "Exhibit 4" are true and correct copies of the bid extensions.

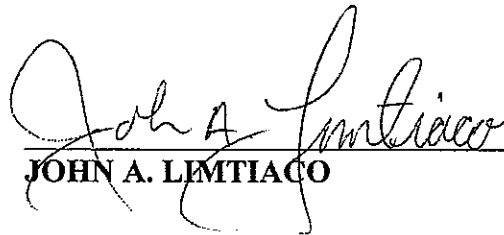
12. The fork truck procurement was subsequently re-bid out again as PAG No. 06-020. Attached hereto and marked collectively as "Exhibit 5" are true and correct copies of the bid extensions.

13. Similarly, in another crane procurement for a used gantry crane (PAG No. 06-017), a bid opening deadline was set for July 13, 2006. The deadline was ultimately extended to July 24, 2006, which is an extension of *11 days*. Attached hereto and marked collectively as "Exhibit 6" are true and correct copies of the bid extensions. The extension was made at the request of a single bidder. Attached hereto and marked as "Exhibit 7" is a true and correct copy of that bidder's letter to PAG requesting a extension. Also attached is "Exhibit 8" which are true and correct copies of the bid extensions for the GSA fire truck procurement below.

14. In addition to PAG, in August of this year, GSA issued a procurement for two fire trucks. A bid opening deadline for the fire trucks was set for September 11, 2006. Eventually, after a question and answer period between the bidders and GSA, and after several bid amendments, the deadline was extended from September 11 to November 21, 2006.

I declare under penalty of perjury under the laws of Guam (6 G.C.A. § 4308) that the foregoing is true and correct.

Dated this 18th day of December, 2006.



JOHN A. LIMTIACO

Far East Equipment Company LLC

P.O. Box 10838, Tamuning Guam 96931
Tel: 671-473-4374 Fax: 671-473-4370

FAXED
671-473-4374

June 28, 2006

Mr. Joseph F. Mesa
General Manager
Jose D. Leon Guerrero Commercial Port
1026 Cabras Highway, Suite 201
Piti, Guam 96915

Fax: 477-4445

Re: PAG06-009, Request for Proposal (RFP) for New Gantry Crane

Dear Mr. Mesa:

Our company has acquired a copy of the above RFP and is interested in participating in the solicitation of a new gantry crane for the Port of Guam. However, we are concerned that the RFP procurement method proposed by the Port of Guam may not be legal and may delay delivery of a much needed asset if challenged in the courts.

In a recent Supreme court decision, Department of Administration VS Fleet Services, Inc., it was determined that the use of an RFP for the procurement of anything other than "professional services" is not legal and that the correct method of procurement for anything other than "professional services" is the multi-step bid process.

I am requesting that the Port of Guam confer with the General Services Administration and/or the Attorney Generals Office to determine if the recent Supreme Court ruling applies to the purchase of a Gantry Crane. The determination of the correct procurement process may prevent any legal challenges that may delay the acquisition of a new gantry crane.

Sincerely,



John A. Limtaco
Managing Partner

EXHIBIT 1



PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
 Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
 1026 Cabras Highway, Suite 201
 Piti, Guam 96915



FELIX P. CAMACHO
 Governor of Guam

KALEO S. MOYLAN
 Lieutenant Governor

Telephone: (671) 477-5931/35
 (671) 477-2683/85
 Facsimile: (671) 477-2689/4445
 Webpage: www.netpci.com/~pag4

July 03, 2006

FACSIMILE NO: 671-473-4370
 Mr. John Limtiaco
 P.O. Box 10838
 Tamuning, Guam 96931

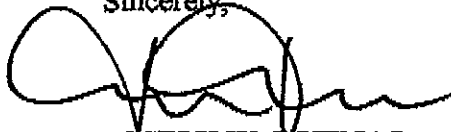
**Re: RFP PAG 06-009, Fabrication and Installation of One (1) New Dockside
 Container Handling Gantry Crane**

Dear Mr. Limtiaco:

Request for Proposal Number PAG 06-009 is cancel in its entirety and a new bid will be issued at a later time.

Thank you for your continued interest.

Sincerely,


JOSEPH W. DUENAS
 Acting Assistant General Manager

Handwritten signature and date:
 7-5-2006

EXHIBIT 2

FAXED
 JUL 05 2006
 #Pages 1

JOSE D. LEON GUERRERO COMMERCIAL PORT
1026 CABRAS HIGHWAY, STE 201
PITI, GUAM 96915
671-477-5931 EXT. 454
671-472-1439-FACSIMILE

FACSIMILE TRANSMITTAL SHEET

TO: Mr. John Limtiaco	FROM: Jesse Aguigui
COMPANY: Far East LLC	DATE: 7/5/2006
FAX NUMBER: 671-473-4370	TOTAL NO. OF PAGES INCLUDING COVER: 2 pages
PHONE NUMBER:	SENDER'S REFERENCE NUMBER: RFP PAG 06-009
RE: Cancel Bid	YOUR REFERENCE NUMBER:

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Please acknowledge receipt letter, and fax to 472-1439 Attention Jesse Aguigui



MID-PAC FAR EAST

A Division of Bisnes Miami Inc.

AIRPORT INDUSTRIAL PARK
825 TIYAN PARKWAY
BARRIGADA, GUAM 96918
OFFICE: (671) 632-5180
FAX: (671) 632-5167

RECEIVED

October 20, 2006

Mr. Joseph W. Duenas
General Manager
Port Authority of Guam, Government of Guam
1026 Cabras Highway, Suite 201
Piti, Guam 96915

Dear Mr. Duenas

RE: RFP PAG 06-001

Given the complexity of the bid specifications we request the following:

1. We ask for an extension of 21 business days. The manufacturer is requesting this in order to fully review bid specifications.

Your immediate action regarding the above is greatly appreciated.

Regards,

Wil Topasna
General Manager
Mid Pac Far East

EXHIBIT 3



EQUIPMENT • PARTS • SALES • SERVICE





TEMES (GUAM)

PITI UNIT #7 GAS TURBINE POWER
178 Cabras Hwy.Piti, Guam 96915
Phone: (671) 477-5327 Fax: (671) 477-5328

To: Jose D.Leon Guerrero Commercial Port
Procurement Office
1026 Cabras Highway, Suit 201
Piti, Guam 96915

Date: Oct.20.2006

Attn: Mr.JOSEPH W.DUENAS
General Manager

Subject:TEMES request for extension for BID NO:PAG06-001

Dear Sir:

In reference to the Executive Summary page vii, the Environmental requirement for Storm Wind is much stringent than the normal standard specification. The request design storm wind load is 170 mph basic wind speed, which is higher than normal crane standard. For this unique specification, we need to re-design our crane's stress load and enforce our crane structure capability. That takes us a lot time to re-design, calculate and prepare our proposal. In consideration to fair competition, we humbly request to extend the submittal of the bid deadline to November 17, 2006 in lieu of October 27, 2006 and hope that will be beneficial for all the bidders to give PAG the best price proposal for this bid request.

With best regards

Taiwan Electrical and Mechanical Engineering Services, INC.

TSUN-REN HO

Manager

TEMES GUAM BRANCH



AIR CONDITIONING & REFRIGERATION

SALES • SERVICE • MAINTENANCE • INSTALLATION • ELECTRICAL



*Rec'd
10/24/06
MB*

October 23, 2006

Mr. Joseph W. Duenas
General Manager
Port Authority of Guam

Reference: BID No. PAG06-001
For the new Fabrication and Installation of one or two new Duct Side
Container handling gantry crane.

Sir:

I would like to request an extension for the submission of BID Package
due to the delay of the needed Equipment.

Hoping for your kind consideration.

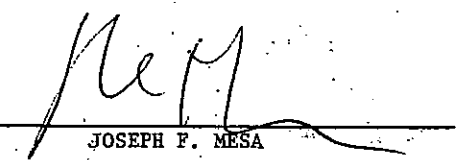
Truly yours,

Mary Jean J. Encarnacion
for Julis R. Nucum
President

BID INVITATION & AWARD

ISSUING OFFICE:

Jose D. Leon Guerrero Commercial Port
Port Authority of Guam
1026 Cabras Highway, Suite 201
Piti, Guam 96925
TEL: (671) 477-5931/35
FAX: (671) 477-2689/472-1439


JOSEPH F. MESA
GENERAL MANAGER

DATE ISSUED: June 26, 2006

BID INVITATION NO.: PAG 06-016

INSTRUCTION:

This BID shall be submitted in duplicate and sealed to the issuing office above no later than (Time) 10:00 A.M. (Date) July 10, 2006 and shall be publicly opened. Bid submitted after the time and date specified above shall be rejected. See attached Solicitation Instructions/Conditions for details.

BID FOR: Five (5) Each 10,000 to 11,000 Lbs (5 Ton) Fork Trucks at Load Center
One (1) Each 20,000 Lbs (10 Ton) Fork Truck at Load Center
One (1) Each 40,000 to 55,000 Lbs (20 Ton) Fork Trucks at load center
SPECIFICATION: Please refer to Pages 2a - 2h

DESTINATION: Jose D. Leon Guerrero Commercial Port

REQUIRED DELIVERY DATE: As soon as possible - not to exceed 60 days

NOTE TO BIDDERS:

This bid is subject to the attached General Terms and Conditions of the Invitation For Bids.

The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective items listed on the schedule provided, unless otherwise specified by the bidder. In consideration to the expense of the Government in opening, tabulating, and evaluating this and other bids, and other considerations, the undersigned agrees that this bid remain firm and irrevocable within Sixty (60) calendar days from the date opening to supply any or all of the items which prices are quoted.

INDICATE WHETHER: INDIVIDUAL PARTNERSHIP CORPORATION

INCORPORATED IN:

NAME AND ADDRESS OF BIDDER:

Far East Equipment Company LLC

P.O. Box 10838

Tamuning, Guam 96931

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS BID:


John A. Ling Taco, Managing Director

AWARD: CONTRACT NO.: AMOUNT: DATE:

ACCEPTED AS TO ITEMS NUMBERED:

CONTRACTING OFFICER:

JOSEPH F. MESA, GENERAL MANAGER

NAME AND ADDRESS OF CONTRACTOR:

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS CONTRACT:

EXHIBIT 4



PORT AUTHORITY OF GUAM

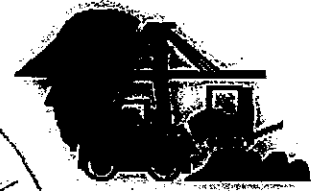
ATURIDAT I PUEYTON GUAHAN

Jose D. Leon Guerrero Commercial Port

GOVERNMENT OF GUAM

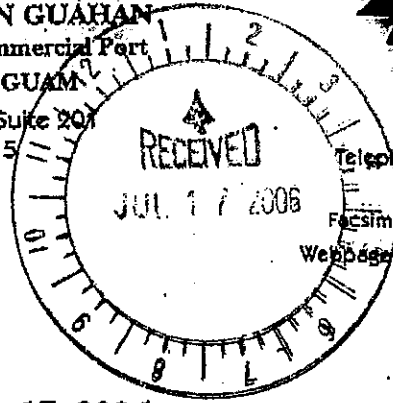
1026 Cabras Highway, Suite 201

Piti, Guam 96915



FELIX P. CAMACHO
Governor of Guam

KALEO S. MOYLAN
Lieutenant Governor



Telephone: (671) 477-5931/35

(671) 477-2683/85

Facsimile: (671) 477-2689/4445

Website: www.netpci.com/~pag4

July 17, 2006

AMENDMENT NUMBER 2.0

Invitation for Bid Number PAG 06-016

For Five (5) Each 10,000 to 11,000 lbs (5Ton) Fork Trucks;
One (1) Each 20,000 lbs. (10Ton) Fork Truck; One (1) Each 40,000
To 55,000 lbs. (20Ton) Fork Truck at Load Center

PLEASE NOTE THE FOLLOWING AMENDMENT:

2.1 Bid opening date shall now read from "10:00 a.m., July 18, 2006" to "10:00 a.m., July 20, 2006".

All other terms, conditions and requirements shall remain the same.

JOSEPH W. DUENAS
General Manager

Please acknowledge
and fax back
to: 472-1439
mb

FAXED
7/17/06

12:31 pm

9:16 Am
7/18/06 -
confirmed
next steps
read w/
Derrick
pls go



PORT AUTHORITY OF GUAM
ATURIDAT I PUEYTON GUAHAN
 Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
 1026 Cabras Highway, Suite 201
 Piti, Guam 96915



Telephone: (671) 477-5931/35
 (671) 477-2683/85
 Facsimile: (671) 477-2689/4445
 Webpage: www.netpci.com/~pag4

FELIX P. CAMACHO
 Governor of Guam

KALEO S. MOYLAN
 Lieutenant Governor

July 17, 2006


AMENDMENT NUMBER 3.0


Invitation for Bid Number PAG 06-016
 For Five (5) Each 10,000 to 11,000 lbs (5Ton) Fork Trucks;
 One (1) Each 20,000 lbs. (10Ton) Fork Truck; One (1) Each 40,000
 To 55,000 lbs. (20Ton) Fork Truck at Load Center

PLEASE NOTE THE FOLLOWING AMENDMENT:

3.1 Delivery time to now read from: "60 Days" to "As Soon As Possible", Not to Exceed 120 Days.

All other terms, conditions and requirements shall remain the same.


JOSEPH W. DUENAS
 General Manager

7-18-2006




FELIX P. CAMACHO
Governor of Guam

KALLO S. MOYLAN
Lieutenant Governor

PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
1026 Cabras Highway, Suite 201
Piti, Guam 96915



Telephone: (671) 477-5931/35
(671) 477-2683/85
Facsimile: (671) 477-2689/4445
Webpage: www.netpci.com/~pag4

July 18, 2006

AMENDMENT NUMBER 4.0


Invitation for Bid No. PAG 06-016

Five (5) Each 10,000 – 11,000 lbs (5 Ton) Fork Trucks;
One (1) Each 20,000 lbs (10 Ton) Fork Truck;
One (1) Each 40,000 – 55,000 lbs (20 Ton) Fork Truck at Load Center

PLEASE NOTE THE FOLLOWING AMENDMENT:

- 4.1 Bid opening date shall now read from "July 20, 2006, 10:00 A.M." to "July 27, 2006, 10:00 A.M."

All other terms, conditions and requirements shall remain the same.

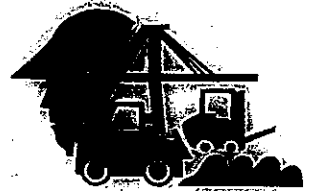

JOSEPH W. DUENAS
Acting General Manager



FELIX P. CAMACHO
Governor of Guam

KALEO S. MOYLAN
Lieutenant Governor

PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
1026 Cabras Highway, Suite 201
Piti, Guam 96915



Telephone: (671) 477-5931/35
(671) 477-2683/85
Facsimile: (671) 477-2689/4445
Webpage: www.netpci.com/~pag4

THIS ADVERTISEMENT IS PAID WITH GOVERNMENT FUNDS BY:
Jose D. Leon Guerrero Commercial Port

BID INVITATION

Bid No: PAG 06-020
For FIVE (5) EACH 10,000 LBS TO 11,000 LBS FORK TRUCKS;
ONE (1) EACH 20,000 LBS FORK TRUCKS;
ONE (1) EACH 40,000 LBS TO 55,000 LBS FORK TRUCKS

Opening
Date: September 26, 2006 Time: 10:00 A.M.

Pre-bid Conference:
Date: September 18, 2006 Time: 10:00 A.M.

Place: Jose D. Leon Guerrero Commercial Port, Piti, Guam
Procurement Office

INTERESTED PARTIES MAY PICK UP BID
FORMS/SPECIFICATIONS AT SAID PLACE
A non-refundable fee of \$25.00 will be charged for each Bid Package.

/s/ JOSEPH W. DUENAS
General Manager



PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
1026 Cabras Highway, Suite 201
Piti, Guam 96915



FELIX P. CAMACHO
Governor of Guam

KALEO S. MOYLAN
Lieutenant Governor

Telephone: (671) 477-5931/35
(671) 477-2683/85
Facsimile: (671) 477-2689/4445
Webpage: www.netpci.com/~pag4

September 25, 2006

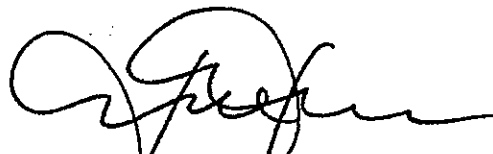
AMENDMENT NUMBER 1.0

Invitation for Bid PAG 06-020
For Five (5) Each 10,000 to 11,000 lbs 5 Ton Fork Trucks
One (1) Each 20,000 lbs Ten Ton Fork Truck
One (1) 40,000 to 55,000 lbs 20 Ton Fork Truck

PLEASE NOTE THE FOLLOWING AMENDMENT:

- 1.1 Bid opening date shall now read from "10:00 a.m., September 26, 2006" to "10:00 a.m., October 2, 2006".
- 1.2 Delivery date shall now read from "not to exceed 180 days" to "not to exceed 240 days".

All other terms, conditions and requirements shall remain the same.


JOSEPH W. DUENAS
General Manager



FELIX P. CAMACHO
Governor of Guam

KALEO S. MOYLAN
Lieutenant Governor

PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
1026 Cabras Highway, Suite 201
Piti, Guam 96915



Telephone: (671) 477-5931/35
(671) 477-2683/85
Facsimile: (671) 477-2689/4445
Webpage: www.netpci.com/~pag4

September 26, 2006


AMENDMENT NUMBER 3.0

Invitation for Bid PAG 06-020
For Five (5) Each 10,000 to 11,000 lbs 5 Ton Fork Trucks
One (1) Each 20,000 lbs Ten Ton Fork Truck
One (1) 40,000 to 55,000 lbs 20 Ton Fork Truck

PLEASE NOTE THE FOLLOWING AMENDMENT:

- 3.1 Bid opening shall now read from "October 2, 2006, 10:00 a.m."
(Reference Amendment Number 1.0) to "October 10, 2006, 10:00 a.m"
- 3.2 Terms and conditions of warranty of equipments shall apply as stipulated on the bid specifications (pages 2a - 2l).

All other terms, conditions and requirements shall remain the same.


JOSEPH W. DUENAS
General Manager

BID INVITATION & AWARD


JOSEPH F. MESA
GENERAL MANAGER

ISSUING OFFICE:
Jose D. Leon Guerrero Commercial Port
Port Authority of Guam
1026 Cabras Highway, Suite 201
Piti, Guam 96925
TEL: (671) 477-5931/35
FAX: (671) 477-2689/472-1439

DATE ISSUED: June 30, 2006

BID INVITATION NO.: PAG 06-017

INSTRUCTION:

This BID shall be submitted in duplicate and sealed to the issuing office above no later than (Time) 10:00 A.M.
(Date) July 13, 2006 and shall be publicly opened. Bid submitted after the time and date specified above shall be rejected. See attached Solicitation Instructions/Conditions for details.

BID FOR: One (1) USED Gantry Crane, Capacity 40 Long Ton
SPECIFICATION: Please refer to pages 2a - 2e
DESTINATION: Jose D. Leon Guerrero Commercial Port
REQUIRED DELIVERY DATE: As Soon As Possible - Not to exceed 60 days.

NOTE TO BIDDERS:

This bid is subject to the attached General Terms and Conditions of the Invitation For Bids.

The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective items listed on the schedule provided, unless otherwise specified by the bidder. In consideration to the expense of the Government in opening, tabulating, and evaluating this and other bids, and other considerations, the undersigned agrees that this bid remain firm and irrevocable within Sixty (60) calendar days from the date opening to supply any or all of the items which prices are quoted.

INDICATE WHETHER: INDIVIDUAL PARTNERSHIP CORPORATION

INCORPORATED IN:

NAME AND ADDRESS OF BIDDER:

Far East Equipment Company LLC

P.O. Box 10838

Tamuning, Guam 96931

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS BID:


John A. Limtiaco, Managing Director

AWARD: CONTRACT NO.: AMOUNT: DATE:

ACCEPTED AS TO ITEMS NUMBERED:

CONTRACTING OFFICER:

JOSEPH F. MESA, GENERAL MANAGER

NAME AND ADDRESS OF CONTRACTOR:

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS CONTRACT:

EXHIBIT 6



PORT AUTHORITY OF GUAM
ATURIDAT I PUEYTON GUAHAN
 Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
 1026 Cabras Highway, Suite 201
 Piti, Guam 96915



FELIX P. CAMACHO
 Governor of Guam

KALEO S. MOYLAN
 Lieutenant Governor

Telephone: (671) 477-5931/35
 (671) 477-2683/85
 Facsimile: (671) 477-2689/4445
 Webpage: www.netpci.com/~pag4

July 10, 2006


AMENDMENT NUMBER 1.0

Invitation for Bid No. PAG 06-017
 For One (1) Used Gantry Crane – 40 Long Ton

PLEASE NOTE THE FOLLOWING AMENDMENT:

- 1.1 Bid opening date shall now read from "July 13, 2006, 10:00 A.M." to "July 19, 2006, 10:00 A.M."

All other terms, conditions and requirements shall remain the same.


 JOSEPH W. DUENAS
 Acting General Manager

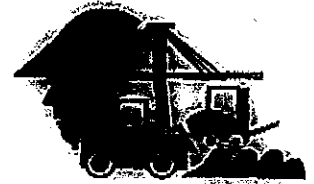
Please Acknowledge and
 Fax back at. 1439
 472-~~349~~
 Thank-You



FELIX P. CAMACHO
Governor of Guam

KALEO S. MOYLAN
Lieutenant Governor

PORT AUTHORITY OF GUAM
ATURIDAT I PUETTON GUAHAN
Jose D. Leon Guerrero Commercial Port
GOVERNMENT OF GUAM
1026 Cabras Highway, Suite 201
Piti, Guam 96915



Telephone: (671) 477-5931/35
(671) 477-2683/85
Facsimile: (671) 477-2689/4445
Webpage: www.netpci.com/~pag4

July 18, 2006

AMENDMENT NUMBER 2.0

Invitation for Bid No. PAG 06-017
For One (1) Used Gantry Crane – 40 Long Ton

PLEASE NOTE THE FOLLOWING AMENDMENT:

- 2.1 Bid opening date shall now read from "July 19, 2006, 10:00 A.M." to "July 24, 2006, 10:00 A.M."

All other terms, conditions and requirements shall remain the same.

J. Duenas
for JOSEPH W. DUENAS
General Manager

J. Duenas
7-18-2006
4:48PM

**MID-PAC FAR EAST**

A Division of Bienes Miami Inc.

AIRPORT INDUSTRIAL PARK
825 TIYAN PARKWAY
BARRIGADA, GUAM 96913
OFFICE (671) 632-5180
FAX (671) 632-5167

17 July 2006

Mr. Joseph W. Duenas
General Manager
Port Authority of Guam, Government of Guam
1026 Cabras Highway, Suite 201
Piti, Guam 96915

Dear Mr. Duenas

RE: RFP PAG 06-017

Given the complexity of the bid specifications we request the following:

1. We ask for an extension of 3 business days in order to get a competitive ocean freight rate. We have a unit ready for proposal out of Europe but are awaiting freight rates.

Your immediate action regarding the above is greatly appreciated.

Regards,

Wil Topasna
General Manager
Mid Pac Far East

Cc/Angel Wusstig

EXHIBIT 7

EQUIPMENT • PARTS • SALES • SERVICE

received
7/17/06 Rowneek

INVITATION FOR BID

ISSUING OFFICE:

CS Acfalle
CLAUDIA S. ACFALLE
Chief Procurement Officer

GENERAL SERVICE AGENCY
GOVERNMENT OF GUAM
148 ROUTE 1 MARINE DRIVE
PITI, GUAM 96925

DATE ISSUED: AUGUST 28, 2006

BID INVITATION NO.: GSA-065-06
Date: 11/21/06

BID FOR: CUSTOM FIRE TRUCK 4-DOOR RESCUE STYLE PUMPER

Time: 9:45 AM

SPECIFICATION: PLEASE SEE ATTACHMENTS

Sign: [Signature]

Print: AIKA AICHTA

DESTINATION: DEPARTMENT OF PUBLIC WORKS MARKED FOR: GUAM FIRE DEPARTMENT

REQUIRED DELIVERY DATE: NOT TO EXCEED 220 DAYS

INSTRUCTION TO BIDDERS:

INDICATE WHETHER: INDIVIDUAL PARTNERSHIP CORPORATION

INCORPORATED IN: _____

This Bid shall be submitted in duplicate and sealed to the issuing office above no later than (Time) 10:00 AM (Date) SEPT. 11, 2006, and shall be publicly opened. Bid submitted after the time and date specified above shall be rejected. See attached General Terms and Conditions, and Sealed Bid Solicitation for details.

The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective items listed on the schedule provided, unless otherwise specified by the bidder. In consideration to the expense of the Government in opening, tabulating, and evaluating this and other bids, and other considerations, the undersigned agrees that this bid remain firm and irrevocable within 90 calendar days from the date opening to supply any or all of the items which prices are quoted.

NAME AND ADDRESS OF BIDDER:
FAR EAST EQUIPMENT COMPANY LLC
P.O. BOX 10838
TAMUNING, GUAM
96931

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS BID:
[Signature]

AWARD: CONTRACT NO.: _____ AMOUNT: _____ DATE: _____

ITEM NO(S). AWARDED: _____ CONTRACTING OFFICER:
CLAUDIA S. ACFALLE
CHIEF PROCUREMENT OFFICER

NAME AND ADDRESS OF CONTRACTOR: _____ SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS CONTRACT: _____

September 8, 2006

Invitation to Bid No. GSA-065-06

Custom Fire Truck 4-Door Rescue
Style Pumper

Amendment No. 1

1. Amend to extend bid opening from September 11, 2006 to now read September 25, 2006.
2. All others to remain unchanged.


Claudia S. Anfalle
Chief Procurement Officer

COMMITTED TO EXCELLENCE



SEPTEMBER 21, 2006

INVITATION TO BID NO. GSA-065-06
CUSTOM FIRE TRUCK 4-DOOR RESCUE PUMPER

GUAM FIRE DEPARTMENT

AMENDMENT # 2

1. A PRE-BID CONFERENCE WILL BE HELD ON FRIDAY, SEPTEMBER 22, 2006 @ 3:30 P.M. AT GSA CONFERENCE ROOM, PITI, GUAM.

 9/21/06

CLAUDIA S. ACFALLE DATE
CHIEF PROCUREMENT OFFICER

Governor



GENERAL OFFICE

(Ahensian Setbision Hinirat)
Department of Administration
Government of Guam

148 Route 1 Marine Drive, Piti, Guam 96915

Tel: (671) 475-1707 thru 1729 • Fax Nos: (671) 472-4217/475-1727/475-1716

Lt. Governor

Lourdes M. Perez
Director
Department of Administration

Joseph C. Manibusan
Deputy Director
Department of Administration

SEPTEMBER 22, 2006

INVITATION TO BID NO. GSA-065-06
CUSTOM FIRE TRUCK 4-DOOR RESCUE PUMPER
GUAM FIRE DEPARTMENT

AMENDMENT # 3

**AMEND TO CHANGE BID OPENING DATE & TIME FROM
SEPTEMBER 25, 2006, 10:00 A.M. TO NOW READ OCTOBER 11, 2006
@ 2:00 P.M. ALL OTHERS REMAIN UNCHANGED.**



CLAUDIA S. ACFALLE DATE
CHIEF PROCUREMENT OFFICER

COMMITTED TO EXCELLENCE

Max P. Camacho
Governor



GENERAL SERVICES AGENCY

(Aghensian Setbision Hinirat)
Department of Administration
Government of Guam

148 Route 1 Marine Drive, Piti, Guam 96915

Tel: (671) 475-1707 thru 1729 • Fax Nos: (671) 472-4217/475-1727/475-1716

Kaleo S. Moylan
Lt. Governor

Lourdes M. Perez
Director

Department of Administration

Joseph C. Manibusan
Deputy Director

Department of Administration

OCTOBER 10, 2006

INVITATION TO BID NO. GSA-065-06

CUSTOM FIRE TRUCK 4 DOOR RESCUE STYLE PUMPER

GUAM FIRE DEPARTMENT

AMENDMENT # 4

**AMEND TO EXTEND BID OPENING FROM OCTOBER 11, 2006 @ 2:00 P.M.
TO NOW READ OCTOBER 31, 2006 @ 10:00 A.M.
ALL OTHERS REMAIN UNCHANGED.**



CLAUDIA S. ACFALLE DATE
CHIEF PROCUREMENT OFFICER

COMMITTED TO EXCELLENCE

Felix P. Camacho
Governor



GENERAL SERVICES AGENCY

(Añensian Setbision Hiniriat)
Department of Administration
Government of Guam

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Lt. Governor

Joseph C. Manibusan
Deputy Director
Department of Administration

Lourdes M. Perez
Director
Department of Administration

**INVITATION TO BID NO. GSA-065-06,
CUSTOM FIRE TRUCK, 4-DOOR RESCUE PUMPER
GUAM FIRE DEPARTMENT**

AMENDMENT NO. 5

October 26, 2006

1. Amend to change the bid opening date from Tuesday, October 31, 2006 at 10:00 A.M. to now read Tuesday, November 21, 2006 at 10:00 A.M.
2. Amend to include on the Special Reminders to Prospective Bidders: "Bidders shall complete the Non-Collusion Affidavit Form. Please refer to the attached form for your perusal.
3. Amend to add pages 4 & 5; "Equivalent Page"; and NFPA 1915 (Standard for Fire Apparatus Preventive Maintenance Program) and hereby made a part of this bid.
4. Amend Page 12, General Requirement Section # 1 of the fire truck specifications, under "Bid Bond" to now read: 15% bid bond or certified check and Delete the "Performance Bond" requirement.
5. Amend the Required Delivery Date from: 220 Days to now read: 270 Days "from receipt and acceptance of the Purchase Order".
6. All others remain unchanged.

ACKNOWLEDGEMENT COPY

RECEIVED BY: [Signature]

DATE: 11-30-2006

PSN [Signature] 10/30/06
CLAUDIA S. ACFALLE DATE
Chief Procurement Officer

COMMITTED TO EXCELLENCE