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RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

OCT 07 2010

TIME: 1:41 PM BY: JOY
FILE NO. OPA-PA: 10-004

**BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL**

IN THE MATTER OF THE APPEAL OF) APPEAL NO.: OPA-PA-010-004
)
)
) **SUBMISSION OF COPY OF**
) **VERIFIED PETITION FOR**
) **DEPOSITION OF MATERIAL**
) **WITNESSES**

HARBOR CENTER GUAM CO. LTD.,
And HARBOUR CENTRE PORT
TERMINAL, INC.

Attached is a copy of the Verified Petition for Deposition of Material Witnesses,
complete with Defendant's signature. The original document will be forthcoming as
Reghis M. Romero III is currently off island .

Respectfully submitted this 7 day of October, 2010.

CABOT MANTANONA LLP
Attorney for Defendant

By:


SARAH A. STROCK

COPY

- d. Ernie Candoleta, Maintenance Manager
 - e. Joaquin Pangelinan, Equipment Support Services Manager
 - f. Ray B. Santos, Transportation Superintendent
 - g. Francine T. Rocio, Personnel Services Administrator
 - h. Sooja L. Suk, Systems Manager
 - i. Glenn B. Nelson, Commercial Manager
 - j. Jovyna Lujan, Board Member
 - k. Bill Berry, Board Member;
 - l. Dora Jean Perez, Planner IV, Alternate Evaluator
2. Guam Procurement law allows the Hearings Officer to "compel attendance and testimony of and production of documents by an employee of the government of Guam, including any employee of any autonomous agency, public corporation or board or commission." 2 G.A.R. Div. 4. § 12109(i).
3. All of the above referenced material witnesses are employees of the Government of Guam.
4. Based on my information and belief, at least one of the above referenced witnesses is being uncooperative. See Exhibit "A" of Appellant's Motion to Continue Hearing Date.

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PRAYER

Appellant prays that the Office of Public Accountability orders that the testimony of the twelve material witnesses be taken by deposition in the manner prescribed by law for depositions in civil matters pursuant to 2 G.A.R. Div. 4. § 12109(i), 2 G.A.R. Div. 4. § 12104(c)(7), and 5 G.C.A. § 9218.

Respectfully submitted this 4 day of October, 2010.

CABOT MANTANONA LLP
Attorneys for Harbor Center Guam

By:


SARAH STROCK

VERIFICATION

I, REGHIS M. ROMERO III, the undersigned, say:

I am the Appellant in the above-entitled matter. The foregoing document is true of my own knowledge, except as to the matters which are therein stated on my information and believe, and as to those matters, I believe them to be true. I declare under penalty of perjury that the foregoing is true and correct.

Executed on the _____ day of OCT 07 2010, 2010.

By: 
REGHIS M. ROMERO III


ACKNOWLEDGMENT

Republic of the Philippines }
City of Manila }
Embassy of the United States of America) ss:)

OCT 07 2010

On this _____ day of October, 2010, before me, the undersigned ^{Consul}~~notary public~~, personally appeared **REGHIS M. ROMERO III**, known to me as the person whose name is subscribed to the foregoing Verified Petition and he acknowledged to me that he voluntarily executed the foregoing petition for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.


~~Notary Public~~ MICHAEL E. GARROTE
Consul
United States of America