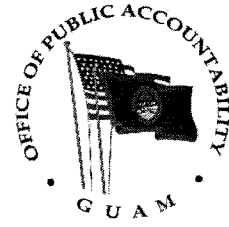


Suite 401 DNA Building
238 Archbishop Flores St.
Hagåtña, Guam 96910



FAX

To:	Claudia S. Acfalle Chief Procurement Officer General Services Agency	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	(671) 475-1707 (671) 472-4217	Pages:	5 (including cover page)
CC:	Leevin T. Camacho, ESQ. Attorney for Cars Plus, LLC	Date:	October 23, 2013
Phone: Fax:	(671) 477-8894/5; (671) 777-3675 (671) 472-8896	Phone: Fax:	475-0390 x. 215 472-7951

Re: OPA-PA-13-014: Notice of Receipt of Appeal

Urgent For Review Please Comment Please Reply Please Recycle

Comments:

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver.

Thank you,
Clariza Roque
Auditor I

croque@guamopa.org

This facsimile transmission and accompanying documents may contain confidential or privileged information. If you are not the intended recipient of this fax transmission, please call our office and notify us immediately. Do not distribute or disclose the contents to anyone. Thank you.



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

October 23, 2013

Claudia S. Acfalle
Chief Procurement Officer
General Services Agency
P.O. Box 884
Hagatna, Guam 96932
VIA FACSIMILE: (671) 472-4217

Re: Notice of Receipt of Appeal – OPA-PA-13-014

Dear Ms. Acfalle,

Please be advised that Cars Plus, LLC filed an appeal with the Office of Public Accountability (OPA) on October 22, 2013 regarding the General Services Agency (GSA) procurement actions related to GSA-097-13 for Police Patrol Vehicle, 2013-2014 Interceptors. OPA has assigned this appeal case number OPA-PA-13-014.

Immediate action is required of GSA pursuant to the Rules of Procedure for Procurement Appeals, found in Chapter 12 of the Guam Administrative Regulations (GAR). Copies of the rules, the appeal, and all filing deadlines are available at OPA's office and on its website at www.guamopa.org. The notice of appeal filed with OPA is enclosed for your reference.

Please provide the required notice of this appeal to the relative parties with instructions that they should communicate directly with OPA regarding the appeals. You are also responsible for giving notice to the Attorney General or other legal counsel for your agency. Promptly provide OPA with the identities and addresses of interested parties and a formal entry of appearance by your legal counsel.

Pursuant to 2 GAR, Div. 4, Ch. 12, §12104(3), the submission of one complete copy of the procurement record for the procurement solicitation above, as outlined in Title 5, Chapter 5, §5249 of the Guam Code Annotated is required. However, we recognize that the procurement record for IFB No. GSA-097-13 was previously submitted in procurement appeal case number OPA-PA-13-011 on October 3, 2013. OPA understands that the procurement record is voluminous and to increase efficiency, OPA will not require a duplicate copy of the record. However, to ensure the completeness of the procurement record OPA requires GSA to certify that the procurement record that was submitted for GSA-097-13 is complete in its entirety and will be the same procurement record for OPA-PA-13-011 by **Tuesday, October 29, 2013** five work days following receipt of this notice of appeal. We also request one copy of the Agency

Report for each of the procurement solicitations cited above, as outlined in 2 GAR, Div. 4, Chap. 12, §12105, by **Tuesday, November 6, 2012**, ten work 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 Cars Plus LLC. OPA respectfully asks that GSA provide one original and two copies of the procurement record as the Guam Procurement Law and Regulations require only one copy. The three procurement record copies requested by OPA are distributed as follows: Copy-1: Master File; Copy-2: Public Auditor; and Copy-3: Hearing Officer.

Thank you for your prompt attention to this matter. Please contact Clariza Roque at 475-0390 ext. 215, or croque@guamopa.org, should you have any questions regarding this notice.

Sincerely,



Llewelyn Terlaje, CGAP
Audit Supervisor

Enclosure: Notice of Appeal – OPA-PA-13-014

Cc: Leevin T. Camacho, Esq. – Attorney for Cars Plus, LLC



RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 10-22-13

TIME: 2:27 AM PM BY: ad

FILE NO OPA-PA: 13-011

Appendix A: Notice of Appeal Form
PROCUREMENT APPEAL

PART I- To be completed by OPA

In the Appeal of _____)
Cars Plus, LLC) **NOTICE OF APPEAL**
(Name of Company), APPELLANT)
_____)
_____)
_____)
_____)
_____)
_____)

PART II- Appellant Information

Name: Joey Crisostomo C/O Cars Plus, LLC
Mailing Address: 647 Route 8, Maite, Guam 96910
Business Address: 647 Route 8, Maite, Guam 96910
Email Address: joeyc@carsplusguam.com
Daytime Contact No: 477-7807 ext. 101
Fax No.: 477-7805

PART III- Appeal Information

- A) Purchasing Agency: General Services Agency
- B) Identification/Number of Procurement, Solicitation, or Contract: GSA-097-13
- C) Decision being appealed was made on Aug. 16, 2013 (date) by:
 Chief Procurement Officer Director of Public Works Head of Purchasing Agency

Note: You must serve the Agency checked here with a copy of this Appeal within 24 hours of filing.

- D) Appeal is made from:
(Please select one and attach a copy of the Decision to this form)
- Decision on Protest of Method, Solicitation or Award
 Decision on Debarment or Suspension
 Decision on Contract or Breach of Contract Controversy
(Excluding claims of money owed to or by the government)
 Determination on Award not Stayed Pending Protest or Appeal
(Agency decision that award pending protest or appeal was necessary to protect the substantial interests of the government of Guam)

ORIGINAL

E) Names of Competing Bidders, Offerors, or Contractors known to Appellant:

Triple J Enterprise, Inc.

Atkins Kroll, Inc.

PART IV- Form and Filing

In addition to this form, the Rules of Procedure for Procurement Appeals require the submission together with this form of additional information, including BUT NOT LIMITED TO:

1. A concise, logically arranged, and direct statement of the grounds for appeal;
2. A statement specifying the ruling requested;
3. Supporting exhibits, evidence, or documents to substantiate any claims and the grounds for appeal unless not available within the filing time in which case the expected availability date shall be indicated.

Note: Please refer to 2 GAR § 12104 for the full text of filing requirements.

PART V- Declaration Re Court Action

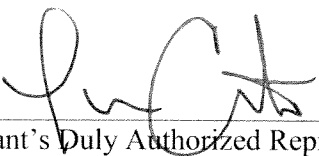
Pursuant to 5 GCA Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of Public Accountability will not take action on any appeal where action concerning the protest or appeal has commenced in any court.

The undersigned party does hereby confirm that to the best of his or her knowledge, no case or action concerning the subject of this Appeal has been commenced in court. All parties are required to and the undersigned party agrees to notify the Office of Public Accountability within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

Submitted this 22 day of Oct., 2013.

By: _____
APPELLANT

or

By:  _____
Appellant's Duly Authorized Representative

(Address) 194 Hernan Cortez Ave., Suite 216, Hagatna, Guam
(Phone No.) (671) 777-3675