

1 **GUAM DEPARTMENT OF EDUCATION**
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7 *Attorney for Guam Department of Education*

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

10 IN THE APPEAL OF

11 TELEGUAM HOLDINGS, LLC AND
12 ITS WHOLLY OWNED
13 SUBSIDIARIES, GTA TELEGUAM,
14 LLC; GTA SERVICES, LLC; AND
15 PULSE MOBILE LLC,

16 Appellant.

17 APPEAL NO. OPA-PA-13-016

18 **SUBMISSION OF INFORMATION**
19 **REGARDING REIMBURSEMENTS FOR**
20 **WAN SERVICES UNDER PART 6 OF**
21 **GDOE INVITATION FOR BID 020-2011**

22 Pursuant to the order of the Public Auditor during a pre-hearing in this matter on
23 December 20, 2013, the Guam Department of Education ("GDOE") hereby submits the attached
24 declaration of Vince Dela Cruz, Manager of GDOE's FSAIS Division. Such affidavit is
25 submitted as a summary of the status of GDOE's reimbursements under the Schools and Libraries
26 Universal Service Program for Wide Area Network services provided pursuant to Part 6 of
27 GDOE Invitation For Bid 020-2011.

28 Dated this 3rd day of January, 2014.

Respectfully submitted,

GUAM DEPARTMENT OF EDUCATION

By: 

REBECCA M. PEREZ, ESQ.
Legal Counsel

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In the Appeal of TeleGuam Holdings, LLC and its Wholly Owned Subsidiaries, GTA TeleGuam, LLC; GTA Services, LLC; and Pulse Mobile LLC, Appellant

OPA-PA-13-016

Submission of Information regarding Reimbursements for WAN Services

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9 **TELEGUAM HOLDINGS, LLC AND**
10 **ITS WHOLLY OWNED**
11 **SUBSIDIARIES, GTA TELEGUAM,**
LLC; GTA SERVICES, LLC; AND
PULSE MOBILE LLC,

DECLARATION REGARDING
REIMBURSEMENTS FOR
WAN SERVICES UNDER PART 6 OF
GDOE INVITATION FOR BID 020-2011

12 Appellant.


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14
15 I, Vince Dela Cruz, hereby declare as follows:

- 16 1. That I am a resident of Guam and over the age of eighteen.
- 17 2. That I am the Manager of the Financial, Student, and Administrative Information Systems
18 (“FSAIS”) Division within the Guam Department of Education (“GDOE”).
- 19 3. That in March 2011 GDOE did submit an E-Rate application to the Schools and Libraries
20 Universal Service Program through the Schools and Libraries Division of the Universal
21 Service Administrative Company (“USAC”) for the purpose of establishing eligibility for
22 reimbursements of GDOE funds spent acquiring Wide Area Network (“WAN”) services.
23 Similar applications were submitted in 2012 and 2013.
- 24 4. That GDOE received Funding Commitment Letters from USAC for each of its E-Rate
25 applications in 2011-2013 and that GDOE was thereafter eligible for reimbursement of a
26 percentage of its costs for WAN services in GDOE schools on the condition that WAN

1 percentage of its costs for WAN services in GDOE schools on the condition that WAN
2 service in a GDOE school was provided at 1000Mbps. The approved reimbursement
3 schedule for each application year was Seventy-Four Percent in 2011; Eighty-One Percent
4 in 2012; and Eighty-Two Percent in 2013. GDOE's E-Rate applications did not request
5 discounts for services below or above 1000Mbps.

- 6
7 5. That between July 2011 and August 2013, GDOE did not receive USAC reimbursements
8 for WAN services in GDOE schools.
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10 **GUAM DEPARTMENT OF EDUCATION**

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