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1 BERMAN O'CONNOR & MANN
111 W Chalan Santo Papa Ste 503
2 Hagåtña, Guam 96910
Telephone No.: (671) 477-2778
3 Facsimile No.: (671) 477-4366

4 Attorneys for Appellant:
PACIFIC DATA SYSTEMS, INC.

OFFICE OF PUBLIC ACCOUNTABILITY

6 In the Appeal of
7 PACIFIC DATA SYSTEMS, INC.,
8
9 Appellant.

Docket No. OPA-PA 14-003

DECLARATION OF BILL R. MANN

I, Bill R. Mann, state the following of my own personal knowledge:

- 10 1. I am attorney for the Appellant Pacific Data Systems, Inc. in this
11 matter.
- 12 2. Attached to this Declaration as Exhibit 1 is a true copy of a letter to
13 me from counsel for Guam Visitors Bureau ("GVB") dated May 20, 2014.
- 14 3. Attached to this Declaration as Exhibit 2 is a true copy of a letter to
15 John Day from counsel for GVB dated May 7, 2014.
- 16 4. Attached to this Declaration as Exhibit 3 is a true copy of my letter
17 to counsel for GVB dated May 14, 2014.

18 I declare under penalty of perjury that the foregoing statements are true and
19 correct to the best of my knowledge and belief.

20
21 Dated: May 21, 2014


22 BILL R. MANN

Exhibit "1"

FISHER & ASSOCIATES
ATTORNEYS AT LAW

20 May 2014

VIA FACSIMILE (671) 477-4366

Bill R. Mann, Esq.
Berman O'Connor & Mann
111 W Chalan Santo Papa, Ste 503
Hagatna, GU 96910

Re: PDS Freedom of Information Act Request

Dear Bill:

In response to the Freedom of Information Act Request dated May 5, 2014, please see PDS' requests and response by the GVB enumerated below.

1. *All proposals related to CCTV equipment, monitoring services, repairs or otherwise received by GVB between the period Jan 1, 2012 and December 6, 2013.*

There are no responsive documents.

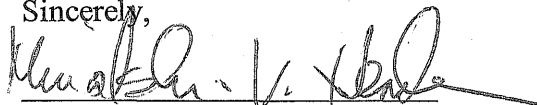
2. *All communications (emails, letters, faxes, documents, billings, etc.) between GVB and G4S, between January 1, 2012 and December 6, 2013.*

See enclosed documents.

3. *Documents related to any meetings between the Guam Visitors Bureau and G4S between January 1, 2012 and December 6, 2013. Including who attended those meeting(s), meeting notes or documents, presentations, or any electronic recordings of the meeting(s).*

There are no responsive documents.

Sincerely,



Minakshi V. Hemlani, Esq.



GUAM VISITORS BUREAU

50th ANNIVERSARY · 1963 - 2013

REQUEST FOR QUOTATION

DATE: April 25, 2013

NAME: G4S Security Systems (Guam), Inc.	FAX NO: 649-7245
ADDRESS: 1851 Army Drive, Harmon, Guam 96913	TEL: 646-8841

The Guam Visitors Bureau is soliciting quotations for the item/services described below. Quotations will be accepted no later than 5 p.m., Tuesday, April 30, 2013. Quotations received after this date will not be considered. Additionally, for your quote to be considered, **YOU MUST REPLY** in the format provided below and indicate 'YES' or 'NO', to the corresponding specification. All quotes must include applicable freight charges and taxes. Quotes may be submitted via facsimile to 646-8861 or emailed to: miranda.munoz@visitguam.org

DESCRIPTION OF ITEM OR SERVICES:

1. Assessment of the Pale' San Vitores Road Security Camera System to bring it into working order
2. Pale' San Vitores Road Security Camera System Design for intelligent, real-time video assessment to protect against vandalism, pilferage, damage and theft, and to protect residents and tourists from potentially harmful attacks.

Note: Detailed Camera System Specifications and Locations will be provided after a purchase order is issued.

QUANTITY	SPECIFICATION	DELIVERY OF SERVICE DATE	MEET OR EXCEED SPECIFICATION	QUOTE (\$\$\$)
1 LOT	Assessment	30 days	Yes ___ No ___	
	Design	from	Yes ___ No ___	
	Labor Rate	receiving	Yes ___ No ___	
		purchase	Yes ___ No ___	
		order	Yes ___ No ___	
			Yes ___ No ___	
			Yes ___ No ___	

Total Quote (\$\$\$) \$150

Expiration Date of Quote _____

REQUESTED BY: Miranda C. Munoz
Print and Sign Name

TELEPHONE NO: 648-1514

QUOTED BY: Teresa K. Sakazaki
Print and Sign Name
Authorized Vendor Representative





Antonio Muna, Jr. <antonio.muna@visitguam.org>

Fwd: GVB: Tumon CCTV

2 messages

Jon Nathan Denight <nathan.denight@visitguam.org>
To: "Antonio Muna, Jr." <antonio.muna@visitguam.org>

Mon, Aug 12, 2013 at 10:02 AM

----- Forwarded message -----

From: **Teresa K. Sakazaki** <teresa.sakazaki@gu.g4s.com>
Date: Thu, Aug 1, 2013 at 10:54 PM
Subject: GVB: Tumon CCTV
To: Nathan Denight <nathan.denight@visitguam.org>
Cc: "Teresa Sakazaki." <teresa.sakazaki@gu.g4s.com>

Hafa Adai Nate-

Hope all is well with you.

... I'm still off island but wanted to touch basis with you. I'm resending the 3 attachments to ensure you've received everything that I have sent in the past, please advise.

Securing Your World,
Teresa K. Sakazaki
Director, Sales & Marketing

G4S Marianas
1851 Army Drive
Harmon, Guam

Mobile: 1(671) 483-5386
Office: 1(671) 646-2307
Please visit us at www.g4s.mp

—
Jon Nathan Denight
Deputy General Manager


GUAM VISITORS BUREAU
401 Pale San Vitores Road | Tumon, Guam 96913 | (671) 646-5278
nathan.denight@visitguam.org | <http://www.visitguam.org>




Like us on Facebook: <http://www.facebook.com/guamvisitorsbureau>

3 attachments

 **CATT Assesment.doc**
67K

 **CATT Attachment #1.xlsx**
14K

 **CATT Attachment #2.doc**
47K

Jon Nathan Denight <nathan.denight@visitguam.org>
To: "Antonio Muna, Jr." <antonio.muna@visitguam.org>

Mon, May 19, 2014 at 3:23 PM

----- Forwarded message -----

From: **Jon Nathan Denight** <nathan.denight@visitguam.org>
Date: Mon, Aug 12, 2013 at 10:02 AM
Subject: Fwd: GVB: Tumon CCTV
To: "Antonio Muna, Jr." <antonio.muna@visitguam.org>

----- Forwarded message -----

From: **Teresa K. Sakazaki** <teresa.sakazaki@gu.g4s.com>
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To: Nathan Denight <nathan.denight@visitguam.org>
Cc: "Teresa Sakazaki." <teresa.sakazaki@gu.g4s.com>

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Hope all is well with you.

... I'm still off island but wanted to touch basis with you. I'm resending the 3 attachments to ensure you've received everything that I have sent in the past, please advise.

Securing Your World,
Teresa K. Sakazaki
Director, Sales & Marketing

G4S Marianas
1851 Army Drive
Harmon, Guam

Mobile: 1(671) 483-5386
Office: 1(671) 646-2307
Please visit us at www.g4s.mp

Jon Nathan Denight
Deputy General Manager

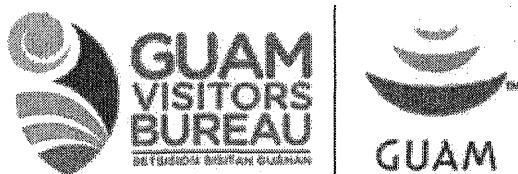
GUAM VISITORS BUREAU
401 Pale San Vitores Road | Tumon, Guam 96913 | (671) 646-5278
nathan.denight@visitguam.org | <http://www.visitguam.org>



Like us on Facebook: <http://www.facebook.com/guamvisitorsbureau>


Jon Nathan Denight
Deputy General Manager

GUAM VISITORS BUREAU
401 Pale San Vitores Road | Tumon, Guam 96913 | (671) 646-5278
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Like us on Facebook: <http://www.facebook.com/guamvisitorsbureau>

3 attachments

 **CATT Assesment.doc**
67K

 **CATT Attachment #1.xlsx**

14K



CATT Attachment #2.doc

47K



G4S Security Systems (Guam) Inc.

1851 Army Drive
Harmon, GU. 96913
Tel: (671) 646-2307
Fax: (671) 649-7245

CATT CCTV SYSTEM

I.) Existing System Assessment:

CATT Control End Equipment:

The existing closed circuit television control equipment, Video monitors, Matrix Switchers, Recording equipment, Keypad controller, etc., located at the Tumon/Tamuning precinct, are outdated and are not to be depended upon to for reliable video recording or control of the 23 Pan Tilt Zoom camera installed throughout Tumon road along with the 5 fixed cameras located at the precinct. There is possibility the equipment that are currently not operable, may be repaired, but other parts of the equipment are likely to fail due to the age of the equipment.

The following is a list of the closed circuit television control equipment located at the Tumon/Tamuning precinct and its operability.

<u>Quantity</u>	<u>Description</u>	<u>Operability</u>
2ea.	PELCO- TLR3040 VHS	Offline and Inoperable.
2ea.	IFS - POWER SUPPLY (PS-R3)	Short circuit on of the 12VDC output.
4ea.	PELCO MONITOR (PMC14F)	Burned Screen
2ea.	PELCO - KBD300A	Keypad is Functional
1ea.	PELCO - CM6800 - MATRIX	Unit is online and functional.
1ea.	PELCO - DX7100 SERIES DVR	Online but functionality and storage is unknown.

Fiber Optics Equipment in Control-end room at the Precinct:

There are two 24 strand fiber cables entering the precinct through one 4" PVC conduit. All IFS cards have a link to its respective transceiver however only 4 video signals are online. There are suppose to be 15 pan/tilt/zoom cameras that transmit video and PTZ control data using the fiber optic cables, but 11 do not have video signals.

Pan/Tilt/Zoom Cameras:

There are a total of 23 Pan/Tilt/Zoom cameras throughout Tumon, 15 of the 23 PTZ cameras send video signals and receive PTZ control signals through fiber optic cables and fiber module transceivers. The other 8 Pan/Tilt/Zoom cameras transmit video signals and receive PTZ control data using wireless video transmitters and receivers and PTZ control data transmitters as well wireless repeaters.

Some of the PTZ cameras, Camera # 6 – Across Fountain Plaza, Camera # 11 – Across Sandcastle, and Camera # 12- Across Market Place, are working although Camera # 12's video image is poor.

A matrix of all cameras is included in Attachment # 1.

Fixed Cameras:

There is a total of 5 fixed cameras, all working, located at the Tumon/Tamuning precinct. These cameras send their video signals through coax video cables.

II.) Design Concept:

This is a design concept for a fully operational CATT closed circuit television system based on the existing infra structure and camera locations in Tumon.

Cabling:

The existing cabling system between street camera locations and the Frankie Smith Precinct are all single mode fiber. Through the use of fiber optic cables and modules, the existing system sends video signals from each street PTZ camera location to the Frankie Smith Precinct. The PTZ camera controls located at the Frankie Smith Precinct sends PTZ commands to each street PTZ camera using the same fiber optic cable and fiber modules.

This cabling system will be retained and used, in the same manner as described above, for the new repaired or replaced street camera equipment to achieve the same process. The system provider will repair or replace as necessary these fiber optic cables and modules so as to achieve a reliable cabling system and will warranty the reliability of this cabling system for 5 years, absent acts of God and damages caused by man.

Wireless Transmitters:

Several of PTZ cameras in the same system uses wireless equipment in place of hardwire cabling. The wireless PTZ controls and video transmission equipment will be replaced with hardwire (Fiber optic cables and modules or other means of hard wiring video cabling) in the same method as described above.

Control-End Equipment:

At the main control-end, existing CCTV room behind front desk at Frankie Smith Precinct, all existing control equipment, recorders, monitors, matrix video switchers, etc., will be repaired or replaced with same or better equipment.

There will be two other control location of which PTZ controls and video viewing (both live and recorded) will occur.

Cameras:

All existing camera locations will be used again. Existing cameras at these locations will be repaired or replaced with same or better cameras with same features, and also with 5 years warranty.

Additional Camera Location:

Several other locations require cameras due to increased foot traffic and other safety concerns include; JK/Kmart Intersection to San Vitores, Oka payless intersection, see complete list, Attachment # 2.

III.) Scope of Work:

The scope of work shall consist of the following:

1. Pan/Tilt/Zoom Cameras:

a. Repair or replace existing pan/tilt/zoom cameras including all accessories such as mounts, domes, protective cage, housings, motors, lens, power for camera, etc., with same or better.

2. Video and Data Transmission System:

a. Repair or replace existing video and data cabling system. Test and repair or replace as necessary the existing single mode fiber used for video and data transmissions, to include cleaning or replacing connectors if necessary.

b. Repair or replace existing fiber modules used in conjunction with the single mode fiber for transmitting and receiving video and data signals.

c. Remove existing wireless video and data transmission equipment and replace with new fiber modules, new single mode fiber cables, or other means of hardwiring video signal cabling, with accessories required for transmitting video and data signals between pan/tilt/camera and the Frankie Smith Precinct CCTV control-end equipment.

3. Control-end Equipment:

Control-end equipment include all equipment necessary to record, view, control PTZ functions, relay video and PTZ control to another CCTV monitoring station. There will be three locations with PTZ control and video control.

The main control location will be at the Frankie Smith Precinct in the existing CCTV control equipment room behind the front desk. The second control location will be at the front desk of the Frankie Smith Precinct. The third location will be determined at a later time.

At each of the three control locations, control of PTZ functions, control viewing of all cameras with a 40 inch monitor, and a spot monitor is required.

a. At minimum, repair or replace the existing control end equipment with same or better equipment. All the equipment such as matrix switchers, video recorders, PTZ controllers, video monitors, etc.

b. Utilize the existing video console in the CCTV room behind the front desk.

c. Supply and install 40 inch monitors, spot monitors, and all necessary equipment to make possible the control of PTZ, viewing of cameras as indicated above at each of the two control location, i.e, front desk at the Precinct and at the location which will be determined at a later time.

IV.) Recommendations for New Camera locations:

We believe the best way to recommend the best locations for new cameras to help in fighting Crimes Against Tumor Tourist is to work with Crime Fighting Officers working in the Frankie Smith Precinct, because they know the locations and areas where crimes against tourist have occurred.

G4S and GPD officers from the Frankie Smith Precinct met in a round table meeting to discuss the best locations for cameras to help support their crime fighting efforts. The result of this meeting is a list of areas where we recommend as new locations for new cameras. (See Attachment # 1.)

V.) Recommendation for Multilingual Signage:

Multilingual signage should be placed in all roads entering Tumor and at sidewalks in front of hotels and restaurants. These areas are perhaps the places with most foot traffic and vehicle traffic as well.

VI.) Maintenance Plan:

The maintenance plan should be with a company that has a service department with experienced service technicians both in the service and repair of fiber optics cabling, and in closed circuit television systems, and who are actively in the service of these equipment.

Experienced service technicians and a service oriented company who's experienced technicians are available 24 hours a day 7 days a week are essential in running any service program.

Closed circuit television systems maintenance programs, as an example, will include the following:

1. Experienced Technicians – along with the experience technicians, also consider the number of experienced technician with in the service organization.
2. Consider the number of years the service organization has been involved in maintenance and service of CCTV systems.
3. The service organization will already have a service program, but generally it will involve several visits a year to visually check each piece of equipment and making repairs as needed and cleaning the equipment, quarterly is common. It will also involve service visits as needed between the scheduled quarterly maintenance service.

VII.) Monitoring Service Plan:

Remote Video Monitoring is best achieved with an organization that is already engaged in the business of remote video monitoring, and that monitoring video is a primary duty of the remote video monitoring staff.

A clear open line of communication between the remote monitoring company and the responding authority is a must. Standard operating procedures must be implemented. These procedures must be developed between the responding authority and the video monitoring entity/company.

Attachment # 1

CAMERA #	TYPE	CONN. TYPE	LOCATION	VIDEO	PTZ	POWER	FIBER	CONDUIT	NEMA BOX	HOUSING	DOME	CAMERA
1	PTZ	FIBER	GPA SUBSTATION	NONE	UNKNOWN	OK	DAMAGED	DAMAGED	OK	OK	DIRTY	YES
2	PTZ	FIBER	HILTON ENTRANCE	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
3	PTZ	FIBER	YPAO INTERSECTION	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
4	PTZ	FIBER	ACROSS PIC	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
5	PTZ	FIBER	MARRIOT INTERSECTION	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	MISSING
6	PTZ	FIBER	ACROSS FOUTAIN PLAZA	OK	OK	OK	DIRTY	OK	OK	OK	DIRTY	YES
7	PTZ	FIBER	FIESTA HOTEL	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
8	PTZ	FIBER	ACROSS CHURCH	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
9	PTZ	FIBER	TUMON SANDS	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	MISSING	MISSING
10	PTZ	FIBER	ACROSS HYATT	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
11	PTZ	FIBER	ACROSS SANDCASTLE	OK	OK	OK	DIRTY	OK	OK	OK	DIRTY	YES
12	PTZ	FIBER	ACROSS MARKET PLACE	POOR	OK	OK	DIRTY	OK	OK	OK	DIRTY	YES
13	PTZ	FIBER	OUTRIGGER ENTRANCE	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	MISSING
14	PTZ	FIBER	DFS TRAFFIC LIGHT	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	MISSING
15	PTZ	FIBER	WESTERN GUN CLUB	NONE	UNKNOWN	OK	DIRTY	OK	OK	OK	DIRTY	YES
16	PTZ	NONE	OPEN PORT	NA	NA	NA	NA	NA	NA	NA	NA	NA
17	PTZ	WIRELESS	WESTIN ROADSIDE	NONE	UNKNOWN	NONE	NA	OK	OK	OK	DIRTY	YES
18	PTZ	WIRELESS	WESTIN BEACHSIDE	NONE	UNKNOWN	NONE	NA	OK	OK	OK	DIRTY	YES
19	PTZ	WIRELESS	SAM CHOI	NONE	UNKNOWN	NONE	NA	OK	OK	OK	DIRTY	MISSING
20	PTZ	WIRELESS	GRAND PLAZA	NONE	UNKNOWN	NONE	NA	OK	rusty	OK	DIRTY	YES
21	PTZ	WIRELESS	VKT BEACHSIDE	NONE	UNKNOWN	NONE	NA	OK	OK	OK	DIRTY	YES
22	PTZ	WIRELESS	PIC BEACHSIDE	NONE	UNKNOWN	UNKNOWN	NA	UNKNOWN	UNKNOWN	UNKNOWN	UNKNOWN	UNKNOWN
23	PTZ	WIRELESS	PIC ROADSIDE	NONE	UNKNOWN	UNKNOWN	NA	UNKNOWN	UNKNOWN	UNKNOWN	UNKNOWN	UNKNOWN
24	PTZ	WIRELESS	VKT BEACHSIDE	NONE	UNKNOWN	NONE	NA	OK	OK	OK	DIRTY	YES
25	FIXED	COAX	OFFICE ENTRY	OK	NA	OK	NA	OK	OK	OK	OK	YES
26	FIXED	COAX	DESK SGT. ENTRY	OK	NA	OK	NA	OK	OK	OK	OK	YES
27	FIXED	COAX	INTERVIEW RM.	OK	NA	OK	NA	OK	OK	OK	OK	YES
28	FIXED	COAX	HOLDING CELL 1	OK	NA	OK	NA	OK	OK	OK	OK	YES
29	FIXED	COAX	HOLDING CELL 2	OK	NA	OK	NA	OK	OK	OK	OK	YES

Note:

1.) PTZ (Unknown) = We were not able to determine the functionality of the the PanTiltZoom functions of the camera because the the fiber between camera and the PTZ Controller.

2.) PIC Cameras = We were not able to evaluate the physical condition of these cameras. It is clear thought that they are not functioning and because they are the using the wireless signal transmission, we decided the plan is to replace the wireless with hard wire.



G4S Security Systems (Guam) Inc.

1851 Army Drive

Harmon, GU. 96913

Tel: (671) 646-2307

Fax: (671) 649-7245

ATTACHMENT # 2

RECOMMENDED NEW CAMERA LOCATIONS:

1. Farenholt Avenue and Camp Watkins – Recommended 360 degree rotating camera with PanTiltZoom lens.
2. Onward Agana Beach Hotel – Recommended two each cameras on top of the same hotel, one to view roadside and one to view beach side. A 360 degree rotating camera is recommended both road side and beach side of the hotel.
3. Trenton and Farenholt Avenue – Recommended one 360 degree rotating camera.
4. Rt. 14 and Farenholt Avenue – Recommended one 360 degree rotating camera.
5. ITC Building – Recommended one 360 degree rotating camera, looking to Rt. 14 and Rt. 1.
6. Rt. 14 Across old GMH – Recommend relocating existing camera to across the street and viewing street and side walk.
7. Rt. 1 and JFK School – Recommend one 360 degree rotating camera.
8. Holiday Hotel, Tumon – Recommend one 360 degree rotating camera.
9. Rt. 14 and Chichirica St., Tumon – Recommend one 360 rotating camera.
10. Power Pole across Aurora Hotel – Recommend one 180 degree camera aimed westbound on Gun Beach road towards Rt. 14 and Santos Hill.
11. Rt. 1 and Hill – Recommend one 360 rotating camera on top of Horizon condominiums.
12. Rt. 1 and Boonsri Plaza, Upper Tumon – Recommend one 180 degree to be placed on top of building closest to the road.
13. Rt. 1 and Rt. 16, Harmon – Recommend one 360 rotating camera on top of same building that houses Invisalign at the corner of Rt.1 and Rt. 16, Harmon side.

14. Rt. 1, East Agana – Recommend one 180 degree camera to be placed on top of retaining wall with the Guam and American flag.

15. Rt. 1 East Agana – Recommend one 180 degree camera to be placed on top of the Uttams building or on top of the Stanton furniture building.

Exhibit "2"

FISHER & ASSOCIATES

ATTORNEYS AT LAW

7 May 2014

VIA FACSIMILE (671) 300-0265

John Day
President
Pacific Data Systems
185 Ilipog Drive, HBC Suite 204A
Tamuning, GU 96913

Re: Freedom of Information Act request dated May 5, 2014

Dear Mr. Day:

This office represents the Guam Visitors Bureau. I write in response to the above-referenced Freedom of Information Act request.

Title 5 GCA § 10109(a) provides that nothing in Chapter 10, entitled Freedom of Information, shall be construed to require disclosure of records that pertain to pending litigation to which the agency is a party, until the pending litigation has been finally adjudicated or otherwise settled. Because the documents you request relate to Procurement Appeal No. OPA-PA-14-003, now pending before the Office of Public Accountability, they will not be provided.

Sincerely,


Minakshi V. Hemlani, Esq.

SUITE 101 DE LA CORTE BUILDING
167 EAST MARINE CORPS DRIVE HAGATÑA, GUAM 96910

TEL (671)472-1131
FAX (671)472-2886

EXHIBIT

"2"

Exhibit "3"

**BERMAN
O'CONNOR &
MANN**

Attorneys at Law

111 W Chalan Santo Papa Ste 503
Hagåtña, Guam 96910
Tele. 671-477-2778
Fax 671-477-4366
Website: www.pacific-lawyers.com
Email: brmann@pacific-lawyers.com

May 14, 2014

VIA E-MAIL [mvhemlani.fisherassociates@teleguam.net]

Minakshi V. Hemlani, Esq.
167 E Marine Corps Drive, Suite 101
Hagatna, Guam 96910

Re: PDS Freedom of Information Act Request

Dear Minakshi:

John Day of Pacific Data Systems, Inc. ("PDS") asked me to respond to your letter to him dated May 7, 2014 regarding the PDS Freedom of Information Act request to GVB dated May 5, 2014.

In your letter, you cite the exception stated in 5 GCA § 10108(a), which refers to records pertaining to pending litigation to which the agency is a party. I believe this exception is inapplicable here for several reasons.

First, assuming the term "litigation" includes an appeal to the Public Auditor, it should be noted that the PDS request does not include any documents generated after PDS filed its appeal to the Public Auditor in OPA-PA-14-003. The records requested were limited to those generated up to December 6, 2013.

Next, most if not all of the requested documents are part of the procurement record in GVB-2014-002MS as defined in 5 GCA § 5249 and § 5247.1. The

H:\Christine\BRM\Ltrs\Minakshi Hemlani 05142014.doc



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www.pacific-lawyers.com

EXHIBIT "3"

first request was for proposals related to CCTV equipment, etc. If any such documents exist, they would be included in 5 GCA § 5249(d) since they would be a submittal from a potential vendor.

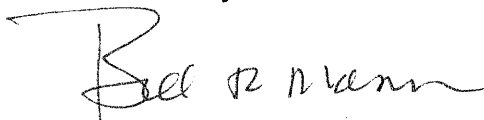
The next request was for any communications between GVB and G4S. To the extent any such communications are related to procurement GVB-2014-002MS, they would be a submittal of a potential vendor or other papers or materials used in the development of specifications within 5 GCA § 5249(d), or otherwise related to the procurement within 5 GCA § 5247.1. To the extent any such communications are not related to GVB-2014-002MS, then they would simply be public documents not within any exception to disclosure.

The third request was for documentation related to any meetings between GVB and G4S. Any such documents would likewise be included in 5 GCA § 5249(d) to the extent those meetings related to GVB-2014-002MS. If any such meetings did not relate to that procurement, then any documentation related to such meetings would be public records not within any exception to disclosure.

The fact that GVB is required to produce certain of the requested documents in the procurement appeal is not an excuse not to produce them in response to PDS' FOIA request. To the contrary, the fact that documents are part of the public procurement record renders inapplicable the exception for records pertaining to litigation.

In order to avoid legal action, the requested records should be provided within four working days of the date of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill R. Mann". The signature is written in a cursive style with a large initial "B".

Bill R. Mann

CONFIRMATION

Christine Pangelinan

From: Bill R. Mann [brmann@pacific-lawyers.com]
Sent: Wednesday, May 14, 2014 3:10 PM
To: 'mvhemlani.fisherassociates@teleguam.net'
Subject: PDS Freedom of Information Act Request
Attachments: Minakshi Hemlani 05142014.pdf

Please see attached letter dated May 14, 2014.