

1 Stay pending the final determination of the appeal in the GSA-IFB-064-11 procurement. See 5
2 G.C.A. §5425(g).

3 Since there are no appeals pending regarding Dark Fiber services, these services are not under
4 any Stay and GSA is free to procure these services via a properly formulated procurement.

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6 **III. REMEDIES**

7 Resolution of this matter is simple, the OPA should instruct GSA to cancel the existing
8 procurement or as an alternative modify the procurement to clearly define the service to be
9 procured. Based on the filings by the GSA in this matter, it seems that GSA would like to acquire
10 Dark Fiber services rather than the 1Gb Data Services that they have specified in this
11 procurement. If so, GSA should clearly articulate the requirement for Dark Fiber services with
12 specific requirements and specifications.

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14 **RESPECTFULLY SUBMITTED** this 13th day of May, 2015.

15 **PACIFIC DATA SYSTEMS**

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19 **JOHN DAY**
20 *President*

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xc: David J. Highsmith, Assistant Attorney General