



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

PROCUREMENT APPEALS

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6 IN THE APPEAL OF,

) **APPEAL NO: OPA-PA-15-006**

7 IP&E HOLDINGS, L.L.C.,

) **ORDER FOR THE PURCHASING**
) **AGENCY TO AUGMENT**
) **PROCUREMENT RECORD**

8 Appellant
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11 **To: Purchasing Agency:**
12 Guam Power Authority
13 C/O D. Graham Botha, Esq.
14 P.O. Box 2977
Hagåtña, Guam, 96932
Facsimile: (671) 648-3290

15 **Appellant:**
16 IP&E Holdings, L.L.C.
17 C/O Steven Carrara, Esq.
18 P.O. Box 2881
Barrigada, Guam, 96921
Facsimile: (671) 646-4723

19 **Interested Party:**
20 Mobil Oil Guam, Inc.
21 C/O Marsil Johnson, Esq.
22 Blair Sterling Johnson & Martinez P.C.
23 238 Archbishop Flores St., Suite 1008
Hagåtña, Guam, 96910
Facsimile: (671) 472-4290

24 **PURSUANT TO**, 2 G.A.R., Div. 4, Chap. 12, §12109(b) and (c), the Hearing Officer
25 hereby FINDS and ORDERS the following:

26 1. The Purchasing Agency's Procurement Record in this matter includes Amendment
27 No. VI to GPA-IFB-005-15 (Diesel Fuel Oil No. 2 and Automotive Gasoline, Regular Unleaded
28 for the GPA Transportation Fleet) (Hereafter referred to as "IFB") which required, in relevant
part, that bids submitted in response to the IFB include: "...adequate information on operating

1 experience and on financial status (i.e. most recent annual report with audited financial
2 statements)...”

3 2. The Purchasing Agency is hereby ORDERED to file with the OPA, no later than 5:00
4 p.m., on August 17, 2015, the relevant portions of Appellant, IP&E HOLDINGS L.L.C.’s bid
5 submitted in response to the IFB, that complies with the requirements of IFB Amendment VI set
6 forth in paragraph 1 herein.

7 3. The documents the Purchasing Agency files in response to this ORDER shall be
8 SEALED and shall be reviewed *In Camera* unless the Purchasing Agency files a statement
9 advising the OPA that such documents do not exist.

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11 **SO ORDERED** this 14th day of August, 2015 by:

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15 ANTHONY R. CAMACHO, ESQ.
16 Hearing Officer
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