



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

September 9, 2015

Glenn Leon Guerrero
Director
Department of Public Works
542 North Marine Corp Drive
Tamuning, Guam 96913
(671) 646-3131
VIA EMAIL: glenn.leonguerrero@dpw.guam.gov

Re: Notice of Receipt of Appeal – OPA-PA-15-009

Dear Mr. Leon Guerrero,

Please be advised that Korando Corporation filed an appeal with the Office of Public Accountability (OPA) on September 8, 2015 regarding the Department of Public Works' (DPW) decision to terminate Korando's contract with DPW to construct the Bile/Pigua Bridge Replacement, Project No. GU-NH-NBIS(007). OPA has assigned this appeal case number OPA-PA-15-009.

Immediate action is required of DPW 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.opaguam.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), please submit 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, to OPA by **Wednesday, September 16, 2015**, five work days following receipt of this notice of appeal; and 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 **Wednesday, September 23, 2015**, 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 Korando Corporation. OPA respectfully asks that DPW 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 Michele Brillante at 475-0390 ext. 208, or mbrillante@guamopa.org, should you have any questions regarding this notice.

Sincerely,



Yukari Hechanova
Deputy Public Auditor

Enclosure: Notice of Appeal – OPA-PA-15-009

Cc: Joyce C.H. Tang, Counsel for Korando Corporation



Michele Brillante <mbrillante@guamopa.org>

OPA-PA-15-009: Notice of Receipt of Appeal

Glenn LeonGuerrero <glenn.leonguerrero@dpw.guam.gov>

Tue, Sep 15, 2015 at 3:20 PM

To: Michele Brillante <mbrillante@guamopa.org>

Cc: jtang@civilletang.com, Yukari Hechanova <yhechanova@guamopa.org>, "Maria Thyrza D. Bagana" <tbagana@guamopa.org>, Tom Keeler <tpkeeler@gmail.com>

Acknowledge received.

Glenn Leon Guerrero
Director, Dept. of Public Works
542 N. Marine Drive
Tamuning, Guam 96913
Tel (671) 646-3131
glenn.leonguerrero@dpw.guam.gov

On Fri, Sep 11, 2015 at 4:40 PM, Michele Brillante <mbrillante@guamopa.org> wrote:

Hafa Adai,

This is to follow up on the Department of Public Works' acknowledgement of receipt of the Notice of Receipt of Appeal for procurement appeal OPA-PA-15-009, which was emailed September 9, 2015.

Kindly acknowledge your receipt at your soonest convenience.

Thank you,

Michele S. Brillante
Office of Public Accountability
www.opaguam.org
Tel. (671) 475-0390 ext. 208
Fax (671) 472-7951

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

From: Michele Brillante <mbrillante@guamopa.org>

Date: Wed, Sep 9, 2015 at 2:02 PM

Subject: OPA-PA-15-009: Notice of Receipt of Appeal

To: glenn.leonguerrero@dpw.guam.govCc: jtang@civilletang.com, Yukari Hechanova <yhechanova@guamopa.org>, "Maria Thyrza D. Bagana" <tbagana@guamopa.org>, Michele Brillante <mbrillante@guamopa.org>

Hafa Adai Mr. Leon Guerrero,

Please see attached file of the Notice of Receipt of Appeal.

Please confirm receipt of the attached Notice of Receipt of Appeal.

Thank you,

Michele S. Brillante

Office of Public Accountability

www.opaguam.org

Tel. (671) 475-0390 ext. 208

Fax (671) 472-7951

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Michele Brillante <mbrillante@guamopa.org>

OPA-PA-15-009: Notice of Receipt of Appeal

Leslie Travis <ltravis@civilletang.com>
To: Michele Brillante <mbrillante@guamopa.org>

Tue, Sep 15, 2015 at 3:21 PM

Acknowledging receipt. Thank you.

[Quoted text hidden]

—

Leslie Travis

CIVILLE & TANG, PLLC

330 Hernan Cortez Ave. Ste. 200

Hagatna, GU 96910

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