

THOMPSON THOMPSON & ALCANTARA, P.C.
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Attorneys for David Yao

RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 02-05-19

TIME: 11:35 AM PM BY: [Signature]

FILE NO OPA-PA: 18-002

IN THE OFFICE OF PUBLIC ACCOUNTABILITY

PROCUREMENT APPEAL

IN THE APPEAL OF)	APPEAL NO. OPA-PA-18-0002
)	
KORANDO CORPORATION,)	DECLARATION OF
)	DAVID YAO
Appellant.)	
_____)	

I, DAVID YAO, declare that:

1. I am over 18 years of age, competent to testify and the matters set forth herein are based on my personal knowledge.

2. I am a currently a Construction Contracts Administrator with Parsons Transportation Group.

3. On January 25, 2019, I was served with a subpoena commanding my appearance at the hearing to be held herein on February 11, 2019. The subpoena was issued on behalf of Appellant Korando Corporation through its counsel Vanessa Williams.

4. Since July 2018, I have been scheduled to participate, as a member of Team Guam, on behalf of the Guam National Badminton Federation in the 2019 VICTOR Oceania Championships and the VICTOR Oceania Mixed Team Championships to be held in Melbourne, Australia during the week of February 11, 2019. I purchased my airline

ORIGINAL

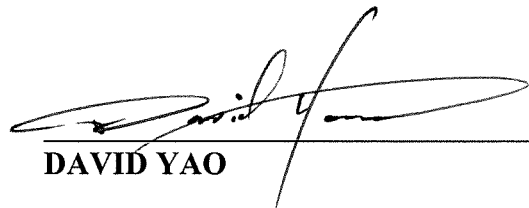
tickets to participate in this tournament as a member of Team Guam in October, 2018. A copy of my airline tickets to the tournament are attached hereto as "Exhibit 1."

5. In addition to the cost of my airline tickets, I have also incurred lodging and other such expenses totaling approximately \$655.00, which I would lose if I have to withdraw from the tournament.

6. Perhaps most importantly, if I am forced to withdraw the tournament, the other three Team Guam members will also have to withdraw from the tournament, as Team Guam does not have any back up players at this time.

7. If Team Guam is forced to withdraw from the tournament, we will forfeit our entry fee and also have to pay an additional withdrawal fee.

I declare under penalty of perjury of the laws of Guam that the foregoing is true and correct. Executed at Hagåtña, Guam on February 05, 2019.



DAVID YAO

EXHIBIT 1

Yao, David

From: United Airlines, Inc. <unitedairlines@united.com>
Sent: Friday, November 2, 2018 6:51 PM
To: Yao, David
Subject: eTicket Itinerary and Receipt for Confirmation L3BNXC

Receipt for confirmation number L3BNXC



[United logo link to home page\[united.com\]](#)

Confirmation: L3BNXC

[Check-In >\[united.com\]](#)

Issue Date: October 09, 2018

TRAVELER INFORMATION

Traveler	eTicket Number	Frequent FlyerNumber	Seats
YAO/DAVIDMR	0162420766620	UA-XXXXX238 Premier Silver / *S	32F/25F
BAPTISTA/JUNIOR	0162420766621		32E/25E

FLIGHT INFORMATION

Day, Date	Flight	Class	Departure City and Time	Arrival City and Time	Aircraft	Meal
Fri, 08FEB19	UA159	S	GUAM (GUM) 7:50 PM	HONG KONG (HKG) 11:00 PM	737-700	Dinner
Mon, 18FEB19	UA116	S	HONG KONG (HKG) 11:55 PM	GUAM (GUM) 6:40 AM (19FEB)	737-700	Dinner

FARE INFORMATION

Fare Breakdown

- Airfare:

416.00

USD

- U.S. Immigration User Fee:

7.00

- Guam Inspection Service Charges:

Form of Payment:

VISA

Last Four Digits 3555

- 8.29
- Hong Kong Airport Construction Fee:
- 11.50
- Hong Kong Airport Passenger Departure Tax:
- 15.30
- Hong Kong Passenger Security Charge:
- 6.40
- September 11th Security Fee:
- 5.60
- U.S. Passenger Facility Charge:
- 4.50
- Per Person Total:
- 474.59
- USD
- eTicket Total:
- 949.18
- USD

The airfare you paid on this itinerary totals: 832.00 USD

The taxes, fees, and surcharges paid total: 117.18 USD

Fare Rules: Additional charges may apply for changes in addition to any fare rules listed.

NONREF/OVALUAFTDPT/CHGFEE

Cancel reservations before the scheduled departure time or TICKET HAS NO VALUE.

Baggage allowance and charges for this itinerary.

Baggage fees are per traveler

Origin and destination for checked baggage	1 st bag	2 nd bag	Maximum weight and dimensions per piece of baggage Max wt / dim per piece
2/8/2019 Guam (GUM) to Hong Kong (HKG)	0.00 USD	0.00 USD	70.0lbs (32.0kg) - 62.0in (157.0cm)

2/18/2019 Hong Kong (HKG) to Guam (GUM)	0.00 USD	0.00 USD	70.0lbs (32.0kg) - 62.0in (157.0cm)
---	----------	----------	-------------------------------------

Baggage check-in must occur with United or United Express, and you must have valid MileagePlus Premier® Silver membership at time of check-in to qualify for waiver of service charges for up to three checked bags (within specified size and weight limits).

MileagePlus Accrual Details

YAO/DAVIDMR						
Date	Flight	From/To	Award Miles	PQM	PQS	PQD
2/8/2019	159	Guam (GUM)-Hong Kong (HKG)	1155	2117	1	165
2/18/2019	116	Hong Kong (HKG)-Guam (GUM)	1155	2117	1	165
Davidmr's MileagePlus Accrual totals:			2310	4234	2	330

Important Information about MileagePlus Earning



Accruals vary based on the terms and conditions of the traveler's frequent flyer program, the traveler's frequent flyer status and the itinerary selected. United MileagePlus® mileage accrual is subject to the rules of the MileagePlus program



Once travel has started, accruals will no longer display. You can view your MileagePlus account for posted accrual



You can earn up to 75,000 award miles per ticket. The 75,000 award miles cap may be applied to your posted flight activity in an order different than shown



PQD are a Premier status requirement for members in the U.S. only.



Accrual is only displayed for MileagePlus members who choose to accrue to their MileagePlus account.

International eTicket Reminders



Check-in Requirement - Bags must be checked and boarding passes obtained at least 60 minutes prior to scheduled departure. Baggage will not be accepted and advance seat assignments may be canceled if this condition is not met.



Boarding Requirement - Passengers must be prepared to board at the departure gate with their boarding pass at least 30 minutes prior to scheduled departure.



Failure to meet the **Boarding Requirements** may result in cancellation of reservations, denied boarding, removal of checked baggage from the aircraft and loss of eligibility for denied boarding compensation.



Bring this eTicket Receipt along with [photo identification\[united.com\]](http://photoidentification[united.com]), proof of citizenship, passport and/or visa to the ticket lobby for check-in.



The FAA now restricts carry-on baggage to one bag plus one personal item (purse, briefcase, laptop computer, etc.) per passenger. The fare rules for your ticket may restrict your carry-on baggage allowance even further.



For up to the minute flight information, sign-up for our [Flight Status Updates \[united.com\]](#) or call 1-800-824-6200; in Spanish 1-800-426-5561.



If flight segments are not flown in order, your reservation will be cancelled. Rebooking will be subject to the fare rules governing your ticket.



For the most current status of your reservation, go to our [Flight Status\[united.com\]](#) page.



Your eTicket is non transferable and valid for 1 year from the issue date unless otherwise noted in the fare rules.



International taxes and fees may be collected at your departure airport.

Data Protection Notice

Your personal data will be processed in accordance with the applicable carriers privacy policy and if your booking is made via a reservation system provider ("GDS"), with its privacy policy. These are available at <http://www.iatatravelcenter.com/privacy> or from the carrier or GDS directly. You should read this documentation, which applies to your booking and specifies, for example, how your personal data is collected, stored, used, disclosed and transferred

Customer Care Contact Information

We welcome your compliments, comments or complaints regarding United or a United travel experience. You may contact us using our [Customer Care\[united.com\]](#) form

Hazardous materials

Federal law forbids the carriage of hazardous materials on board aircraft in your luggage or on your person. A violation can result in five years imprisonment and penalties of \$250,000 or more (49 U.S.C. 5124).

Hazardous materials include explosives, compressed gases, flammable liquids and solids, oxidizers, poisons, corrosives and radioactive materials. Common examples of hazardous materials/dangerous goods

include spare or loose lithium batteries, fireworks, strike-anywhere matches, aerosols, pesticides, bleach and corrosive materials.

Additional information can be found on:


- - [united.com restricted items page\[united.com\]](#)
 - [FAA website Pack Safe page\[faa.gov\]](#)
 - [TSA website Prohibited Items page\[tsa.gov\]](#)


Refunds Within 24 Hours


When you book and ticket a reservation through [united.com](#), the United mobile app, the United Customer Contact Center, at our ticket counters or city ticket offices, or if you


use MileagePlus® miles to book an award ticket, we will allow you to cancel the ticketed reservation without penalty and receive a 100 percent refund of the ticket price to the original form of payment if you cancel the reservation within 24 hours of purchase and if the reservation is made one week or more prior to scheduled flight departure.

IMPORTANT CONSUMER NOTICES

 **Notice of Baggage Liability Limitations** - For domestic travel between points within the United States (except for domestic portions of international journeys), United's liability for loss of, damage to, or delay in delivery of a customer's checked baggage is limited to \$3,500 per ticketed customer unless a higher value is declared in advance and additional charges are paid (not applicable to wheelchairs or other assistive devices). For such travel, United assumes no liability for high value, fragile, perishable, or otherwise excluded items; excess valuation may not be declared on certain types of valuable articles. Further information may be obtained from the carrier. For international travel governed by the Warsaw Convention (including the domestic portions of the trip), maximum liability is approximately 640 USD per bag for checked baggage, and 400 USD per passenger for unchecked baggage. For international travel governed by the Montreal Convention (including the domestic portions of the trip), maximum liability is 1,131 SDRs per passenger for baggage, whether checked or unchecked. For baggage lost, delayed, or damaged in connection with domestic travel, United requires that customers provide preliminary notice within 24 hours after arrival of the flight on which the baggage was or was to be transported and submit a written claim within 45 days of the flight. For baggage damaged or delayed in connection with most international travel (including domestic portions of international journeys), the Montreal Convention and United require customers to provide carriers written notice as follows: (a) for damaged baggage, within seven days from the date of receipt of the damaged baggage; (b) for delayed baggage, within 21 days from the date the baggage should have been returned to the customer. Please refer to Rule 28 of United's Contract of Carriage for important information relating to baggage and other limitations of liability.

 **Notice of Incorporated Terms** - Transportation is subject to the terms and conditions of United's Contract of Carriage, which are incorporated herein by reference. Incorporated terms may include, but are not limited to: 1. Limits on liability for personal injury or death of the customer, and for loss, damage, or delay of goods and baggage, including high value, fragile, perishable, or otherwise excluded items. 2. Claims restrictions, including time periods within which customers must file a claim or bring an action against the carrier. 3. Rights of the carrier to change terms of the contract. 4. Rules about reconfirmation of reservations, check-in times, and refusal to carry. 5. Rights of the carrier and limits on liability for delay or failure to perform service, including schedule changes, substitution of an alternate air carrier or aircraft, and rerouting. The full text of United's Contract of Carriage is available at united.com or you may request a copy at any United ticket counter. Passengers have the right, upon request at any location where United's tickets are sold within the United States, to receive free of charge by mail or other delivery service the full text of United's Contract of Carriage.

 **Notice of Certain Terms** - If you have purchased a restricted ticket, depending on the rules applicable to the fare paid, one or more restrictions including, but not limited to, the following may apply to your travel: (1) the ticket may not be refundable but can be exchanged for a fee for another restricted fare ticket meeting all the rules/restrictions of the original ticket (including the payment of any difference in fares); (2) a fee may apply for changing/canceling reservations; or (3) select tickets may not be eligible for refunds or changes even for a fee; (4) select tickets have no residual value and cannot be applied towards the purchase of future travel; or (5) travel may be restricted to specific flights and/ or times and a minimum and/or maximum stay may be required. United reserves the right to refuse carriage to any person who has acquired a ticket in violation of any United tariffs, rules, or regulations, or in violation of any applicable national, federal, state, or local law, order, regulation, or ordinance. Notwithstanding the foregoing, you are entitled to a full refund if you cancel a ticket purchased at least a week prior to departure within 24 hours of purchase.

 **Notice of Boarding Times** - For Domestic flights, customers must be at the boarding gate at least 15 minutes prior to scheduled departure. For International flights, customers must be at the boarding gate at least 30 minutes prior to scheduled departure. The time limits provided by United in this Notice are minimum time requirements.

Customer and baggage processing times may differ from airport to airport. Please visit united.com for information regarding airport-specific boarding times. It is the customer's responsibility to arrive at the airport with enough time to complete check-in, baggage, and security screening processes within these minimum time limits. Please be sure to check flight information monitors for the correct boarding gate and the departure time of your flight. Failure to be at the boarding gate by the required time could result in the loss of your seat without compensation, regardless of whether you are already checked in or have a confirmed seat and boarding pass.



Advice to International Passengers on Carrier Liability - Passengers on a journey involving an ultimate destination or a stop in a country other than the country of departure are advised that international treaties known as the Montreal Convention, or its predecessor, the Warsaw Convention, including its amendments, may apply to the entire journey, including any portion thereof within a country. For such passengers, the treaty, including contracts of carriage embodied in applicable tariffs, governs, and may limit the liability of the Carrier in respect of death or injury to passengers, and for destruction or loss of, or damage to, baggage, and for delay of passengers and baggage.



Notice - Overbooking of Flights - Airline flights may be overbooked, and there is a slight chance that a seat will not be available on a flight for which a person has a confirmed reservation. If the flight is overbooked, no one will be denied a seat until airline personnel first ask for volunteers willing to give up their reservation in exchange for compensation of the airline's choosing. If there are not enough volunteers, the airline will deny boarding to other persons in accordance with its particular boarding priority. With few exceptions, including failure to comply with the carrier's check-in deadlines, which are available upon request from the air carrier, persons, denied boarding involuntarily are entitled to compensation. The complete rules for the payment of compensation and each airline's boarding priorities are available at all airport ticket counters and boarding locations. *Some airlines do not apply these consumer protections to travel from some foreign countries, although other consumer protections may be available. Check with your airline or your travel agent.*

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For assistance, please contact United Airlines via telephone or via e-mail.

Yao, David

From: Expedia <Expedia@expediamail.com>
Sent: Tuesday, October 9, 2018 10:41 PM
To: Yao, David
Subject: Expedia travel confirmation - 9 Feb - (Itinerary # 7384931982170)



[link.expediamail.com]

Thanks!

Your reservation is booked and confirmed. There is no need to call us to reconfirm this reservation.

Melbourne

9 Feb 2019 - 18 Feb 2019

Because you booked a flight, you qualify for up to 56% off Melbourne hotels.

Expires Monday, 29 Oct

See hotels

See live updates to your itinerary, anywhere and anytime.

See your itinerary
[link.expediamail.com]

Download to your Phone
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Before you go

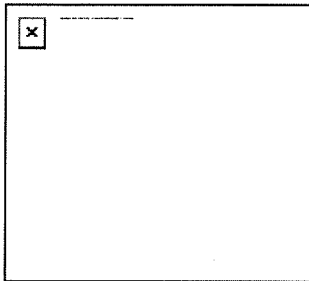
- **E-ticket:** This email can be used as an E-ticket.

- Proof of citizenship is required for international travel. Be sure to bring all necessary documentation (e.g. passport, visa, transit permit). To learn more, visit our Visa and Passport page [link.expediamail.com].
- Remember to bring your itinerary and government-issued photo ID for airport check-in and security.

Contact the airline to confirm:

- specific seat assignments
- special meals
- frequent flyer point awards
- special assistance requests

Flight overview



Travel dates

9 Feb 2019 - 18
Feb 2019

Itinerary #

7384931982170


Your reservation is booked and confirmed. There is no need to call us to reconfirm this reservation.

Confirmation

GBTMHN (Virgin Australia)

Booking ID

M9AKLR

 **Departure** Saturday, 9 Feb
Special Fare

Virgin Australia 68 operated by VIRGIN AUST FOR VIRGIN AUST INTL

Hong Kong (HKG)

19:50
Terminal: 1



Melbourne (MEL)

8:30 +1 day
Terminal: 2
Arrives on 10 Feb 2019

Cabin: Economy (Q)

9h 40m duration
Seat: 21K | Confirm or change seats with the airline*

Total Duration

9h 40m

Return Monday, 18 Feb
Special Fare

Virgin Australia 69 operated by VIRGIN AUST FOR VIRGIN AUST INTL

Melbourne (MEL)
11:00
Terminal: 2

Hong Kong (HKG)
17:35
Terminal: 1

Cabin: Economy (T)
9h 35m duration
Seat: 19K | Confirm or change seats with the airline*

Total Duration

9h 35m

Traveller(s)

David Yao
No frequent flyer details provided

Frequent flyer and special assistance requests should be confirmed directly with the airline.

Price summary



Traveller 1: Adult HK\$4,575.37
Flight HK\$3,656.37
Taxes & Fees HK\$919.00

92 points
for this trip

Total HK\$4,575.37

All prices are quoted in HKD.

Additional information

Additional fees

The airline may charge additional fees [link.expediamail.com] for checked baggage or other optional services.

Airline rules + restrictions

We understand that sometimes plans change. We do not charge a cancel or change fee. When the airline charges such fees in accordance with its own policies, the cost will be passed on to you.

Tickets are non-refundable, non-transferable and name changes are not allowed.

Please read important information regarding airline liability limitations [link.expediamail.com].

More help

Visit our Customer Support [link.expediamail.com] page.

Call us at 3077 4857

For faster service, mention **itinerary #7384931982170**

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AAE Travel Pte. Ltd.

8 Marina Boulevard

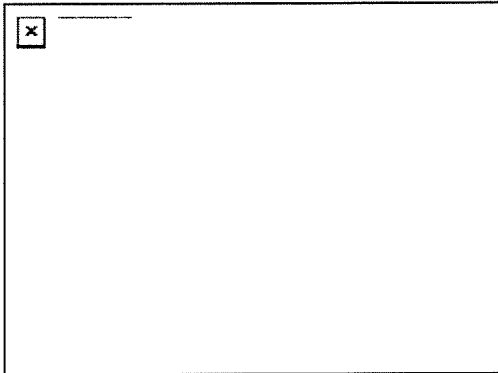
#05-02 Marina Bay Financial Centre

Singapore 018981

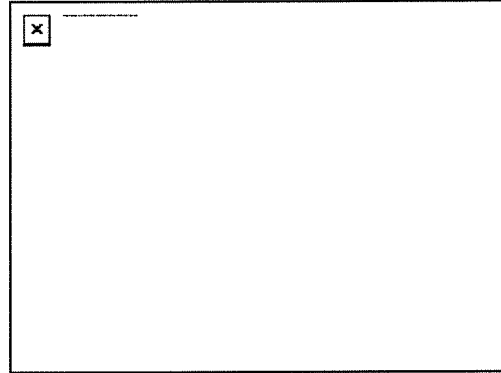
Singapore Company Registration Number: 201113337M

Date of booking: Tuesday, 9 Oct
Prices charged include GST if applicable

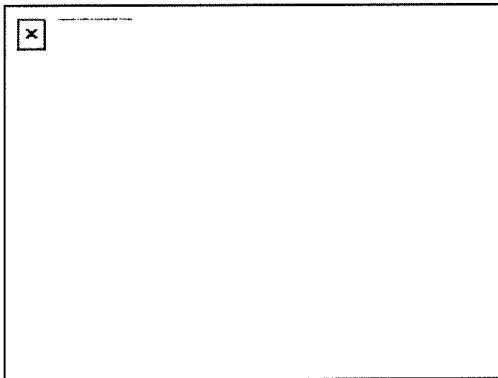
Complete your trip



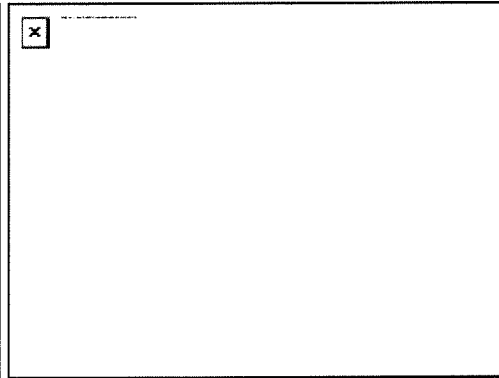
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Check out popular hotels in Melbourne
before they sell out!
[Find a hotel](#)



Tickets sell out fast!
Book your Melbourne activities now.
[Get Activities](#)



Avoid the stress of traffic!
Let someone else do the driving
[Get a ride](#)



How will you get around Melbourne?
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wheels.
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emlcid=PT-ETM-ENSPC-teid18.44348-issu1-testX-lang2057-verX-mcidX-segaX-segbX-segmX-key93648226213-paid-date20181009000000-link-wave0