

Suite 401 DNA Building  
 238 Archbishop Flores St.  
 Hagåtña, Guam 96910



# FAX

<b>To:</b>	<b>Mr. Edward Birn</b> <b>Director</b> Department of Administration P.O. Box 884 Hagåtña, Guam 96932 Fax: (671) 477-6788	<b>From:</b>	<b>Doris Flores Brooks</b> <b>Guam Deputy Public Auditor</b> Office of Public Accountability
	<b>Ms. Shannon Taitano</b> <b>Mr. Joseph Perez</b> <b>Assistant Attorney Generals</b> <b>C/O Marie Cruz</b> Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493	<b>Pages:</b>	4 (including cover page)
<b>CC:</b>	<b>Mr. David Mair, Esq.</b> <b>Attorney for TakeCare Insurance Company, Inc.</b> Mair & Mair, Attorneys at Law 238 Archbishop Flores St., Suite 801 Hagatna, Guam 96910 Fax: (671) 477-5206	<b>Date:</b>	September 28, 2018
	<b>Arvin Lojo</b> <b>TakeCare Insurance Company, Inc.</b> Baltej Pavilion, Suite 308 415 Chalan San Antonio Tamuning, Guam 96913 Fax: (671) 647-3559 arvin.lojo@takecareasia.com	<b>Phone:</b> (671) 475-0390 x. 208 <b>Fax:</b> (671) 472-7951	

**Re:** OPA-PA-18-003 and 18-005 Scheduling Order

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**OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS**

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6 IN THE APPEAL OF,

7 TAKECARE INSURANCE COMPANY,  
8 INC.,

9 Appellant

) **APPEAL NO: OPA-PA-18-003/005**

) **SCHEDULING ORDER**

10  
11  
12 **To: Purchasing Agency:**

13 Department of Administration, Government of Guam  
14 C/O Shannon Taitano, Esq. & Joseph Perez, Esq.  
15 Office of the Attorney General of Guam  
16 Solicitor's Division  
17 590 S. Marine Corps Drive, Ste 802  
18 Tamuning, Guam, 96913  
19 Facsimile: (671) 472-2493

20 **Appellant:**

21 TakeCare Insurance Company, Inc.  
22 C/O David A. Mair, Esq.  
23 Mair & Mair, Attorneys at Law  
24 238 Archbishop Flores St., Suite 801  
25 Hagåtña, Guam, 96910  
26 Facsimile: (671) 477-5206

27 **THIS MATTER**, came before the Hearing Officer for a Scheduling Conference on  
28 September 19, 2018. The Purchasing Agency was represented by its Counsels of Record,  
Assistant Attorney Generals SHANNON TAITANO, ESQ., and JOSEPH PEREZ, ESQ. The  
Appellant was represented by its Counsel of Record, DAVID A. MAIR, ESQ. After hearing the  
arguments of the parties and for good cause shown, the Hearing Officer hereby ORDERS the  
following:

1           1. The following schedule is hereby ordered for the hearing on the Appellant's Appeal  
2 but remains subject to change at the discretion of the Hearing Officer:

3 **Motion Filing Deadline:**     October 12, 2018 at 5:00 P.M.  
4                                     The Parties shall file and serve on the other parties, no later than  
5                                     this date and time, any motions they may have in this matter.

6 **Opposition**  
7 **Filing Deadline:**             October 19, 2018 at 5:00 P.M.  
8                                     The Parties shall file and serve on the other parties, no later than  
9                                     this date and time, any oppositions to any motions they may have  
10                                    in this matter.

11 **Reply Filing Deadline:**     October 26, 2018 at 5:00 P.M.  
12                                    The Parties shall file and serve on the other parties, no later than  
13                                    this date and time, any replies to any oppositions they may have  
14                                    in this matter.

15 **Filing Deadline For**  
16 **Hearing Materials:**         November 2, 2018 at 5:00 P.M.  
17                                    Parties shall file and serve on the other parties, no later than this  
18                                    date and time, their respective Witness Lists, Exhibit Lists with  
19                                    four copies of all Exhibits, Admissions of Fact and List of Issues  
20                                    which require evidence or arguments to be presented at the  
21                                    hearing. The Appellant's Exhibits shall be marked with  
22                                    corresponding and sequential numbers. The Purchasing Agency's  
23                                    Exhibits shall be marked with corresponding and sequential capital  
24                                    letters of the alphabet. The Parties may file stipulated joint  
25                                    witness, exhibit, and issues lists, and admissions of fact in lieu of  
26                                    filing such documents separately. The term "Exhibit List" as used  
27                                    in this paragraph refers to exhibits that any party will present to a  
28                                    witness for testimonial purposes during the hearing in this matter.

29 **Filing Deadline for**  
30 **Hearing Briefs:**             November 9, 2018 at 5:00 P.M.  
31                                    The parties shall file and serve on the other parties, their Hearing  
32                                    Briefs summarizing their arguments concerning contested issues  
33                                    no later than this date and time.

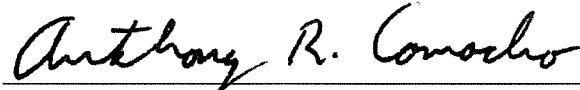
34 **Hearing Date:**             November 13, 2018 at 9:00 A.M.  
35                                    The Hearing will proceed in the following order: (1) Opening  
36                                    Statements of the Parties; (2) Appellant's Case in Chief; (3) The  
37                                    Purchasing Agency's Case in Chief; (4) Closing Arguments of the  
38                                    Parties.

1 **Filing Deadline for**  
2 **Brief Re Remedies:**

December 3, 2018 at 5:00 P.M.

3 The Parties may, but are not required to, file and serve on the other  
4 parties, additional briefs on the issue of Remedies no later than this  
5 date and time.

6 **SO ORDERED** this 28<sup>th</sup> day of September, 2018 by:

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9 ANTHONY R. CAMACHO, ESQ.  
10 Hearing Officer

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14 **Acknowledgement Receipt:**

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	<b>Arvin Lojo</b> TakeCare Insurance Company, Inc. Ballej Pavilion, Suite 308 415 Chalan San Antonio Tamuning, Guam 96913 Fax: (671) 647-3559 arvin.lojo@takccarcasia.com	<b>Phone:</b>	(671) 475-0390 x. 208
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HR: Host receive	PR: Polled remote	RP: Report	FA: Fail	G3: Group 3
WS: Waiting send	MS: Mailbox save	FF: Fax Forward	TU: Terminated by user	EC: Error Correct