

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



FAX

To:	Ms. Claudia S. Acfalle Chief Procurement Officer General Services Agency Department of Administration 148 Route 1 Marine Drive Piti, Guam 96915 Phone: (671) 475-1707 Fax: (671) 475-1727/472-4217	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
	Ms. Sandra Cruz Miller, Esq., Assistant Deputy Attorney General Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493	Pages:	3 (including cover page)
CC:	Geri E. Diaz, Esq. (Attorney for Appellant Basil Food) Camacho Calvo Law Group LLC 134 W Soledad Ave., Suite 401 Hagatna, Guam 96910 Phone: (671) 472-6813 Fax: (671) 477-4375	Date:	July 29, 2020
	Vanessa L. Williams, Esq. (Attorney for Interested Party SH Enterprises, Inc.) Law Office of Vanessa L. Williams, P.C. 414 West Soledad Avenue GCIC Bldg., Suite 500 Hagåtña, Guam 96910 Phone: (671) 477-1389 Email: VLW@vlwillmslaw.com	Phone:	(671) 475-0390 x. 211
		Fax:	(671) 472-7951

Re: OPA-PA-19-011 and 20-003 Order After Hearing

- For Review
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Thank you,
 Jerrick Hernandez, Auditor
jhernandez@guamopa.com

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**BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEALS
TERRITORY OF GUAM**

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7 In the Appeal of)
8)
9 Basil Food Industrial Services Corp.,)
10 Appellant)
11)

Appeal No: OPA-PA-19-011
Appeal No: OPA-PA-20-003

ORDER AFTER HEARING

12 **To: Purchasing Agency:**
13 General Services Agency
14 C/O Sandra Cruz Miller, Esq., Assistant Deputy Attorney General
15 Office of the Attorney General of Guam
16 590 S. Marine Corps Drive, Suite 706
17 Tamuning, Guam, 96913
18 Facsimile: (671) 472-2493

19 **Appellant:**
20 Basil Food Industrial Services Corporation
21 C/O Geri E. Diaz, Esq.
22 Camacho Calvo Law Group LLC
23 356 E. Marine Corps Drive, Suite 201
24 Hagåtña, Guam, 96910
25 Facsimile: (671) 477-4375

26 **Interested Party:**
27 SH Enterprises, Inc.
28 C/O Vanessa Williams, Esq.
414 W. Soledad Ave., Suite 500
Hagåtña, Guam, 96910
Email: VLW@VLWILLIAMSLAW.COM

29 **THIS MATTER**, came before the Public Auditor on July 29, 2020 for a Hearing on
30 Purchasing Agency's Motion for Summary Judgement. The Purchasing Agency was represented
31 by Assistant Attorney Sandra Miller, Esq., and Robert H. Kono, Esq. The Appellant was

1 represented by Appellant's counsel of record, Geri E. Diaz, Esq. The Interested Party was
2 represented by its counsel of record, Vanessa L. Williams, Esq. After hearing the arguments of
3 the parties and for good cause shown, the Public Auditor hereby ORDERS the following:

4 **Filing Deadline for Appellant's Brief on**
5 **Jurisdiction Issue:**

August 3, 2020 at 5:00 P.M.

6
7 **Filing Deadline for Reply to Appellant's**
8 **Brief on Jurisdiction Issue:**

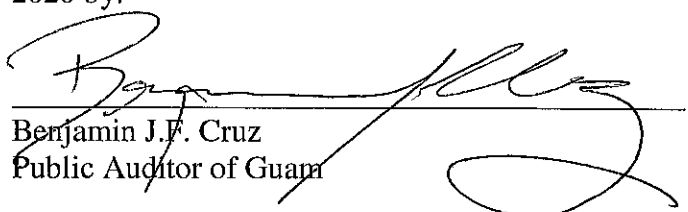
August 7, 2020 at 5:00 P.M.

9 **Amended Hearing Date:**

August 11, 2020 at 9:00 A.M.

10 The Hearing will proceed in the following
11 order: (1) Opening Statements of the Parties;
12 (2) Appellant's Case in Chief; (3) The
13 Purchasing Agency's Case in Chief; (4)
14 Interested Party's Case in Chief; (5) Closing
15 Arguments of the Parties.

16 **SO ORDERED** this 29th day of July 2020 by:

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18 Benjamin J.F. Cruz
19 Public Auditor of Guam
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TRANSACTION REPORT

JUL/29/2020/WED 02:21 PM

BROADCAST

DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
JUL/29	02:17PM	4751727	0:01:09	3	MEMORY OK	ECM 0931001
	02:19PM	4722493	0:00:41	3	MEMORY OK	SG3 0931002
	02:20PM	4774375	0:00:55	3	MEMORY OK	SG3 0931003
TOTAL			0:02:45	9		

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To:	Ms. Claudia S. Acfalle Chief Procurement Officer General Services Agency Department of Administration 148 Route 1 Marine Drive Piti, Guam 96915 Phone: (671) 475-1707 Fax: (671) 475-1727/472-4217	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
	Ms. Sandra Cruz Miller, Esq., Assistant Deputy Attorney General Office of the Attorney General of Guam 590 S. Marine Corps Drive, Suite 706 Tamuning, Guam, 96913 Fax: (671) 472-2493	Pages:	3 (including cover page)
CC:	Gerl E. Diaz, Esq., (Attorney for Appellant Basli Food) Camacho Calvo Law Group LLC 134 W Soledad Ave., Suite 401 Hagatna, Guam 96910 Phone: (671) 472-6813 Fax: (671) 477-4375	Date:	July 29, 2020
	Vanessa L. Williams, Esq., (Attorney for Interested Party SH Enterprises, Inc.) Law Office of Vanessa L. Williams, P.C. 414 West Soledad Avenue GCIC Bldg., Suite 500 Hagåtña, Guam 96910 Phone: (671) 477-1389 Email: VLW@vwilliamslaw.com	Phone: Fax:	(671) 475-0390 x. 211 (671) 472-7951

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Thank you,

Jerrick Hernandez, Auditor

jhernandez@guamopa.com

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Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-19-011 and 20-003 Order After Hearing

1 message

Jerrick Hernandez <jhernandez@guamopa.com>

Wed, Jul 29, 2020 at 2:21 PM

To: "Geri E. Diaz" <gdiaz@icclawgroup.com>, Sandra Miller <smiller@oagguam.org>, Robert Kono <robert.kono@gsa.guam.gov>, Vanessa Williams <vlw@vlwilliamsllaw.com>

Cc: Thyrza Bagana <tbagana@guamopa.com>

Hafa Adai Everyone,

Please see attached Order After Hearing for OPA-PA-19-011 and 20-003, which was also faxed to the parties.

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Regards,

Jerrick J.J.G. Hernandez, MA, CGAP, CICA

Auditor

Office of Public Accountability – Guam

www.opaguam.org

Tel. (671) 475-0390 ext. 208

Fax (671) 472-7951

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