



Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-20-004 - Appellant's Hearing Materials, Batch 1

julienne mirandanucum.com <julienne@mirandanucum.com>

Tue, Sep 1, 2020 at 1:17 PM

To: Jerrick Hernandez <jhernandez@guamopa.com>, "Minakshi V. Hemlani, Esq." <mvhemlani@mvhlaw.net>

Cc: Thyrza Bagana <tbagana@guamopa.com>

Good afternoon:

Attached are Appellant's

1. Statement of Issues
2. Exhibit List
3. Exhibits 1-8
4. Exhibits 9-17
5. Witness List
6. Notice to Lillian Perez-Posadas to Appear at Hearing
7. Notice to Dolores Pangelinan to Appear at Hearing
8. Notice to Zaldy Tugade to Appear at Hearing

Please confirm receipt.

Thank you for your time,
Julienne

JULIENNE NUCUM, ESQ.

California Bar No. 278724

Guam Bar No. 14015

MIRANDA & NUCUM, LLP

Attorneys at Law

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7 attachments **OPA-PA-20-004 - Appellant's Statement of Issues.pdf**
199K **OPA-PA-20-004 - Appellant's Exhibit List.pdf**
260K



OPA-PA-20-004 - Appellant's Exhibits 1-8.pdf

15539K



OPA-PA-20-004 - Appellant's Witness List.pdf

125K



OPA-PA-20-004 - Appellant's Notice to Lillian Perez-Posadas to Appear at Hearing.pdf

100K



OPA-PA-20-004 - Appellant's Notice to Dolores Pangelinan to Appear at Hearing.pdf

100K



OPA-PA-20-004 - Appellant's Notice to Zaldy Tugade to Appear at Hearing.pdf

99K

EXHIBIT 1



AIR CONDITIONING & REFRIGERATION
SALES • SERVICE • MAINTENANCE • INSTALLATION • ELECTRICAL



April 17, 2020

MS. LILLIAN PEREZ-POSADAS, MN, RN
Hospital Administrator/CEO
Guam Memorial Hospital Authority
Fax (671) 649-3640 and (671) 649-0145

RE: **PROTEST** of Certain Determinations and Award in GMHA IFB 002-2020
(Removal and Replacement of One Boiler Unit and Piping System)

Hafa Adai, Ms. Perez-Posadas:

This writing shall serve as both notice of and the written protest of certain determinations made and the award in GMHA IFB 002-2020 (Removal and Replacement of One Boiler Unit and Piping System) pursuant to 5 GCA § 5425 and 26 GAR § 16901. Said protest is timely filed following this bidder's receipt of GMHA's Written Determination of Non-Responsibility, Bid Status, & Deposit Return dated April 13, 2020.

GMHA did not provide any specific information as to what GMHA's "evaluators determined" this bidder's "submissions failed to show" regarding qualification and performance. The April 13, 2020 communication merely dismissed this bidder's various submissions – which included among other items the signed certification and license of a mechanical engineer explicitly detailing boiler systems, a signed affidavit verifying the employ of said mechanical engineer, and a signed affidavit of a senior technician skilled and experienced in boiler systems – as insufficient.

Given that the invitation for bid and its Special Reminder to Prospective Bidders gave no criteria as to what would be sufficient to demonstrate qualification and performance, nor do the GMHA procurement rules or general procurement law provide such, this bidder demands the following: **first**, that GMHA immediately release the procurement records pertaining to GMHA IFB 002-2020, including the official abstract of bids that has never been provided, all of which GMHA is required to maintain and make available for inspection under 26 GAR §§ 16330 and 16332; **second**, that GMHA provide all of the information regarding qualification and performance submitted by the winning bidder and all other prospective bidders determined to be sufficient, responsible, and/or responsive by the same "evaluators" and any records pertaining to their determinations as to such information; and **third**, any information as to GMHA's criterion for qualification and performance that was not but should have been included in the invitation for bid, if existing at the time the invitation for bid was issued. As to this third item, if no such information, records, or guidelines existed at the time the invitation for bid was issued, this bidder demands a statement in writing confirming that such did not exist.

*P.O. BOX 27070 GMF, Guam 96921 Tel: (671) 649-8120/21 fax: (671) 649-5737
e-mail: INFO@jrngu.com*



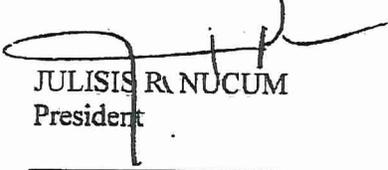
AIR CONDITIONING & REFRIGERATION
SALES • SERVICE • MAINTENANCE • INSTALLATION • ELECTRICAL



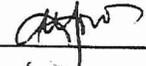
In accordance with 5 GCA § 5425(g), filing of this protest herewith triggers an automatic stay of procurement.

Thank you for your time.

Senseramente,


JULIS R. NUCUM
President

Acknowledgment of Receipt (please return by original method of transmission)

By: M. CASTRO 

Date: 04/17/20

**GUAM MEMORIAL HOSPITAL AUTHORITY
 850 GOV. CARLOS G. CAMACHO ROAD
 TAMUNING, GUAM 96913
 PHONE: 671-647-2165 FAX: 671-649-3640**

FAX TRANSMITTAL SHEET

TO: JRN Air Conditioning & Ref. Inc.

EMAIL: info@jrngu.com

FAX: 649-5737

FROM: Hospital Materials Management Administrator, Acting

DATE: April 24, 2020

SUBJECT: GMHA IFB 002-2020 Removal & Replacement of One (1) Boiler Unit and Piping System
 Notice of Stay of Procurement

PAGES: 2 including cover sheet

NOTES:

An acknowledgement via a return fax would be appreciated as soon as possible. Return fax number is 649-3640.

DATE / VENDOR ACKNOWLEDGEMENT

04-20-2020 / JRN AIR CONDITIONING & REF. INC

FACSIMILE CONFIDENTIALITY NOTICE



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Guam Memorial Hospital Authority Aturidåt Espetåt Mimuriåt Guåhan

850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96913
TEL.: (671) 647-2444 or (671) 647-2330
FAX: (671) 649-0145



NOTICE OF STAY OF PROCUREMENT

**Removal and Replacement of One (1) Boiler Unit and Piping System
Invitation for Bid No. 002-2020**

April 17, 2020

VIA EMAIL AND FACSIMILE

JRN Air Conditioning & Refrig.
Mr. Cesar Cordero
info@jrngu.com
Fax No.: (671) 6+49-5737

Ammanabat Corporation
Mr. Maximo J. Manabat, Jr.
ammanabatcorp@gmail.com

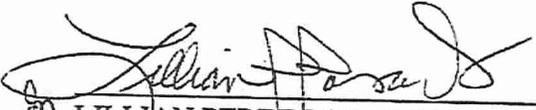
J&B Modern Tech
Mr. Generoso M. Bangayan
revangelista@jbmoderntech.com

Dear Prospective Bidders:

This **NOTICE** is to advise you that the Guam Memorial Hospital Authority (GMHA), received a procurement protest on April 17, 2020, regarding the IFB No. 002-2020. The protest was filed after the GMHA's notice of possible award, but before the final selection of an award; however, pursuant to 5 G.C.A. § 5425(g), the GMHA shall not proceed with the award of a contract under this IFB prior to final resolution of the protest.

The GMHA will advise you once the protest has been resolved.

Accordingly, this is a Notice of Stay of Procurement of this IFB that shall remain in effect until the protest is resolved.


LILLIAN PEREZ-POSADAS, MN, RN
Hospital Administrator/CEO

2/2

EXHIBIT 2



Guam Memorial Hospital Authority Aturidåt Espetåt Mimuriåt Guåhan

850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96913
TEL.: (671) 647-2444 or (671) 647-2330
FAX: (671) 649-0145



May 14, 2020

BY ELECTRONIC MAIL

Julius R. Nucum
PO Box 27070
GMF Guam 96921
Tel 649-8120/21
info@jingu.com

Re: Your Protest of GMHA IFB 002-2020

Dear Mr. Nucum:

This letter acknowledges receipt of your letter regarding “PROTEST of Certain Determinations and Award in GMHA IFB 002-2020 (Removal and Replacement of One Boiler Unit and Piping System)” dated and received via electronic mail on April 17, 2020. Your protest also demanded disclosure of records related to the above-referenced procurement.

Please be advised that this response does not constitute a decision on your protest; instead, it addresses your demand for records related to IFB 002-2020.

Although your requests for public records were made pursuant to 26 GAR §§ 16330 and 16332, your “demand” for the “immediate release” and “inspection” of such records are effectively requests to inspect public records. Under Title 5 GCA § 10103, a “public record” is defined to include “any writing containing information relating to the conduct of the public’s business prepared, owned, used, or retained by any state or local agency in any format, including electronic format; and any out-of-court settlement records.” Therefore, because the documents you have requested are defined as public records under 26 GAR §§ 16330, 16332 and 5 GCA §§ 5251, 10103, the requirements of the Sunshine Reforms Act of 1999 should be followed.

As provided under 5 GCA § 10103(e), in unusual circumstances, the time limit prescribed to respond to requests for public records may be extended up to ten (10) calendar days upon “a written notice by the director of agency to the person making the request setting for the reasons for the extension and date on which a determination is expected to be dispatched.”

Pursuant to 5 GCA § 10103(e), the GMHA required an additional extension of ten (10) calendar days to respond to your requests. As of May 14, 2020, the procurement record is now available for you to inspect and/or copy, subject to payment of fees as provided under 5 GCA § 10103(c) and as further explained below. The need for an extension is due to the fact that the procurement record in total contains five hundred (500) or more pages as described under 5 GCA

§ 10103(e). Moreover, GMHA is part of the Government of Guam's pandemic response team and all matters preparing for or responding to the declared public health emergency due to the COVID-19 pandemic must take precedence before other matters. While GMHA recognizes the importance of complying with the procurement regulations timelines, the Governor of Guam's Executive Order No. 2020-03 invoked Emergency Health Powers under 10 GCA §19403(a)(1) which suspended "provisions of any regulatory statute prescribing procedures for conducting local business, or the orders, rules and regulations of any government of Guam agency, to the extent that strict compliance with the same would prevent, hinder or delay necessary action (including emergency purchases) by the public health authority to respond to the public health emergency, or increase the health threat to the population." We thank you in advance for your professional courtesy.

The GMHA further recognizes your right to inspect and copy such records pursuant to 26 GAR §§ 16330 and 16332. However, please be advised that 5 GCA §10203 permits the GMHA to charge ten (10) cents for the first page of any requested document, and two (2) cents each for any remaining pages. Pursuant to Title 5 GCA §10103(c), the GMHA "shall make the records promptly available to any person, **upon payment of fees** covering directs costs of duplication." Accordingly, an invoice is attached herewith this letter. GMHA shall release the records upon receipt of JRN's payment of such invoice.

To ensure a thorough response to your request for records related to this procurement, please confirm the following:

1. Your demand that "GMHA immediately release the procurement records pertaining to GMHA IFB 002-2020, including the official abstract of bids that has never been provided, all of which GMHA is required to maintain and make available for inspection under 26 GARR Sections 16330 and 1633" – ***Responsive documents will be provided.***
2. Your demand that "GMHA provide all of the information regarding qualification and performance submitted by the winning bidder and all other prospective bidders determined to be sufficient, responsible, and/or responsive by the same "evaluators" and any records pertaining to their determinations as to such information." – ***Responsive documents will be provided.***
3. Your demand that "any information as to GMHA's criterion for qualification and performance that was not but should have been included in the invitation for bid, if existing at the time the invitation for bid was issued." – ***There are no responsive documents.***

Sincerely,



Lillian Perez-Posadas, RN, MN
Hospital Administrator/CEO

EXHIBIT 3

From: Doreen Corpuz [mailto:doreen.corpuz@gmha.org]
Sent: Friday, May 22, 2020 9:15 AM
To: 'JRNAC'
Subject: Protest of Certain Determinations and Award of IFB 002-2020

Please confirm receipt of the Protest of Certain Determinations and Award. Thank you.

Doreen Therese Corpuz

Administrative Assistant

Materials Management Department

850 Gov. Carlos G. Camacho Road

Tamuning, Guam 96913

Website: gmha.org

Email: doreen.corpuz@gmha.org

Phone: (671) 647-2165

Fax: (671) 649-3640

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Guam Memorial Hospital Authority Aturidåt Espetåt Mimuriåt Guåhan



850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96913
TEL: (671) 647-2444 or 647-2330
FAX: (671) 649-0145

May 18, 2020

VIA ELECTRONIC MAIL

Julius R. Nucum
President, JRN Air Conditioning & Refrigeration
P.O. Box 27070
GMF Guam 96921
info@jrngu.com

Re: Protest of Certain Determinations and Award of IFB 002-2020

Dear Mr. Nucum:

This letter responds to JRN Air Conditioning & Refrigeration's ("JRN") protest of certain determinations and award of IFB 002-2020 Removal and Replacement of One Boiler Unit and Piping System.

On April 13, 2020, the GMHA issued a written determination of non-responsibility pursuant to 5 GCA § 5230, setting forth the reasons for which JRN's bid was non-responsive. Prior to making its determination, the GMHA issued two letters to JRN dated December 5, 2019 and January 24, 2020. Both letters unequivocally advised that JRN failed to respond to Line #1 Special Reminders to Bidders i.e., JRN did not provide a statement of qualification and performance data specific to boiler installation.

The December 5, 2019 letter advised that while JRN submitted qualifications and performance data for air conditioning sales and repair services, the GMHA was unable to locate the same for boiler installation. The January 24, 2020 letter advised that the additional documents submitted still failed to provide JRN's statement of qualifications and performance data specific to boiler installation.

Specifically, the certification signed by Mauro R. Navarte (JRN's proffered mechanical engineer) states that JRN had an agreement to retain him for services including "specialty system such as Steam or Hot Water Boilers." The affidavit submitted by JRN similarly states that the company had entered into a contract with Mr. Navarte to provide professional services including "specialty system such as Steam or Hot Water Boilers." However, neither document provides information regarding JRN's qualifications or performance data (for example, past or current projects) specific to boiler installation; the documents merely state that Mr. Navarte had been retained to provide such services.

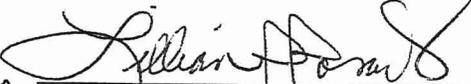
While the affidavit submitted by Teddy Glenn Roman Garcia appears to detail his personal experience, it does not provide any information related to JRN's qualifications or performance data specific to boiler installation.

JRN is well aware of the type of documentation that would have satisfied the IFB's requirement. This is evidenced by the fact that JRN submitted two statements of qualifications with its bid that included lists of licenses, memberships, past and current projects, and supplier information which were specific to air conditioning sales and repair services.

"The unreasonable failure of a bidder or offeror to promptly supply information in connection with an inquiry with respect to responsibility may be grounds for a determination of non-responsibility with respect to such bidder or offeror." 26 GAR, Div. 2, §16317(1). Since December 5, 2019, JRN was provided with two opportunities to submit the required qualification and performance data. It was ultimately determined in April 2020 that JRN's bid was non-responsive.

Accordingly, your protest is denied as being without merit. You may choose to seek administrative and judicial review of this decision pursuant to 5 GCA §5425(c)(2).

Sincerely,



Lillian Perez-Posadas, MN, RN
Hospital Administrator/CEO

EXHIBIT 4



May 22, 2020

MS. LILLIAN PEREZ-POSADAS, MN, RN
Hospital Administrator/CEO
Guam Memorial Hospital Authority
Fax (671) 649-3640 and (671) 649-0145

RE: Denial of **PROTEST** of Certain Determinations and Award in GMHA IFB 002-2020 (Removal and Replacement of One Boiler Unit and Piping System)

Hafa Adai, Ms. Perez-Posadas:

I am in receipt of our letter dated May 18, 2020 (but electronically delivered only today) communicating GMHA's denial of our previously filed protest in the bid identified above. In this letter, you also indicate our recourse of seeking further administrative and/or judicial review.

You should note, however, that such denial is premature and improper under the procurement rules, including the cited 5 GCA § 5425. As you know, no final decision on an appeal may be rendered by GMHA unless all material bases of the appeal have been addressed. If you review the initial letter of protest dated April 17, 2020, the protest contained no less than three separate demands. For your convenience, the most relevant part of that letter is reproduced below:

*Given that the invitation for bid and its Special Reminder to Prospective Bidders gave no criteria as to what would be sufficient to demonstrate qualification and performance, nor do the GMHA procurement rules or general procurement law provide such, this bidder demands the following: **first**, that GMHA immediately release the procurement records pertaining to GMHA IFB 002-2020, including the official abstract of bids that has never been provided, all of which GMHA is required to maintain and make available for inspection under 26 GAR §§ 16330 and 16332; **second**, that GMHA provide all of the information regarding qualification and performance submitted by the winning bidder and all other prospective bidders determined to be sufficient, responsible, and/or responsive by the same "evaluators" and any records pertaining to their determinations as to such information; and **third**, any information as to GMHA's criterion for qualification and performance that was not but should have been included in the invitation for bid, if existing at the time the invitation for bid was issued. As to this third item, if no such information, records, or guidelines existed at the time the invitation for bid was issued, this bidder demands a statement in writing confirming that such did not exist.*



GMHA's only other response to the appeal, your letter dated May 14, 2020, did nothing more than preliminarily address the first item above by making available records and documents (after payment of requisite fees). It then categorically ignored the other two items above. Now, this latest communication continues to ignore as much. As such, there can be no denial of the appeal following such failure to address all parts of it. If, however, GMHA's position regarding both of its responses stands and insists the protest should now be escalated, it can be safely assumed that the mere procedural deficiencies in the handling of this appeal will be determinative during that further administrative and/or judicial review.

Please let me know if GMHA intends to comply with the procurement rules and address the remainder of the appeal.

Thank you for your time.

Senseramente,

JULIS R. NUCUM
President

Acknowledgment of Receipt (please return by original method of transmission)

By: _____

Date: _____

EXHIBIT 5

INVITATION FOR BID

W. J. Land

LILLIAN PEREZ-POSADAS, RN, MN
HOSPITAL ADMINISTRATOR / CEO

ISSUING OFFICE:

GUAM MEMORIAL HOSPITAL AUTHORITY
MATERIALS MANAGEMENT DEPARTMENT
850 Gov. Carlos G. Camacho Road,
Oka Tamuning, Guam 96913

DATE ISSUED: October 11, 2019

INVITATION FOR BID NO: GMHA IFB 002-2020

BIDDERS INSTRUCTION: This BID shall be submitted in one (1) original and one (1) duplicate copy and sealed to the issuing office above no later than **9:00am, Monday, October 28, 2019** and will be publicly opened at **9:30am, Monday, October 28, 2019, in the GMHA Daniel L. Webb, Conference Room, 1st Floor Administration**. Bids submitted after time and date specified above shall be rejected. See attached Solicitation Instructions and General Terms and Conditions for details.

BID FOR: Removal and Replacement of One(1) Boiler Unit and Piping System

SPECIFICATIONS: As per attached.

QUESTIONS ON BIDS: See Paragraph 3, Sealed Bid Solicitation Instructions

DESTINATION: Guam Memorial Hospital Authority

REQUIRED DELIVERY DATE: See General Terms & Conditions

NOTE TO BIDDERS: This bid is subject to the attached **General Terms and Conditions**. The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective items listed on the schedule provided, unless otherwise specified by the bidder. In consideration of the expense of the Government in opening, tabulating, and evaluating this and other bids, and other considerations, the undersigned agrees that this bid remain firm and irrevocable within 30 calendar days from the date opening to supply any or all of the items which prices are quoted. This bid is governed by the laws of the Territory of Guam, emphasis on the 5 GCA Government Operations - Chapter 5, the Guam Procurement Law and 26 GAR Public Health and Social Services, Division 2, Guam Memorial Hospital.

INDICATE WHETHER: () INDIVIDUAL () PARTNERSHIP () CORPORATION

INCORPORATED IN:

NAME AND ADDRESS OF BIDDER:

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS BID:

AWARD: (TO BE COMPLETED UPON AWARD)

CONTRACT NO.:

AMOUNT: \$

DATE:

ACCEPTED AS TO ITEMS NUMBERED:

CONTRACTING OFFICER:

LILLIAN PEREZ-POSADAS, RN, MN
HOSPITAL ADMINISTRATOR / CEO *WJ*

NAME AND ADDRESS OF CONTRACTOR:

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS CONTRACT:

16. () SURETY BONDS: Bid and Performance Bonds coverage must be signed or countersigned in Guam by a foreign or alien surety's resident general agent. The Surety must be Insurance Company, authorized by the Guam Memorial Hospital Authority and qualified to do business in Guam. Bids will be disqualified if the Surety Company does not have a valid Certificate of Authority from the Guam Memorial Hospital Authority to conduct business in Guam. §3-202.03.4(7) (GPR&R) / 26 GAR-2 §1630(c)(4)(G)
17. (X) DETERMINATION OF RESPONSIBILITY OF BIDDERS: The Hospital Administrator reserves the right for securing from bidders information to determine whether or not they are responsible and to inspect plant site, place of business; and supplies and services as necessary to determine their responsibility in accordance with Section 19 of these General Terms and Conditions. 3-401 (GPR&R) / 26 GAR-2 §16317.
18. (X) COMPETENCY OF BIDDERS: Offers will be considered only from such Offerors who, in the opinion of the Government, can show evidence of their ability, experience, equipment, and facilities to render satisfactory service. Offeror awarded the contract shall undergo an annual evaluation of services rendered in compliance with the center for Medicare and Medicaid Services (CMS) and the Joint Commission (JC) requirements.
19. (X) STANDARD FOR DETERMINATION OF LOWEST RESPONSIBLE BIDDER (Invitation for Bid- IFB): In determining the lowest responsible offer, the Hospital Administrator shall be guided by the following:
- Price of items offered.
 - The ability, capacity, and skill of the Bidder to perform.
 - Whether the Bidder can perform promptly or within the specified time.
 - The quality of performance of the Bidder with regards to awards previously made to him.
 - The previous and existing compliance by the Bidder with laws and regulations relative to procurement.
 - The sufficiency of the financial resources and ability of the Bidder to perform.
 - The ability of the bidder to provide future maintenance and services for the subject of the award.
 - The compliance with all of the conditions to the Solicitation. 3-202.14.4 (GPR&R) / 26 GCA2-§16309(n)(4).
20. (X) TIE BIDS: If the bids are for the same unit price or total amount in the whole or in part, the Hospital Administrator has the authority to award the bid to any one of the bidders by drawing lots in public, or to reject all such bids GMHA Procurement Rules and Regulations §3-202-15 (GPR&R) / 26 GAR-2§16309(O)
21. (X) BRAND NAMES: Any reference in the Solicitation to manufacturer's Brand Names and number is due to lack of a satisfactory specification of commodity description. Such reference is intended to be descriptive, but not restrictive and for the sole purpose of indicating to prospective bidders a description of the article or services that will be satisfactory. Bids on comparable items will be considered provided the bidder clearly states in his bid the exact articles he is offering and how it differs from the original specification. 4-202.02.2(2) (GPR&R) / 26 GAR-2 §16403(2)(B).
22. (X) DESCRIPTIVE LITERATURE: Descriptive literature(s) of proposed item(s) that are not as specified in this solicitation must be furnished as part of the bid and must be received at the date and time set for Bid opening. The literature furnished must clearly identify the item(s) in the Bid. The descriptive literature is required to establish, for the purpose of evaluation and award, details of the product(s) the bidder proposes to furnish including design, materials, components, performance characteristics, methods of manufacture, construction, assembly or other characteristics which are considered appropriate. Rejection of the Bid will be required if the descriptive literature(s) do not show that the product(s) offered conform(s) to the specifications and other requirements of this solicitation. Failure to furnish the descriptive literature(s) by the time specified in the Solicitation will require rejection of the Bid. 3-202.05.3 (GPR&R) / 26 GAR-2 §16309 (E)(3).

**GUAM MEMORIAL HOSPITAL AUTHORITY
GMHA IFB 002-2020**

SPECIAL REMINDER TO PROSPECTIVE BIDDERS

Bidders are reminded to read the Sealed Bid Solicitation Instructions and the General Terms and Conditions attached this Invitation for Bid to ascertain that all the following (see boxes checked) requirements of the bid proposal are submitted in the bid envelope at the date and time for bid proposal submission.

- 1. Statement of Qualifications and performance data
- 2. Documents to demonstrate the ability, capacity and skill to perform the required scope of work.
- 3. Documentation that reflects past performance in completing projects within the agreed time.
- 4. Organizational Chart
- 5. Affidavit Disclosing Ownership and Commissions (form attached –AG002) 26 GAR Div 2 §16309
- 6. Affidavit – Non Collusion Form (form attached) 5 GCA §5246
- 7. Affidavit re No Gratuities or Kickbacks (form attached) 26 GAR Div 2 §161107
- 8. Affidavit re Ethical Standards (form attached) 26 GAR Div 2 §161103
- 9. Declaration re Compliance with U.S. DOL Wage Determination (Form E) (form attached) 5 GCA §5801 and §5802
(Note: The latest wage determination must be submitted along with this form.)
- 10. Affidavit re Contingent Fees (form attached) 26 GAR Div 2 §161108
- 11. Bid Bond. Bid bond in the form cashier's check, letter of credit or Surety Bond. Surety Bond, to be valid, must be accompanied by (submission required only when a price bid is requested.)
 - a. Current certificate of authority issued by the Insurance Commissioner.
 - b. Power of Attorney issued by the Surety to the Resident General Agent
 - c. Power of Attorney issued by two (2) major officers of the surety To whoever is signing on their behalf.
- 12. Payment Bond and Performance Bond will be required upon award. See paragraph 13 & 14 of the General Terms and Conditions.
- 13. Copy of Current Certificate of Authorization to contract for engineering Services issued by the Guam Board of Registration for Professional Engineers, Architects and Land Surveyors.
- 14. Copy of current Business and Contractor's License.

Failure to comply with any of the requirements above may be cause for disqualification and rejection of the bid. This reminder must be signed and returned in the bid envelope together with the bid.

I _____, an authorized representative of _____ acknowledge receipt of this special reminder to prospective bidders together with GMHA Bid Invitation Number _____ 002-2020 this _____ day of _____, 2019 and that I have read and understand its intent and implications.

BIDDER REPRESENTATIVE'S SIGNATURE

5 GCA §5212, §5303 - §5304 and 26 GAR 2-§16309(c)(3), (c)(4)(G).



Guam Memorial Hospital Authority Aturidåt Espetåt Mimuriåt Guåhan



850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96913
TEL: (671) 647-2444 or 647-2330
FAX: (671) 649-0145

November 12, 2019

AMENDMENT #3

FOR

GMHA IFB NO: 002-2020: Removal & Replacement of One (1) Broiler Unit and Piping System

To all prospective bidders:

This amendment is issued to inform all prospective Offeror/Bidder to extend the submission and opening date of GMHA NO: 002- 2020.

As read Submission Date: Tuesday, November 12, 2019 at 0900 am and will be Open publicly at 09:30 am.

Should read as: November 19, 2019, submission at 0900 am and will publicly be open at 09:30 am in Facility Maintenance Conference Room.

Sincerely yours,

Dolores Pangelinan,
Hospital Materials Management Administrator, Acting

ACKNOWLEDGMENT OF RECEIPT:

(Signature)

TEDD / GLENN R. GARUS / MECHANICAL ENGINEER

Print Name and Title

11-12-2019

Date

EXHIBIT 6

INVITATION FOR BID

W.P. Posadas

LILLIAN PEREZ-POSADAS, RN, MN
HOSPITAL ADMINISTRATOR / CEO

ISSUING OFFICE:

GUAM MEMORIAL HOSPITAL AUTHORITY
MATERIALS MANAGEMENT DEPARTMENT
850 Gov. Carlos G. Camacho Road,
Oka Tamuning, Guam 96913

DATE ISSUED: October 11, 2019

INVITATION FOR BID NO: GMHA IFB 002-2020

BIDDERS INSTRUCTION: This BID shall be submitted in one (1) original and one (1) duplicate copy and sealed to the issuing office above no later than 9:00am, Monday, October 28, 2019 and will be publicly opened at 9:30am, Monday, October 28, 2019, in the GMHA Daniel L. Webb, Conference Room, 1st Floor Administration. Bids submitted after time and date specified above shall be rejected. See attached Solicitation Instructions and General Terms and Conditions for details.

BID FOR: Removal and Replacement of One(1) Boiler Unit and Piping System

SPECIFICATIONS: As per attached.

QUESTIONS ON BIDS: See Paragraph 3, Sealed Bid Solicitation Instructions

DESTINATION: Guam Memorial Hospital Authority

REQUIRED DELIVERY DATE: See General Terms & Conditions

NOTE TO BIDDERS: This bid is subject to the attached **General Terms and Conditions**. The undersigned offers and agrees to furnish within the time specified, the articles and services at the price stated opposite the respective items listed on the schedule provided, unless otherwise specified by the bidder. In consideration of the expense of the Government in opening, tabulating, and evaluating this and other bids, and other considerations, the undersigned agrees that this bid remain firm and irrevocable within 30 calendar days from the date opening to supply any or all of the items which prices are quoted. This bid is governed by the laws of the Territory of Guam, emphasis on the 5 GCA Government Operations - Chapter 5, the Guam Procurement Law and 26 GAR Public Health and Social Services, Division 2, Guam Memorial Hospital.

INDICATE WHETHER: () INDIVIDUAL () PARTNERSHIP (X) CORPORATION

INCORPORATED IN: 1999

NAME AND ADDRESS OF BIDDER:

JRN Air Conditioning & Ref., Inc.

1755 Army Drive

Barrigada, Guam 96913

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS BID:

Cesar Condero

Operations Manager

AWARD: (TO BE COMPLETED UPON AWARD)

CONTRACT NO.:

AMOUNT: \$

DATE:

ACCEPTED AS TO ITEMS NUMBERED:

CONTRACTING OFFICER:

LILLIAN PEREZ-POSADAS, RN, MN
HOSPITAL ADMINISTRATOR / CEO *W.P.*

NAME AND ADDRESS OF CONTRACTOR:

JRN Air Conditioning & Ref., Inc.

1755 Army Drive, Barrigada

Guam - 96913

SIGNATURE AND TITLE OF PERSON AUTHORIZED TO SIGN THIS CONTRACT:

Cesar Condero

Operations Manager

JRN Air Conditioning and Refrigeration, Inc.

CONFIDENTIAL

TOTAL BID OFFER: \$ 475,000.00

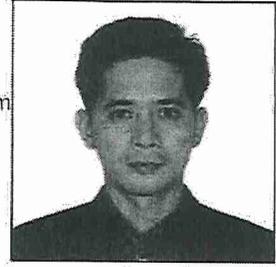
TOTAL BID BOND: \$ 71,250.00

(15% of total Bid Offer)

TEDDY GLENN ROMAN GARCIA

E-mail: teddygarcia@jrngu.com / tedgrace_garcia39@yahoo.com / teddygarcia.roman@gmail.com

Mobile # : (671)-898-4486

Physical Address: 1755 Army Drive, Route 16, Barrigada, Guam, 96921/
P.O.Box 27070, GMF,96921**PROFESSIONAL OBJECTIVE**

A challenging career in the field of Mechanical Engineering preferably in HVAC, through working in a reputable and professionally motivated company which offers an opportunity for professional growth.

SUMMARY OF QUALIFICATIONS

- Licensed Registered Mechanical Engineer with relevant field experience.
- Extensive experience in Construction Project Management and Mechanical, Electrical, Plumbing (MEP) Maintenance Works.
- Experience in Project Design and Evaluation, Quantity Surveying and Cost Estimation.
- Adept in Preparation of Relevant Engineering Reports, Schedules, Submittals & Handover Documents.
- Extensive experience in Installation, Testing & Commissioning of Heating, Ventilating & Air Conditioning (HVAC), Fire Protection & Plumbing Works.
- Computer literate: MS Excel, MS Word, Microsoft Project, MS Power Point, HVAC Program-Yorkworks
- ASHRAE Heat Load Calculation work experience for HVAC design purposes.
- Basic Knowledge in CADD.
- SMACNA literate with experience.
- Carrier Heat Load Programming training experience for HVAC Equipment Selection on Applied Systems.
- Johnson Controls Programs-Applied (Yorkworks, VAV Web-Select, Unitary Sales Tools) Training.
- York Programs Training (Unitary) & Sales experience.

PROFESSIONAL WORK EXPERIENCE**December 12,2010-Present****JRN Air-Conditioning & Refrigeration,Inc.**

P.O. Box 27070, GMF, Guam, 96921

Telephone no: 671-649-8120/21 Fax no: 671-649-5737

Project Mechanical Engineer

- Quantity Surveyor and Cost Estimator for HVAC and Fire Protection Works.
- Evaluates Project Designs, Specifications and Drawings.
- Prepares Relevant Engineering Reports, Schedules, Submittals and Handover Documents to Clients.
- Manages the preparation of Design, Construction, Shop and As-Built Drawings.
- Prepares Tender Documents, Technical Specifications and Concept/Design Drawings and Material Submittals.
- Coordinates and monitors the implementation of Construction Design and Specifications.
- Manages HVAC –Chilled Water System, DX System and Duct Installation Works.
- Performs Actual Testing, Adjusting & Balancing (TAB) for Ventilation & Air Conditioning Works.
- Manages Testing and Commissioning for HVAC Works.
- With experience on Design Selection of Applied HVAC Equipment-York & Johnson Controls (Yorkworks)

August 2007-December 2010**Bin Omair Electromechanical & Air-Conditioning**

P.O. Box 25172, Abu Dhabi, United Arab Emirates

Telephone no: 02-6721127 Fax no: 02-6721136

MEP Department Head / Senior Project Mechanical Engineer

- Associate in Project Design and Evaluation for HVAC, Fire Protection, Plumbing and Drainage Works.
- Quantity Surveyor and Cost Estimator for HVAC, Plumbing/Drainage and Fire Protection Works.
- Evaluated Project Designs, Specifications and Drawings for Consultancy Jobs.

- Prepared Relevant Engineering Reports, Schedules, Submittals and Handover Documents to Clients.
- Managed the preparation of Design, Construction, Shop and As-Built Drawings.
- Prepared Tender Documents, Technical Specifications, Concept/Design Drawings and Material Submittals.
- Coordinated and monitored the implementation of Construction Design and Specifications.
- Managed HVAC –Chilled Water System, DX System and Duct Installation Works.
- Managed and executes Plumbing/Drainage & Fire Protection System Installation Works.
- Performed Actual Testing, Adjusting & Balancing (TAB) for Ventilation & Air Conditioning Works.
- Managed Testing and Commissioning for HVAC, Plumbing/Drainage and Fire Protection Systems.

October 2005-August 2007

Garcia-De Dios Trading Ventures /Electro-Mechanical

Kalaw Hill, New Era, Quezon City, Philippines-1107

Telephone no: 632-9174282232

Sales Engineer

- Supervised sales of Mechanical, Electrical equipment & parts.
- Prepared, Budget Plans, Requisitions, Manpower & Logistics for subcontract works.

July 2004-September 2005

Taiyo Sinar Raya Teknik

5F Summitas II, Jalan Jenderal Sudirman, kav.61-62 Jakarta Selatan, Indonesia

Telephone no: 5253400/5202107 Fax no: 5253089/5205105

Technical Advisor / Project Engineer

- Coordinated and monitored the implementation of Construction Design and Specifications.
- Quantity Surveyor and Cost Estimator for HVAC, Fire Protection and Plumbing Works.
- Prepared Project Schedules, Budget Plans, Requisitions, Manpower & Logistics.
- Managed A/C Chilled Water System and DX Installation.
- Managed Air Handling Units, Fans, VAV System and Duct Installation Works.
- Managed Sanitary, Drainage, Plumbing and Fire Protection System Installation Works.
- Testing and Commissioning Engineer for HVAC, Fire Protection, Plumbing, Sanitary & Drainage System.

April 2004-July 2004

Technolux, Inc.

9729 Kamagong St., San Antonio Village, Makati City, Philippines

Telephone no: (632)8974477 Fax no: (632) 8977117

Technical Engineer

- Quantity Surveyor and Cost Estimator for Air Conditioning and Refrigeration Equipment Installation Works.
- Prepared Project Schedules, Budget Plans, Requisitions, Manpower & Logistics.
- Managed Air Conditioning and Refrigeration Equipment & Commercial Cold Storage Installation Works.
- Prepared Relevant Engineering Reports, Schedules, Submittals and Handover Documents to clients.
- Managed Subcontracting Firms, Service Providers and Suppliers.

April 2003-March 2004

Sumisetsu Philippines, Incorporated

6F The Pearlbank Centre, 146 Valero St., Salcedo Vill., Makati City, Philippines

Telephone no: 8175571 Fax no: 8134923/8135359

Project Engineer

- Associate Engineer in Project Design and Evaluation.
- Quantity Surveyor and Cost Estimator for HVAC, Fire Protection and Plumbing Works.
- Prepared Relevant Engineering Reports, Schedules, Submittals and Handover Documents to clients.
- Managed the preparation of Construction, Shop and As-Built Drawings.
- Prepared Project Schedules, Budget Plans, Requisitions, Manpower & Logistics.
- Implemented Quality Control and ISO 9001 Standards.
- Managed & Planned Installations, Inspections, Testing and Commissioning Works.

December 2000-March 2003

Obayashi Philippines Corporation

606 Pioneer Highlands Condominium, Pioneer corner Madison Streets, Mandaluyong City, Philippines

Project Engineer

- Associate Engineer in Project Design and Evaluation.
 - Quantity Surveyor and Cost Estimator for HVAC, Fire Protection and Plumbing Works.
 - Project-in-Charge for HVAC, Fire Protection, Sanitary, Drainage & Plumbing Installation Works.
 - Prepared Relevant Engineering Reports, Schedules, Submittals and Handover Documents to clients.
 - Managed the preparation of Construction, Shop and As-Built Drawings.
 - Planned & managed Installations, Inspections, Testing and Commissioning Works.
-

January 1997-December 2000

FGM Equity General Construction Company

Clarkfield, Angeles City, Pampanga, Philippines

Project Manager

- Managed Site Development of Subdivisions, Mass Housing Projects and facilities.
 - Managed Projects for Civil, Mechanical, Electrical, Plumbing and Maintenance works.
 - Prepared Relevant Engineering Reports, Schedules, Submittals and Handover Documents to clients.
 - Managed Subcontracting Firms, Service Providers and Suppliers.
 - Monitored the processing of Government Permits and Clearances.
-

October 1991- December 1996

Koa Komouten / Yamashita Kensetsu

Yokohama-Shi, Minami-ku, Nakamura-cho, 5-316, Japan

Construction Supervisor

- Supervised general building construction, plumbing, drainage & sanitary works for high rise buildings.
 - Supervised the installation/dismantling of Vertical access systems and tower cranes.
 - Operated and supervised the maintenance of construction heavy equipment and machinery.
 - Installed Light to Medium Heating & Air Conditioning Equipment & Ductworks.
-

April 1990-September 1991

Automation Center of the Philippines

Doña Amparo Bldg, P. Noval cor. España St., Sampaloc, Manila, Philippines

Office Staff / Project Engineer

- Prepared Engineering reports.
 - Prepared Tender Documents, Requisitions and Submittals.
 - Managed Subcontracting Firms, Service Providers and Suppliers.
-

SEMINARS & TRAININGS ATTENDED

- *ISO 9000* : Philippine Society of Mechanical Engineers
November 1997 / Paco, Manila, Philippines
- *Sewage Treatment Plant and Facilities-Operation and Maintenance:* Worldchem Technologies
July 2001 / EMI-Yazaki Plant, Imus, Cavite, Philippines
- *A-C Fire Pump Systems* : ITT Industries
February 2002 / Century Park Hotel, Mabini, Metro Manila, Philippines
- *ISO 9001:2000 Training* : Sumisetsu Philippines, Incorporated
August 2003 / 19th Floor, The Pearlbank Center, 146 Valero St. Makati City, Philippines
- *Safety Awareness Training* : Sumisetsu Philippines, Incorporated
November 2003 / 19th Floor, The Pearlbank Center, 146 Valero St., Makati City, Philippines

- *Safety Awareness Training* December 2005 / 5F Summitmas II, Jalan Jenderal Sudirman, kav.61-62 Jakarta Selatan, Indonesia Taiyo Sinar Raya Teknik
- *Seismic Protection of HVAC & Electrical Equipment Technical Seminar* November 26, 2007 / Millenium Hotel, Abu Dhabi, U.A.E. Metallaire/Mason Industries
- *Environmental Air Distribution & Laminar Flow Systems* February 28, 2008 / Beach Rotana Hotel, Abu Dhabi, U.A.E. UTS Carrier/Totaline
- *HVAC & Electrical Equipment Technical Seminar* October 19, 2008 / UTS-Carrier, Meena Zayed, Abu Dhabi, U.A.E. UTS Carrier/Totaline
- *HVAC & Commercial System Design-Technical Seminar* December 121-15, 2010 / Harmon Industrial Complex, Tamuning, Guam Johnson Controls, Inc
- *OSHA* March 2011 / Harmon Industrial Complex, Tamuning, Guam Occupational Safety & Health Administration
- *HACCP (Hazard Analysis & Critical Control Points)* March 2013 / IP & E Complex, Tamuning, Guam IP& E, Guam

EDUCATION

- Bachelor of Science in Mechanical Engineering
1984-1990 University of Santo Tomas, Manila Philippines
- High School
1980-1984 Saint Augustine Academy of Pampanga, Pampanga Philippines
- Elementary
1974-1980 Floridablanca East Central Elementary School, Pampanga Philippines

ELIGIBILITY

- Registered Mechanical Engineer
- Philippine Professional Regulation Commission License No. 0043212 / 13th Placer M.E.Board Exam 1989

ORGANIZATIONS / AFFILIATIONS / ACCREDITATIONS

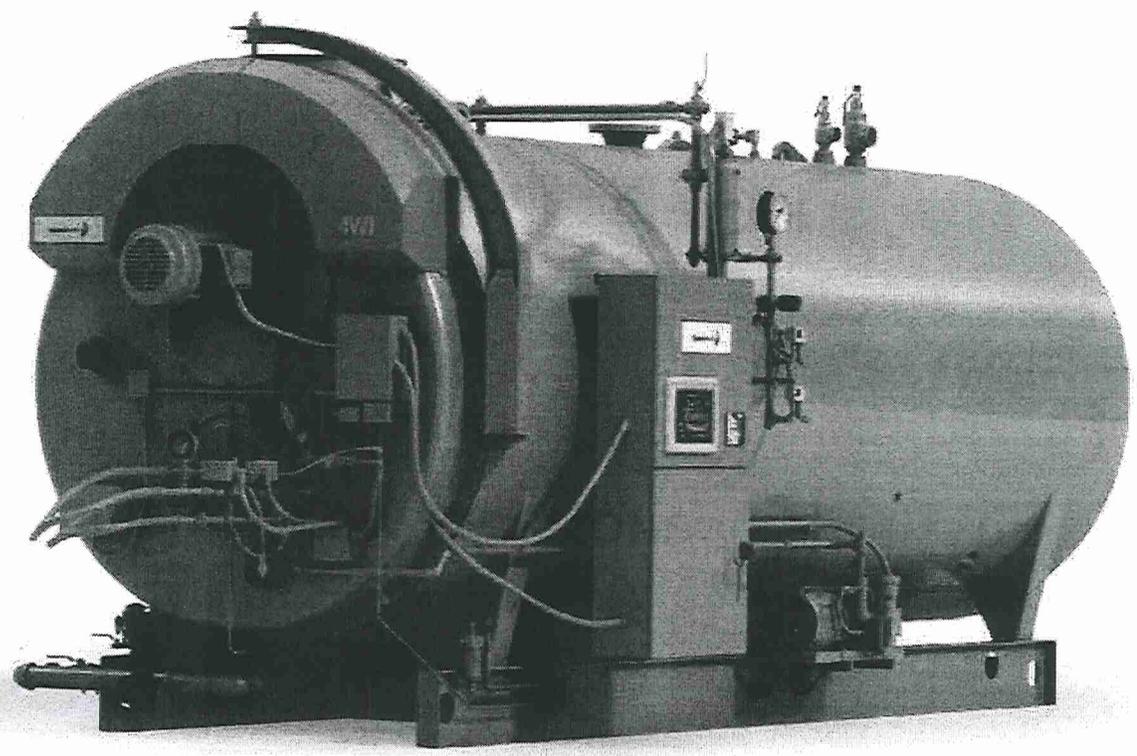
- Philippine Society of Mechanical Engineers Member
Sampaloc, Manila, Philippines
- Philippine Contractors Accreditation Board Accredited Sustaining Technical Engineer
Makati City, Philippines
- Professional Regulation Commission -License #-0043212 Registered Mechanical Engineer
Sampaloc, Manila, Philippines

PERSONAL PROFILE

- Date of Birth : May 30, 1967
- Nationality : Filipino
- Languages : English, Filipino, Nihongo (Japanese) and Bahasa Indonesia.
- Skills : Carpentry, Masonry, Practical Plumbing, Arc Welding, Operation of heavy Equipment and machinery including automotive repair and maintenance.
- : Sheet Metal fabrication & Installation
- : Driving-Heavy Vehicles & Articulated Vehicles
- : Practical Electricity-Residential & Commercial
- : Air-Conditioning equipment troubleshooting.



GMHA-IFB-002-2020



HIGH-EFFICIENCY, LOW-EMISSIONS

4WI - CBLE

WET-BACK/DRY-BACK FIRETUBES

Steam & Hot Water 100-800 HP

OFFERED MODEL
SUBMITTALS
AVAILABLE UPON
AWARD

THE MODEL 4WI

Delivering high-efficiency, low-emissions control worldwide.

Our Model 4WI wet-back firetube boiler not only offers high efficiency but low emissions with options for low NOx. The Model 4WI not only has a history of being reliable, but offers a smaller footprint, maximum safety, easy maintenance and long life. Engineered by Cleaver-Brooks to provide a low lifecycle cost, the 4WI is a great value for the investment.

100 – 800 HP

4-pass, wet-back configuration

High efficiencies guaranteed at \$10,000 per point!

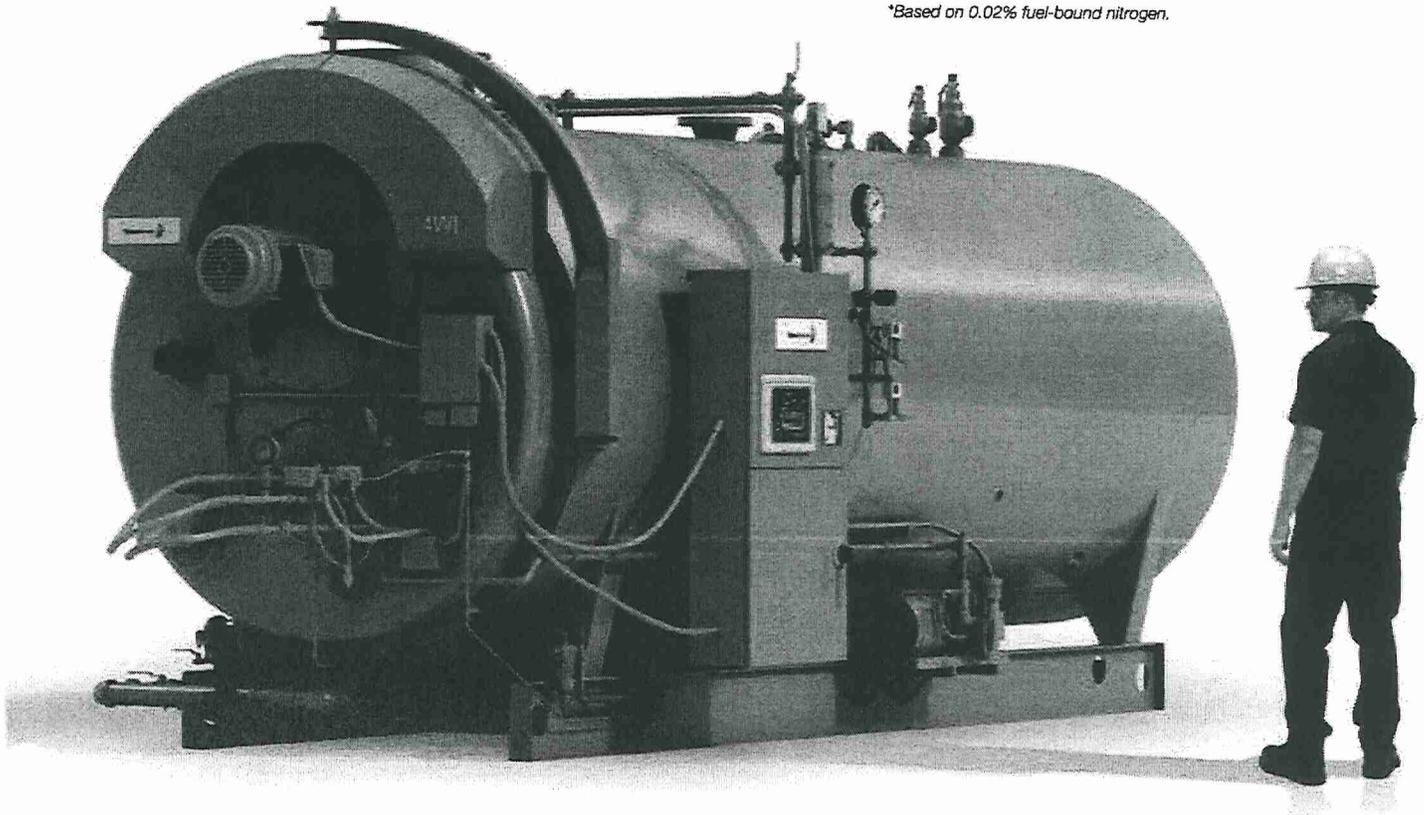
Low emissions to less than 7 ppm NOx, on natural gas and less than 70 ppm NOx on #2 oil*

Low NOx options (LE from 60 to 30) precisely matching your requirements

Ease of maintenance

Whisper-quiet operation

**Based on 0.02% fuel-bound nitrogen.*





THE MODEL CBLE

Offering easy maintenance, safety and flexibility.

Our Model CBLE firetube boiler has the same design elements of the 4WI only in a dry-back configuration. With the same great offerings, the Model CBLE also comes with an integral burner. It's a boiler package designed for long life, high fuel-to-steam/water efficiency, maximum safety, lowest emissions, quiet operation, ease of maintenance and the flexibility to add desired options to further enhance the package.

125 – 800 HP

Dry-back configuration

High efficiencies guaranteed at \$10,000 per point!

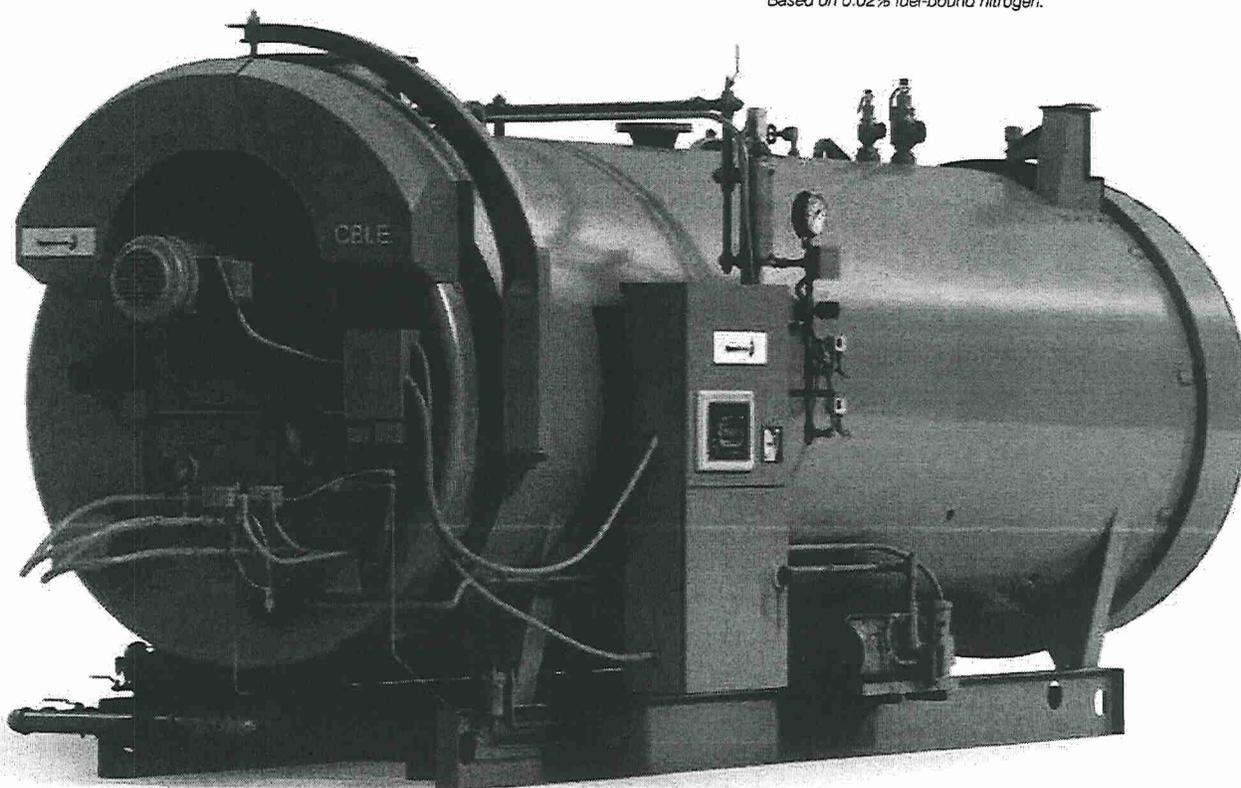
Low emissions to less than 7 ppm NO_x, on natural gas and less than 70 ppm NO_x on #2 oil*

Low NO_x options (LE from 60 to 30) precisely matching your requirements

Ease of maintenance

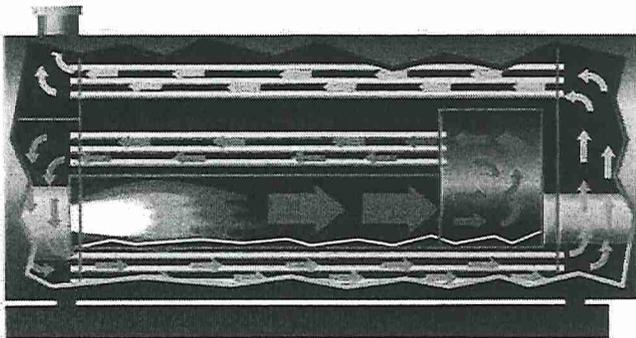
Whisper-quiet operation

**Based on 0.02% fuel-bound nitrogen.*

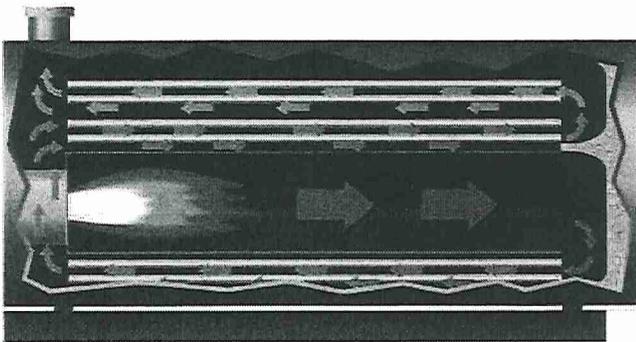


WET-BACK OR DRY-BACK CONFIGURATION

The Cleaver-Brooks 4WI and CBLE line of firetube boilers are offered in either a 4-pass wet-back (4WI) or dry-back design (CBLE), both of which come with an integral burner. It's a boiler package designed for long life, highest fuel-to-steam/water efficiency, maximum safety, lowest emissions, quiet operation, ease of maintenance and the flexibility to add desired options to further enhance the package.



Model 4WI – Wet-Back Design



Model CBLE – Dry-Back Design

Burner Design and the Furnace Geometry

Cleaver-Brooks team of highly qualified combustion and heat transfer engineers, using computational fluid dynamic modeling (CFD), collaborated in a design concept resulting in an optimized and efficient boiler package that is fully UL-approved and certified.

It all started with a basic set of design criteria:

- **Safety First** - Air-cooled integral front head and revolutionary LevelMaster™ water level control!
- **Space and Energy Savings** - Highly engineered boiler/burner package optimizes heat transfer surface.
- **Ease of Operation** - Unique AccuLink™ fuel/air control system; easy to set up, maintain!
- **Ease of Maintenance** - Everything is up-front, adjustable and accessible!
- **Efficient Fuel Burning** - High turndown on gas or #2 oil keeps the boiler efficiently online!

Most competitive burners may cycle on/off over 10 times per hour when operating below 25%. Excessive cycling means needless component wear and frequent pre/post purging; driving up maintenance and fuel costs. The Cleaver-Brooks High Turndown Burner (250-800 HP) is an integral part of our high-efficiency, low-maintenance and low-life-cycle-cost story.

Burner and Furnace Compatibility

Excellent combustion and heat transfer begin with Computational Fluid Dynamics or CFD modeling, matching the heat delivery and transfer components into a synergistic package for optimum heat transfer, high efficiency and long life. Precise compatibility of the burner and furnace is critical.

Lowering Emissions

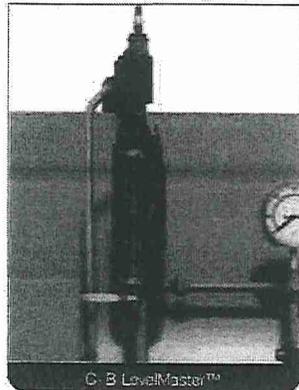
Minimizing emissions is entirely dependent upon proper burner design and compatible furnace geometry. The 4WI and CBLE line of firetube boilers offers NO_x reduction options of less than 70 ppm when burning #2 oil and 60, 30, 9 to less than 7 ppm when burning natural gas in conjunction with flue gas re-circulation (FGR)!

By using combustion air to draw 4th-pass flue gas (FGR) into the combustion mix, the flame temperature is reduced to a level that limits the propagation of nitrous oxides without quenching the flame or reducing overall efficiency.



Reliability & Long Life

Design engineering and manufacturing excellence are the primary reasons for the extended life of a Cleaver-Brooks firetube boiler. With over 100,000 units in the field, the average life exceeds 25 years with many cases exceeding 50!



Therefore, reliability should not be considered an intangible. Not when you consider a single downtime occurrence can result in a production loss that far exceeds the cost of the boiler. And no other boiler holds such a high resale value or is the most preferred rental boiler choice. Why? Because it's the most ruggedly designed, efficient and reliable boiler on the market today.

Highest Efficiency

Attaining high fuel-to-steam/water efficiency in a boiler today requires a highly engineered package from a single source that is providing integrated burner, controls and the heat exchanging vessel. Cleaver-Brooks 4WI and CBLE line of firetube boilers is the premier package in the industry, guaranteeing the highest efficiencies and backing it up with a \$10,000-per-point guarantee.

Maximum Safety

The integral air-cooled front head, promoting comfort and safety, high-pressure steam boiler includes the revolutionary C-B LevelMaster™ low-water cutoff and level control. Combining solid state and microprocessor-based technologies, this level control with a brain is simply the safest low-water cutoff.

Lowest Emissions

The Cleaver-Brooks 4WI and CBLE boiler's integral burner design includes the latest advances in combustion technology.

"Hospital"-Quiet Operation

The secret to the Cleaver-Brooks 4WI and CBLE "hospital"-quiet operation is the integral burner. Simply the quietest in the industry!

Flexible Options

Further enhancing the 4WI and CBLE models is an array of options to value-enrich the already outstanding offering. Things to consider include the following:

- **Low NOx Options** - Meet your particular jurisdictional needs burning natural gas. The "LE" for 60 – 30 ppm or the "NT" for ultra-low NOx emissions from 9 - <7 ppm and less than 70 ppm on #2 oil.
- **Parallel Positioning Actuators** - In lieu of the standard Acculink™ driver arm system to further enhance the outstanding fuel and air control.
- **Variable Speed Drive** - From controlling the primary combustion air fan to substantially reducing electrical costs especially if your boiler modulates frequently between low and high fire.
- **Modulating Feedwater Valve** - Option to better control the boiler's water level; working in conjunction with the standard Level Master control on high-pressure steam units.
- **O₂ trim system** - Reduces fuel consumption based on varying environmental conditions such as varying barometric pressure, ambient temperature, etc.
- **Hawk 1000/4000 Boiler Management Control** - A totally integrated PLC-based control system embodying precise boiler/burner management, safety, interconnectivity and high-powered communications in a single package!



Low Life Cycle Cost

The best way to evaluate the actual cost for a long-term asset is through the life cycle costing discipline. When evaluating the best and lowest overall cost boiler to choose, one should seriously consider the following criteria in addition to initial cost:

What boiler gives me the longest life, reducing my replacement/renewal costs over the required life span of the asset?

The average Cleaver-Brooks firetube boiler has a life expectancy of 25 years with hundreds of units still efficiently performing after 50 years!

What boiler offers the greatest opportunity to upgrade, keeping the asset up-to-date, further increasing its life span?

The Cleaver-Brooks 4WI and CBLE boilers offer many options that can be retrofitted later, keeping it current and state-of-art for years to come! Or you may wish to add them now!

What boiler consumes the least amount of floor space, saving on initial cost during new construction?

The Cleaver-Brooks 4WI and CBLE boilers consume less space on average when compared to their closest competition. This, because of their optimized shell diameters, larger furnace volumes and integral burner. With rising costs for new construction, this is a significant offset to initial boiler cost!

What boiler will deliver the best fuel-to-steam/water efficiency?

The optimized and fully featured Cleaver-Brooks 4WI and CBLE boilers will on average save up to 5% in fuel cost annually when compared to their nearest competition. Remember too, that the average boiler consumes at least four (4) times its original cost in fuel during its first year of operation, and Cleaver-Brooks guarantees its efficiencies at \$10,000 per point!

What boiler will provide the lowest emission levels, reducing possible penalty costs and/or providing the greatest amount of emission credit opportunity?

The C-B 4WI and CBLE line of boilers offer the "LE" from 60 – 30 ppm and the "NT" for ultra low emissions from 9 - <7 ppm and less than 70 ppm with #2 oil!

What boiler gives me the lowest operating or sustaining cost over its life span?

The Cleaver-Brooks 4WI and CBLE model boilers with optimized design offer the highest fuel-to-steam/water efficiency when compared to their nearest competition. Additionally, their operating and service-friendly features provide ease of operation and maintenance; unsurpassed

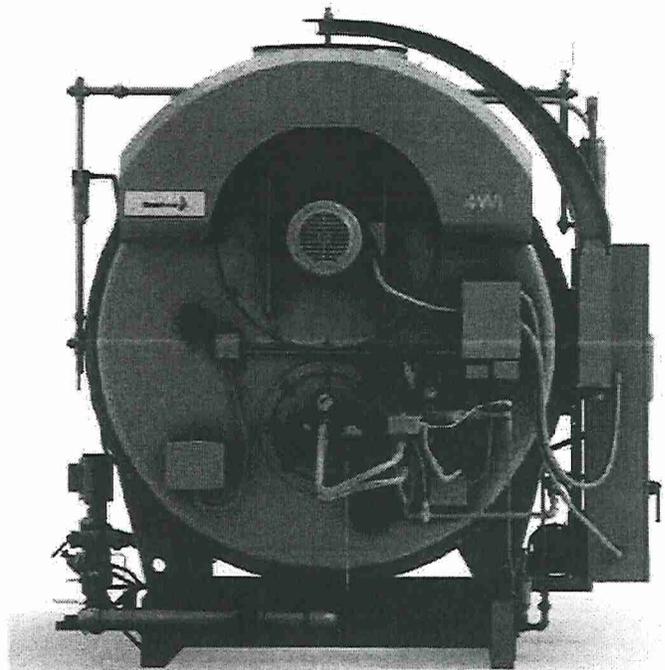
in the industry! Conservatively, this saves you thousands of dollars per year when compared to the nearest competitor!

What boiler gives me the highest residual value, reducing my life cycle cost should I choose to liquidate the asset?

Cleaver-Brooks boilers have traditionally been the boiler of choice for used equipment suppliers and rental companies because of their rugged quality, high efficiency and ease of operation and maintenance.

What boiler supplier gives me the greatest assurance of service and parts backup, increasing my uptime and saving production- or space-occupying losses?

Cleaver-Brooks has the largest network of Representatives throughout the world providing service and parts 24/7. It is your peace of mind and assurance of protection that keep our thousands of satisfied customers coming back year after year for upgrades and new equipment.

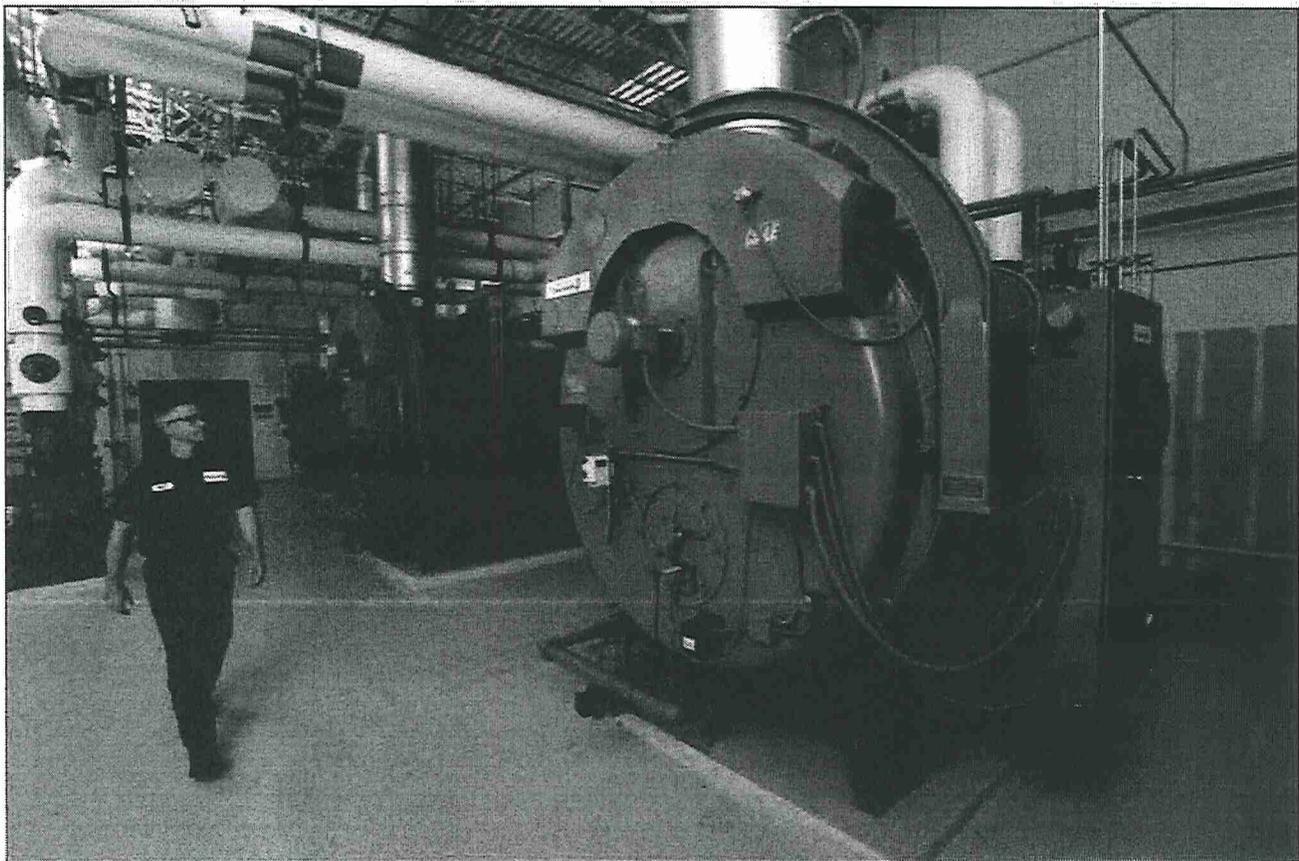




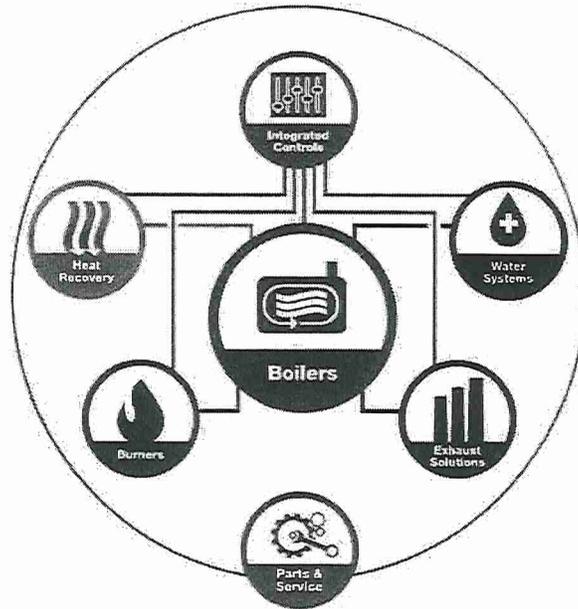
When Specifying, Buying or Replacing Your Next Boiler

Remember the Cleaver-Brooks 4WI & CBLE Advantages:

- Highest efficiencies guaranteed at \$10,000 per point
- Lowest emissions to less than 7 ppm NOx on natural gas and less than 70 ppm NOx on #2 oil
- Low NOx options (LE from 60 – 30, NT from 9 to less than 7 ppm) precisely matching your requirements
- 4-pass Wet-Back or Dry-Back option
- Space savings
- Long life
- Maximum safety
- Ease of maintenance
- Whisper-quiet operation
- Flexible options
- Lowest life cycle cost
- Single source, single responsibility and backed up by an extraordinary sales and service distribution network that provides 24/7 service and parts all around the world



University of Florida Installation of Three CBLE Firetube Boilers



Total Integration goes far beyond boilers.

For more than 80 years, Cleaver-Brooks has built a reputation for innovation in the boiler solutions industry. We remain committed to introducing technology and products that enable a more energy-efficient and environmentally friendly generation of steam and hot water.

When you come to us for a boiler, you can know that each element is created to the highest standards, and all will work together seamlessly to give you a highly efficient and reliable solution for protecting your boiler system. To learn more, please call or visit us online.



Packaged Boiler Systems

221 Law Street • Thomasville, GA 31792 USA
 800.250.5883 • info@cleaverbrooks.com
cleaverbrooks.com

EXHIBIT 7

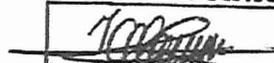
**GUAM MEMORIAL HOSPITAL AUTHORITY
850 Gov. Carlos Camacho Road
Tamuning, Guam 96913
Phone: 671-647-2362 Fax: 671-649-3640
Fax Transmittal Sheet**

To: JRN Air Conditioning & Ref., Inc.
Fax: 649-5737 (INFO@jrngu.com)
From: MaryAnn Castro, Buyer I
Date: December 05, 2019
Subject: IFB 002-2020 Removal and Replacement of One (1) Boiler Unit and Piping System – Clarification Request
Pages(s): 2 pgs. Including Cover Sheet

NOTES:

Dear Vendor,
 Please confirm receipt of attached IFB 002-2020: Removal and Replacement of One (1) Boiler Unit and Piping System – Clarification Request.
 Respectfully,
 MaryAnn Castro
 Buyer I-Guam Memorial Hospital Authority
 An Acknowledgement via a return email/fax would be appreciated as soon as possible. Return fax number is 649-3640.

DATE / VENDOR ACKNOWLEDGMENT BY:

 DECEMBER 05, 2019
 JRN AIR CONDITIONING & REF.

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Guam Memorial Hospital Authority Aturidåt Espetåt Mimuriåt Guåhan



850 GOV. CARLOS CAMACHO ROAD
OKA, TAMUNING, GUAM 96913
TEL: (671) 647-2444 or 647-2330
FAX: (671) 649-0145

December 05, 2019

Mr. Cesar Cordero
Operations Manager
JRN Air Conditioning & Ref., Inc.
1755 Army Drive
Barrigada, Guam 96913

Dear Mr. Cordero,

After further review of your IFB Packet for IFB 002-2020 Removal and Replacement of One (1) Boiler Unit and Piping System. Guam Memorial Hospital Authority (GMHA) has identified that not all required documentation was provided as listed below:

Page 33-Special Reminders to Prospective Bidders:

- 1) Line item #1-Statement of Qualifications and performance data
-Qualifications and performance data was received for Air Conditioning Sales & Repair Services. We are unable to locate any statements, experience or projects related to boiler installation.
- 2) Special Reminders to Prospective Bidders line item #13 – Copy of Current Certificate of Authorization to contract for Engineering Services issued by the Guam Board of Registration for Professional Engineers, Architects and Land Surveyors: Documentation not included or addressed in bid proposal.

Please respond and submit requested documentation by Tuesday, December 10, 2019, by close of business.

Sincerely,

Dolores F. Pangelinan
Hospital Materials Management Administrator

ACKNOWLEDGMENT OF RECEIPT:

(Signature)

TEDDY GLENN R. GARCIA / MECHANICAL ENGINEER
Print Name and Title

DEC. 05, 2019
Date



Reference # : JRNACR-L19-021
Date : December 10, 2019
To : Guam Memorial Hospital Authority
Attention : Ms. Lillian Perez-Posadas/RN,MN-Hospital Administrator/CEO
Through : Ms. Dolores F. Pangelinan/Hospital Materials Management Administrator
Subject : **Statement of Qualifications-Supplementary Details**
Air Conditioning Sales & Repair Services

Madam,

This is in response to the letter received from GMHA dated December 05, 2019, as a clarification for line item #1

In addition to the Statement of Qualifications that was submitted during the Bid Date, November 19, 2019, we wish to inform your good office that we were in contact with our supplier from Hawaii which is the Area distributor for Cleaver Brooks Fire tube Boilers. The equipment will be supplied by Cleaver Brooks through its regional supplier which will provide us with the following items based on the Bid Specifications:

- Fire tube Boiler as per the Bid Specifications and same as per existing(Same Model-Newer Features)
- Fuel Pump, valves and all related accessories
- Flue/Chimney including all related appurtenances
- Blower Motor
- Pressure and Temperature Transmitters
- Alarm Devices
- Pressure Relief Valves
- Miscellaneous Isolation & control Valves
- Pressure & Temperature Gauges
- Double guard Packaging of the equipment
- Fuel Day tank including Instrumentation and Controls
- Blower Motor Starters & Safety Controls

Most importantly, part of our package Proposal from the supplier is the inclusion of the necessary Technical Experience and capacity as Installer by the manufacturer itself. Below are list of the items included:

- Start-up & Commissioning by Cleaver Brooks-Full Supervision on Pre-start-up Checklists;
- Preliminary Function Test of all systems.
- Isolated Function Test(Not On-line)
- Fuel System Pressure Test

P.O. BOX 27070 GMF, Guam 96921 Tel: (671 649-8120/21 fax: (671 649-5737
e-mail: INFO@jrngu.com



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- Emergency Shut off of unit Testing
- Certification from the Testing Engineer/Commissioning Engineer for the Commissioning of the Equipment.

Further to the above, our Mechanical Engineer in our employ has experience in the installation of Boilers after having been employed previously in Mechanical, Electrical and Plumbing Companies (Please see submitted Resume) and will be working under a Professional Engineer registered here on Guam.

In view of the above, we request your kind consideration to have the merits mentioned above to satisfy the requirement on Line Item #1.

Respectfully yours,

For 

Julisis R. Nucum

President

Cc: File

Engineering/TGRG



*P.O. BOX 27070 GMF, Guam 96921 Tel: (671 649-8120/21 fax: (671 649-5737
e-mail: INFO@jrngu.com*

TGRG



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Reference # : JRNACR-L19-022
Date : December 10, 2019
To : Guam Memorial Hospital Authority
Attention : Ms. Lillian Perez-Posadas/RN,MN-Hospital Administrator/CEO
Through : Ms. Dolores F. Pangelinan/Hospital Materials Management Administrator
Subject : **Statement of Qualifications-Supplementary Details-Line Item #2**
Air Conditioning Sales & Repair Services

Madam,

This is in response to the letter received from GMHA dated December 05, 2019, as a clarification for line item #2

Attached herewith are the credentials of the Professional Engineer which was retained by our company to provide various tasks in engineering fields.

The certification states the direct supervision of the Professional Engineer for this particular project and will be directly responsible from the start until the completion of the project by directly supervising our Mechanical Engineer and our Technical Crew. This will make sure that we will be in full compliance to all Technical Specifications regarding removal and installation, start-up and commissioning, and the eventual handover of the "operational" equipment to the owner (GMHA).

In view of the above, we request your kind consideration to have the merits mentioned above to satisfy the requirement on Line Item #2.

Respectfully yours,

Julisis R. Nucum

President

Cc: File

Engineering/TGRG

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e-mail: INFO@jrngu.com

October 21, 2019

CERTIFICATION

This is to certify that JRN Air Conditioning and Refrigeration, Inc. (The Company) had been into an agreement and retainage of my Professional Services such as consultation, evaluation, planning, investigation, design and responsible supervision of Mechanical Installation and Removal Works including Mechanical Repairs in connection with any public or private utilities, structures involving but not limited to the following:

- (HVAC) Heating, Ventilating and Air Conditioning machines, equipment, processes, works or projects(Chillers, Cooling Towers & Air Handling Systems);
- Fire Protection Systems, including equipment,machines,Pipeworks and all ancillaries and auxiliary Systems;
- Air Conduit Systems(SMACNA), both for rigid and Flexible Systems including all Material Selections and management of Debris Disposal hereof;
- Plumbing Systems both for Low and High Pressure Systems, Low and High Temperature Systems;
- Power Generation Systems using Oil-Fueled Engines.
- Specialty Systems such as Steam or Hot Water Boilers (Fire tube & Water tube Types) including all pipeworks and safety accessories.

Further to the above information, all supervisors and engineers of the Company will be under my supervision on Specific Projects such as the Replacement of Boilers and related Systems necessary to complete the Mechanical Works.

Signed:


Mauro P. Narvarte

Professional Engineer (Mechanical)

License Number : 718

Registered : 02-14-1989

Valid Until : 04-30-2020

Attached: Copy of Guam PEALS Board Registration Card

Mauro P. Narvarte/P.E.





The Guam Board of Registration for

PROFESSIONAL ENGINEERS,
ARCHITECTS & LAND SURVEYORS

**GOVERNMENT OF GUAM
CERTIFICATION**

LICENSE NO 718	REGISTERED 02-14-89	VALID UNTIL 04-30-20
PROFESSION PROFESSIONAL ENGINEER (MECHANICAL)		
LAST NARVARTE	FIRST NAURO	MIDDLE P.

TERRITORY OF GUAM



WHEREAS Maura A. Marvarte has shown competency and fitness
to practice _____ and has complied with all
requirements of the Territorial Board of Registration for Professional Engineers, Architects and Land Surveyors; therefore, by
virtue of the power vested in said Board by the Territory of Guam, the TERRITORIAL BOARD OF REGISTRATION
FOR PROFESSIONAL ENGINEERS, ARCHITECTS, and LAND SURVEYORS hereby issues to him/her this
Certificate of Registration numbered 718 to practice Mechanical Engineering in the Territory of
Guam as provided by the laws of the Territory of Guam and subject to the powers of revocation as vested in the Board.

IN TESTIMONY WHEREOF, Witness the signature of the Chairman and Secretary under the Seal of the Board
this 14th day of February, 19 89.


JUAN C. TENORIO, P.E.
Chairman

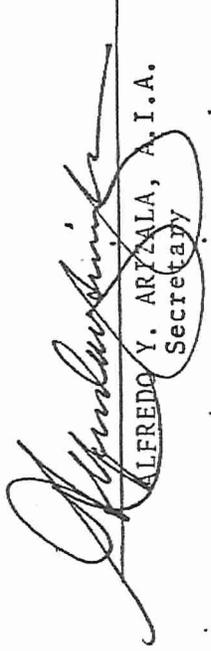

ALFREDO Y. ARZUALA, A.I.A.
Secretary

EXHIBIT 8



Guam Memorial Hospital Authority
Aturidåt Espetåt Mimuriåt Guåhan

850 GOV. CARLOS CAMACHO ROAD
 OKA, TAMUNING, GUAM 96913
 TEL.: (671) 647-2444 or (671) 647-2330
 FAX: (671) 649-0145



January 24, 2020

Mr. Cesar Cordero
 Operations Manager
 JRN Air Conditioning & Ref., Inc.
 1755 Army Drive
 Barrigada, Guam 96913

Re: Second Request for Additional Documentation

Dear Mr. Cordero,

The Guam Memorial Hospital Authority (GMHA) is in receipt of your letter and documentation dated December 10, 2019.

After reviewing your subsequent submission, the GMHA found that it still requires additional information to evaluate the following:

- a) Line Item #1 – Statement of Qualification and Performance Data
- b) Line Item #13- Copy of Current Certificate of Authorization to contract for Engineering Services issued by the Guam Board of Registration for Professional Engineers, Architects and Land Surveyors.

For line item #1, your letter states that a Mechanical Engineer employed by JRN has experience in installation of boilers and that such experience can be found in his resume. However, the GMHA was unable to identify any such statements, experience, or projects related to boiler installation. Please provide qualifications and performance data specific to boiler installation.

For line item #13, your letter or subsequent documentation did not address the GMHA's request. Please provide a copy of a Current Certificate of Authorization to Contract for Engineering Services.

Please respond and submit documentation by Wednesday, January 29, 2020, by close of business.

Sincerely,

 Dolores F. Pangelinan
 Hospital Materials Management Administrator

ACKNOWLEDGEMENT OF RECEIPT:


 Signature
 TEDDY CUENN R. GARCIA
 Print Name/Title
 01-28-2020
 Date

 **EMAILED**
 01-28-2020
 @ 3:24 PM



Reference # : JRNACR-L20-011
Date : January 29, 2020
To : Guam Memorial Hospital Authority
Attention : Ms. Lillian Perez-Posadas/RN,MN-Hospital Administrator/CEO
Through : Ms. Dolores F. Pangelinan/Hospital Materials Management Administrator
Subject : **Request for Additional Documentation(2nd)**

Supplementary Details

Madam,

This is in response to the letter received from GMHA dated January 24, 2020, as a clarification for line items #1 & #13.

Attached herewith are the Affidavit re Retainage of the Professional Services of a Licensed Professional Engineer who is currently in the roster of the PEALS Board. The retainage of the Professional Engineer by our company is to provide various tasks in engineering fields and as a *certification that he has the authorization to contract engineering services via our company's prospective projects.*

Additionally, an affidavit re the Professional Experience of the Mechanical Engineer in our company's employ is to address the concern regarding the Technical Capacity on the subject of Boilers to name a few. A diversified experience from reputable companies has been gained considerably to merit your consideration on this matter.

Respectfully yours,



Julisis R. Nucum

President

Cc: File

Engineering/TGRG



P.O. BOX 27070 GMF, Guam 96921 Tel: (671) 649-8120/21 fax: (671) 649-5737
e-mail: INFO@jrngu.com

TGRG/Correspondence

AFFIDAVIT DISCLOSING RETAINAGE OF PROFESSIONAL SERVICES

I, the undersigned, being first duly sworn, depose and say that in behalf of the company, have entered into a contract with Mr. Mauro P. Narvarte, a Professional Mechanical Engineer with License Number: 718, Registered on February 14, 1989 under the Professional Engineers, Architects and Land Surveyors (PEALS) Board to retain his Professional Services for the following:

Section A: Purpose

To provide services such as consultation, evaluation, planning, investigation, design and responsible supervision of Mechanical Installation and Removal Works including Mechanical Repairs in connection with any public or private utilities, structures involving but not limited to the following scope & conditions:

- (HVAC) Heating, Ventilating and Air Conditioning machines, equipment, processes, works or projects (Chillers, Cooling Towers & Air Handling Systems);
- Fire Protection Systems, including equipment, machines, pipeworks and all ancillaries and auxiliary Systems;
- Air Conduit Systems (SMACNA), both for rigid and Flexible Systems including all Material Selections and management of Debris Disposal hereof;
- Plumbing Systems both for Low and High Pressure Systems, Low and High Temperature Systems;
- Power Generation Systems using Oil-Fueled Engines.
- Specialty Systems such as Steam or Hot Water Boilers (Fire tube & Water tube Types) including all pipeworks and safety accessories.

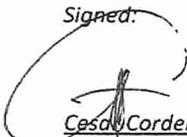
Section B: Duration

The Professional Engineer has been retained indefinitely and our contract is renewable on an annual basis. The contract has been finalized on the 21st day of October, 2019 and will include the following additional services:

- Issuance of Certifications, originally signed by P.E. upon request of the company for all bidding and business representation purposes on top of the items at Section A.
- Site Project representation or Project supervision.

Subscribed and sworn to before me this 28th day of January, 2020

Signed:


Cesar Cordero

JRN AIR CONDITIONING & REFRIGERATION, INC

NOTARY PUBLIC/SEAL

My Commission Expires: 10/01/2020

RAMON JD QUINENT
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: OCT. 01, 2020
1779 Army Drive Ste. 105 Tamuning Guam 96913



AFFIDAVIT re PROFESSIONAL EXPERIENCE

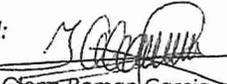
I, the undersigned, being first duly sworn, depose and say that I possess the necessary Technical Skills and Related Work Experience with regards to the Removal, Installation and Maintenance of Steam and Hot Water Boilers (Wetback and Dryback).

My past experience is founded on my employment with the following Companies (Shown on my CV):

1. Taiyo Sinar Raya Teknik (a Sumitomo Corporation in Indonesia) from July 2004 until September 2005, with an office address at 5F Summitmas II, Jalan Jenderal Sudirman, Kav. 61-62, Jakarta Selatan, Indonesia. I have been involved as a Technical Consultant on Mechanical Works for the particular Project Ritz Carlton Hotel-Mega Kuningan project at the heart of Jakarta, Indonesia. Part of my scope of Works are the following:
 - Air Conduit Systems(SMACNA), both for rigid and Flexible Systems including all Material Selections and management of Debris Disposal hereof;
 - Plumbing Systems both for Low and High Pressure Systems, Low and High Temperature Systems;
 - Power Generation Systems using Oil & Petrol-Fueled Engines.
 - Specialty Systems such as **Steam or Hot Water Boilers** (Fire tube & Water tube Types) including all pipeworks and safety accessories. This is for the Hotel's Hot Water Plumbing taps, Kitchen, Laundry Services and Spa/Sauna.
 - (HVAC) Heating, Ventilating and Air Conditioning machines, equipment, processes, works or projects(Chillers, Cooling Towers & Air Handling Systems);
 - Fire Protection Systems, including equipment, machines, Pipeworks and all ancillaries and auxiliary Systems, Fire Alarm Mechanical Interconnectivity;
 - Analyzes Plans and Specifications for construction projects to plan the most appropriate construction methodologies for the projects, construction scheduling requirements, and critical path scheduling elements. Directs and monitors the execution and installation of the mechanical work elements for the construction projects by the company's construction workforce in order to ensure compliance with plans and specifications for projects, government regulations, and all conditions relevant to the building works, as approved by the government permits issued for the projects. Assists in resolving mechanical engineering design issues for the mechanical works construction. Prepares analyses, calculations and reports regarding technological specifications for various aspects of the mechanical construction works.
2. Sumisetsu Philippines Incorporated, (a Sumitomo Corporation in the Philippines) from April 2003 until March 2004, with an office address at 6F, The Pearlbank Center, 146 Valero St., Salcedo Village, Makati City, Philippines. I have been involved as a Project Engineer on Mechanical Works for the Maintenance of Factory Equipment including but not limited to **Steam and Hot Water Boilers** in the Laguna and Cavite Economic Zones.
3. Technolux, Inc. located at 9729 Kamagong St. San Antonio Village, Makati City, Philippines, from April 2004 until July 2004. I have been part of a Technical Team who supervises the **Maintenance of Boilers for the Hotels' Laundry Services.**

Subscribed and sworn to before me this 29th day of January, 2020

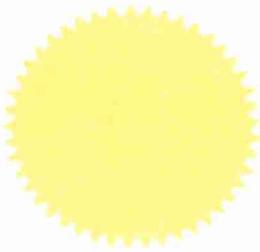
Signed:


Teddy Glenn Roman Garcia

JRN AIR CONDITIONING & REFRIGERATION, INC


NOTARY PUBLIC/SEAL

My Commission Expires: 10/16/2020


RAMON JD QUINEN
NOTARY PUBLIC
In and for Guam, U.S.A.
My Commission Expires: OCT. 01, 2020
179 Army Drive Ste. 105 Tamuning Guam 96911