



Jerrick Hernandez &lt;jhernandez@guamopa.com&gt;

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**OPA-PA-20-005: GSA's Hearing Materials**

2 messages

**Sandra Miller** <smiller@oagguam.org>

Mon, Aug 24, 2020 at 3:27 PM

To: Jerrick Hernandez <jhernandez@guamopa.com>, admin@guamopa.com, Georgette Bello Concepcion <gbc@guamlaw.net>, Robert Kono <robert.kono@gsa.guam.gov>, Marlyn Aguilar <maguilar@oagguam.org>, gsaprocurment <gsaprocurment@gsadoa.guam.gov>

Pursuant to the Scheduling Order issued on July 22, 2020, please find attached for e-filing the following hearing materials from Purchasing Agency GSA:

- (1) GSA's Exhibit List;
- (2) GSA's Exhibits A-X;
- (3) GSA's List of Issues; and
- (4) GSA's Witness List.

Thank you,  
Sandra Miller  
Assistant Attorney General

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**4 attachments** **GSA's Exhibits\_OPA-PA-20-005 (Santa Fe).zip**  
11147K **GSA's Witness List\_OPA-PA-20-005.pdf**  
149K **GSA's List of Issues.pdf**  
146K **GSA's Exhibit List\_OPA-PA-20-005.pdf**  
216K

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**Jerrick Hernandez** <jhernandez@guamopa.com>

Mon, Aug 24, 2020 at 3:54 PM

To: Sandra Miller &lt;smiller@oagguam.org&gt;

Cc: Office of Public Accountability <admin@guamopa.com>, Georgette Bello Concepcion <gbc@guamlaw.net>, Robert Kono <robert.kono@gsa.guam.gov>, Marlyn Aguilar <maguilar@oagguam.org>, gsaprocurment <gsaprocurment@gsadoa.guam.gov>

Confirming receipt.

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**Attorneys for the Government of Guam**

**IN THE OFFICE OF PUBLIC ACCOUNTABILITY  
 PROCUREMENT APPEAL**

<b>IN THE APPEAL OF:</b>	)	<b>DOCKET NO. OPA-PA-20-005</b>
	)	
<b>BEACH RESORT LLC dba THE HOTEL</b>	)	
<b>SANTA FE GUAM.</b>	)	
	)	<b>PURCHASING AGENCY GSA'S</b>
<b>Appellant,</b>	)	<b>EXHIBIT LIST</b>
	)	
<b>and</b>	)	
	)	
<b>GENERAL SERVICES AGENCY,</b>	)	
	)	
<b>Purchasing Agency.</b>	)	
_____	)	

**COMES NOW GENERAL SERVICES AGENCY (GSA)**, the purchasing agency in this protest appeal and hereby submits its list of exhibits that may be presented to a witness for testimonial purposes or otherwise admitted into evidence at the hearing on the merits:

EXHIBIT NO.	DATE	DESCRIPTION <sup>*1, 2</sup>	ADMITTED
A	16 March 2020	Governor's Executive Order No. 2020-04, <i>Relative to Responding to Confirmed Cases of Coronavirus (COVID-19)</i>	
B	08 May 2020	Governor's Executive Order No. 2020-14, <i>Relative to Declaring Pandemic Condition of Readiness ("PCOR")</i> <sup>2</sup>	
C	12 May 2020	Request for Quotations for Hotel Non-Congregate Shelters w/ Specifications and Terms & Conditions  <i>[xRef: PR Tabs 3 &amp; 6; NoA Exhibit D]</i>	
D	15 May 2020	Santa Fe quotation & response to RFQ  <i>[xRef: PR Tab 3; NoA Exhibit E]</i>	
E	16 May 2020	Purchase Order #P206E00310 to Santa Fe with attached Terms and Conditions  <i>[xRef: PR Tab 3; NoA Exhibit A]</i>	
F	17 May 2020	National Guard - DisasterLAN Ticket #7672_Request of Isolation and Quarantine, Quarantine Facility Management	
G	19 May 2020	National Guard - DisasterLAN Ticket #7698_Request for Air Conditioner/Heater	
H	19 May 2020	National Guard Battle Rhythm for Day Shift	
I	19 May 2020	National Guard Daily Log (begin 0830 am)	

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<sup>1</sup> PR: Procurement Record filed July 1, 2020.

<sup>2</sup> NoA: Notice of Appeal filed June 23, 2020.

<b>EXHIBIT NO.</b>	<b>DATE</b>	<b>DESCRIPTION *1, 2</b>	<b>ADMITTED</b>
J	20 May 2020	Mandatory Quarantine Facility – Hotel Santa Fe – Guidelines and Procedures	
K	20 May 2020	National Guard Daily Log and Fire Watch Check (begin 0000 midnight)	
L	21 May 2020	National Guard Daily Log and Fire Watch Check (begin 0005 am)	
M	22 May 2020	National Guard Daily Log and Fire Watch Check (begin 0248 am)	
N	23 May 2020	National Guard Daily Log and Fire Watch Check (begin 1000 am)	
O	24 May 2020	National Guard Daily Log and Fire Watch Check	
P	24 May 2020	Notice of Transfer from Santa Fe to Oceanview Hotel	
Q	27 May 2020	Termination of Purchase Order; Amendment cancelling contract  <i>[xRef: PR Tabs 5 &amp; 7; NoA Exhibit F]</i>	
R	29 May 2020	Letter from Santa Fe to GSA  <i>[xRef: PR Tab 7; NoA Exhibit G]</i>	
S	01 June 2020	Letter from Santa Fe to GSA  <i>[xRef: PR Tab 7; NoA Exhibit H]</i>	
T	09 June 2020	Formal Protest letter (Santa Fe to GSA)  <i>[xRef: PR Tab 1; NoA Exhibit I]</i>	
U	10 June 2020	Denial of Protest letter (GSA to Santa Fe)  <i>[xRef: PR Tab 2; Exhibit B, Notice of Appeal]</i>	
V	17 July 2020	Declaration of Bartley A. Jackson  <i>[xRef: p.14, Appellant Comment on Agency Report]</i>	

EXHIBIT NO.	DATE	DESCRIPTION <sup>*1, 2</sup>	ADMITTED
W	17 July 2020	Declaration of Sheri Miki Yoshizeki <i>[xRef: pp. 15-17, Appellant Comment on Agency Report]</i>	
X	17 July 2020	Declaration of Frank Chong <i>[xRef: p. 18, Appellant Comment on Agency Report]</i>	

GSA expressly reserves the right amend or supplement this Exhibit List in order to identify any additional relevant evidence or documents that may be used in its defense or in rebuttal, including any documents contained in the Procurement Record, its Agency Report, or any other evidence or documents before the Public Auditor. GSA also reserves the right to question and use any evidence or documents identified by Appellant Santa Fe.

Respectfully submitted on this 24th day of August 2020.

**OFFICE OF THE ATTORNEY GENERAL**  
**Leevin Taitano Camacho, Attorney General**

By:

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**SANDRA CRUZ MILLER**  
Assistant Attorney General