

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



FAX

To:	Ms. Carmen T. Charfauros Supply Management Administrator Department of Education 501 Mariner Avenue B-Building, Suite 116 Barrigada, Guam 96913 Phone: (671) 475-0438 Fax: (671) 472-5001 Email: ctcharfauros@gdoe.net Mr. James L.G. Stake, Esq. Legal Counsel 501 Mariner Avenue Barrigada, Guam 96913 Phone: (671) 300-1537 Email: jlgstake@gdoe.net ; legal-admin@gdoe.net	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability
		Pages:	4 (including cover page)
CC:	Mr. Richard Luo President Sunleader Guam Co., Ltd. 317 Chalan San Antonio Tamuning, Guam 96913 Phone: (671) 637-2928 Email: sunleadergu@gmail.com	Date:	June 28, 2023
		Phone: Fax:	(671) 475-0390 x. 204 (671) 472-7951

Re: OPA-PA-23-003 Notice of Receipt of Appeal

For Review
 Please Comment
 Please Reply
 Please Recycle

Comments:

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver.

Thank you,
 Jerrick Hernandez, Auditor
jhernandez@guamopa.com



OFFICE OF PUBLIC ACCOUNTABILITY

Suite 401 Pacific News Building, 238 Archbishop Flores St., Hagåtña, Guam 96910
Phone: (671) 475-0390 / FAX: (671) 472-7951

June 28, 2023

Ms. Carmen T. Charfauros
Supply Management Administrator
Department of Education
501 Mariner Avenue
B-Building, Suite 116
Barrigada, Guam 96913

VIA FACSIMILE: (671) 472-5001

Re: Notice of Receipt of Procurement Appeal – OPA-PA-23-003

Dear Ms. Charfauros,

Please be advised that we are in receipt of a procurement appeal by Sunleader Guam Co., Ltd. (hereinafter referred to as “Sunleader”). The procurement appeal is regarding the Department of Education’s (DOE) procurement for the purchase of Administrative and Instructional Supplies (Invitation for Bid: GDOE IFB 002-2023). OPA has assigned this case number OPA-PA-23-003.

Immediate action is required of DOE pursuant to the Rules of Procedure for Procurement Appeals, found in Chapter 12 of the Guam Administrative Regulations (GAR). Copies of the rules, the appeal, and all filing deadlines are available at OPA’s office and on its website at www.opaguam.org. The one page protest letter is attached.

Please provide the required notice of this appeal to the relative parties with instructions that they should communicate directly with OPA regarding the appeals. You are also responsible for giving notice to the Attorney General or other legal counsel for your agency. Promptly provide OPA with the identities and addresses of interested parties and a formal entry of appearance by your legal counsel.

Pursuant to 2 GAR, Div. 4, Ch. 12, §12104(3), the submission of one complete copy of the procurement record for the procurement solicitation above, as outlined in Title 5, Chapter 5, §5249 of the Guam Code Annotated is required no later than **Thursday, July 6, 2023**, five work days following this Notice of Receipt of Appeal. We also request one copy of the Agency Report for each of the procurement solicitations cited above, as outlined in 2 GAR, Div. 4, Chap. 12, §12105, by **Thursday, July 13, 2023**, ten work days following receipt of this notice.

When filing all other required documents with our office, please provide one original and one copy to OPA (**electronic filings will be acceptable and highly encouraged**), and serve a copy to Sunleader.

Thank you for your prompt attention to this matter. Please contact Jerrick Hernandez at 475-0390 ext. 204 or jhernandez@guamopa.com should you have any questions regarding this notice.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Benjamin J.F. Cruz', with a stylized flourish at the end.

Benjamin J.F. Cruz
Public Auditor

Enclosure: One Page Protest Letter

Cc: Richard Luo, Sunleader President



Sunleader Guam Co., LTD

Add.: 317 Chalan San Antonio, Tamuning, Guam 96913

Tel: (671)637-2928 Fax: (671)637-6202

June 21, 2023

Supply Management Administrator
Office of Supply Management
Guam Department of Education
Barrigada, Guam

Re: GDOE IFB 002-2023
Indefinite Quantity Bid Purchase of Administrative
Instructional Supplies

Dear Ms. Charfauros,

As the above mentioned bid is an "Indefinite Quantity Bid Purchase of Administrative and Instructional Supplies".


Sunleader Guam Co., Ltd regretfully and respectfully submit this **BID PROTEST** to you as the "Supply Management Administrator" for the reason below.

I have checked the other bidder's business license and found out that their business license didn't specifically indicate this type of business "office /school supply". Through this findings, I truly believe they should be disqualified from GDOE IFB 002-2023 , please see below list of the bidders,

1. MD Wholesale
2. JMI-Edison
3. ST Corporation
4. Safety 1st systems Incorporated
5. Horizon Pacific Promotionals
6. HIVE Guam

Your kind understanding will be greatly appreciated.

Sincerely



Richard Luo / President



Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-23-003 Notice of Receipt of Appeal

Jerrick Hernandez <jhernandez@guamopa.com>

Wed, Jun 28, 2023 at 3:39 PM

To: "Carmen T. Charfauros" <ctcharfauros@gdoe.net>, "sunleadergu@gmail.com" <sunleadergu@gmail.com>, "James L.G. Stake" <jlgstake@gdoe.net>

Hafa Adai,

Please see attached Notice of Receipt of Appeal for OPA-PA-23-003. This email will serve as an official notice in lieu of a transmittal via Fax.

Please confirm receipt of this email and the attached document. Thank you.

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Best Regards,



Jerrick J.J.G. Hernandez, MA, CFE, CGAP, CICA
Accountability Auditor

Office of Public Accountability


+1 671 475 0390 (ext. 204)

jhernandez@guamopa.com

<https://www.opaguam.org/>



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 **OPA-PA-23-003 Notice of Receipt of Appeal.pdf**
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