



Jerrick Hernandez <jhernandez@guamopa.com>

dooik, opa-pa-023-004 hearing documents

Marianne Woloschuk <mwoloschuk@gpagwa.com>

Mon, Dec 4, 2023 at 4:58 PM

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Dear. Mr. Hernandez,

Attached for electronic filing are GPA's hearing documents:

1. Admissions of Fact (2 pages)
2. Exhibit List (121 pages)
3. List of Issues (2 pages)
4. Witness List (1 pages)

Total: 126 pages

Acknowledging receipt of your email this morning directing the parties to "bring at least 2 hard copies of the exhibits to be used by the Public Auditor and the Witness during the hearing."

Thanks very much,

-Marianne

Marianne Woloschuk**Guam Power Authority**

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5 attachments

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-  **23-12-04_Dooik, OPA PA-23-004 GPA Admissions of Fact.pdf**
19K
-  **23-12-04_Dooik, OPA PA-23-004 GPA Exhibit List w exhibits.pdf**
10791K
-  **23-12-04_Dooik, OPA PA-23-004 GPA List of Issues.pdf**
19K
-  **23-12-04_Dooik, OPA PA-23-004 GPA Witness List.pdf**
17K

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9 *Attorney for Guam Power Authority*

10 **BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY**
11 **PROCUREMENT APPEAL**

12 **In the Appeal of:**

13 **Appeal Case No. OPA-PA-23-004**

14 **DOOIK ENG., LTD.,**

15 **GPA'S LIST OF ISSUES**

16 Appellant.

17 The Guam Power Authority (GPA) hereby submits the following list of issues which
18 require evidence and argument at the hearing to be held herein.

- 19
- 20 1. Whether GPA properly exercised its discretion in finding that appellant Dookik was a
21 bidder with an unacceptable score in MS IFB GPA-023-23 because the specifications
22 of MS IFB GPA-023-23 differ materially from those of MS IFB GPA-061-20 and
23 are not merely a factor in determining cost.
 - 24 2. Whether GPA complied with the Procurement Law as to:
 - 25 a. Use of potentially acceptable category in the evaluation of bidders;
 - 26 b. Justified use of a multi-step IFB for the type of procurement at issue in MS IFB
27 GPA-023-23;
 - 28 c. Appropriate completion of scoresheets in MS IFB GPA-023-23;
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1 d. Consultation with the Attorney General's designee.

2 Respectfully submitted this 4th day of December, 2023.

3 *Attorney for Guam Power Authority*

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5
6 By: /s/
7 Marianne Woloschuk
8 GPA Legal Counsel
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