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RECEIVED OFFICE OF PUBLIC ACCOUNTABILITY

PRE NO. OPARA: 10 - 003

Attorney for Appellee, Guam Community College

BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY PROCUREMENT APPEAL

In the Matter of Appeal of EONS ENTERPRISES CORP.,)	Docket Number: OPA-PA-10-003
Appellant)	STIPULATION AND ORDER TO DISMISS APPEAL

COMES NOW the parties who have appeared herein, by and through their respective undersigned counsels, and hereby stipulate and agree to the following:

- 1. The parties have come to an agreement in regards to rebidding the typhoon shutters Invitation For Bids (hereinafter IFB).
- 2. This settlement is subject to the approval of the Hearing Officer; and, should approval of these terms be denied, the terms hereof shall be deemed null and void and of no effect whatsoever.
- 3. GCC agrees to issue a new IFB for typhoon shutters within sixty (60) days from the approval of this settlement by the Hearing Officer. . .
- 4. In the event that GCC is unable to issue a new IFB 60 days from the approval of the settlement by the hearing officer, then Eons and GCC agree that Eons shall be restored to all of their respective rights and remedies prior to settlement.



In the Matter of Eons Enterprises Corp. Docket Number OPA-PA-10-003 Stipulation and Order to Dismiss Page 2

5. GCC's obligations under this stipulation are fulfilled once GCC issues the new IFB for typhoon shutter installation. If a party protests prior to award or any unforeseen circumstances arise after GCC issues the new IFB, which postpone evaluation or

granting an award to a bidder, those circumstances do not trigger the restoration of the

parties respective rights and remedies prior to settlement.

6. Eons agrees to dismiss this appeal without prejudice upon approval of the Hearing

Officer.

7. The parties agree that this is a full and final settlement of all the issues arising out of

the typhoon shutter installation IFB.

8. All parties agree to vacate all the dates on the scheduling order.

NOW THEREFORE, the parties agree and request the Office of Public Accountability dismiss without prejudice the above captioned appeal.

SO STIPULATED:	
BERMAN O'CONNOR AND MANN Attorney for Eons By:	CABOT MANTANONA LLP Attorney for Guam Community College By:
DANIEL BERMAN Date: JUICY 28, 2010	Date: 728/10

SO ORDERED:	***************************************
	OFFICE OF PUBLIC ACCOUNTIBILITY The Public Auditor of Guam
	By: DORRIS FLORES BROOKS

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OFFICE	OF	PUBLIC	ACCOUNT	IBILITY
Hearings	Of	ficer		

Recommended	by:
	ANTHONY CAMACHO