

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



FAX

To:	Ms. Claudia S. Acfalle Chief Procurement Officer General Services Agency Department of Administration 148 Route 1 Marine Drive Piti, Guam 96915 Phone: (671) 475-1707 Fax: (671) 475-1727	From:	Benjamin J.F. Cruz Public Auditor Office of Public Accountability	
	Mr. Matthew Wolff, Esq. Office of Attorney General Solicitor's Division 590 S. Marine Corps. Drive, Ste. 802 Tamuning, Guam 96913 Fax: (671) 472-2493	Pages:	4 (including cover page)	
CC:	Mr. R. Erik Soderholm Vice President for Appellant Soderholm Sales and Leasing, Inc. P.O. Box 19010 Honolulu, Hawaii 96817 Phone: (808) 834-1417 Fax: (808) 834-1070 Email: erik@solderholmbus.com	Date:	August 4, 2020	
	Mr. Joseph B. McDonald, Esq. Attorney for Interested Party Monster Auto Corp. McDonald Law Office, LLC 140 Aspinall Avenue, Suite 201 Hagåtña, Guam 96910 Phone: (671) 588-8866 Fax: (671) 472-9616 Email: jbernard@mcdonald.law	Phone:	(671) 475-0390 x. 208	
		Fax:	(671) 472-7951	

Re: OPA-PA-20-006 Scheduling Order

For Review
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Comments:

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

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**BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEALS
TERRITORY OF GUAM**

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7 In the Appeal of) **Appeal No: OPA-PA-20-005**
8 Soderholm Sales and Leasing, Inc.) **SCHEDULING ORDER**
9 Appellant.)

10 To: **Purchasing Agency:**
11 General Services Agency
12 C/O Matthew Wolff, Esq.
13 Assistant Attorney General
14 Office of Attorney General of Guam
590 S. Marine Corps. Drive, Ste. 802
Tamuning, Guam 96913
Fax: (671) 472-2493

15 **Appellant:**
16 Soderholm Sales and Leasing, Inc.
17 C/O R. Erik Soderholm, Vice President
18 P.O. Box 19010
Honolulu, Hawaii 96817
Phone: (808) 834-1417
Fax: (808) 834-1070
Email: erik@solderholm.com

19 **Interested Party:**
20 Monster Auto Corp.
21 C/O Joseph B. McDonald
22 McDonald Law Office, LLC
140 Aspinall Avenue, Suite 201
Hagåtña, Guam 96910
23 Phone: (671) 588-8866
Fax: (671) 472-9616

24 **THIS MATTER**, came before the Public Auditor for a Pre-Hearing Conference on August
25 4, 2020. The Purchasing Agency was represented by its Counsel of Record, Assistant Attorney
26 General MATTHEW WOLFF, Esq. The Appellant was represented by its Institutional
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28

1 Representatives, Soderholm Sales and Leasing, Inc.'s Vice President ERIK SODERHOLM and
2 President DENISE L. SODERHOLM.

3 After hearing the arguments of the parties and for good cause shown, the Public Auditor
4 hereby ORDERS the following:

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6 **Amended Comments on Agency Report Deadline:** August 10, 2020 at 5:00 P.M.

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8 **Amended Rebuttal to Comments on Agency Report Deadline:** August 17, 2020 at 5:00 P.M.

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10 **Amended Motions Filing Deadline:** August 24, 2020 at 5:00 P.M.

11 **Opposition to Motions Deadline:** August 31, 2020 at 5:00 P.M.

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13 **Reply to Opposition:** September 8, 2020 at 5:00 P.M.

14 **Motion Hearing:** September 9, 2020 at 10:00 A.M.

15 **Filing Deadline for Hearing Materials:** September 14, 2020 at 5:00 P.M.

16 Parties shall file and serve on the other parties, no later than
17 this date and time, their respective Witness Lists, Exhibit
18 Lists with four copies of all exhibits, Admissions of Fact and
19 List of Issues which require evidence or arguments to be
20 presented at the hearing. The Appellant's Exhibits shall be
21 marked with corresponding and sequential numbers. The
22 Purchasing Agency's Exhibits shall be marked with
23 corresponding and sequential capital letters of the alphabet.
24 The Parties may file stipulated joint witness, exhibit, and
25 issues lists, and admissions of fact in lieu of filing such
26 documents separately. The term "Exhibit List" as used in this
27 paragraph refers to exhibits that any party will present to a
28 witness for testimonial purposes during the hearing in this
matter.

25 **Filing Deadline for Hearing Briefs:** September 18, 2020 at 5:00 P.M.

26 The Parties shall file and serve on the other parties, their
27 Hearing Briefs summarizing their arguments concerning
28 contested issues no later than this date and time.

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Hearing Date: September 21, 2020 at 10:00 A.M.
The Hearing will proceed in the following order: (1) Opening Statements of the Parties; (2) Appellant's Case in Chief; (3) The Purchasing Agency's Case in Chief; (4) Closing Arguments of the Parties.

Filing Deadline for Brief RE Remedies: September 28, 2020 at 5:00 P.M.
The Parties may, but are not required to, file and serve on the other parties, additional briefs on the issue of Remedies no later than this date and time.

SO ORDERED this 4th day of August 2020 by:



Benjamin J. F. Cruz
Public Auditor of Guam



Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-20-006 Scheduling Order

1 message

Jerrick Hernandez <jhernandez@guamopa.com>

Tue, Aug 4, 2020 at 4:26 PM

To: Erik Soderholm <erik@soderholmbus.com>, "Matthew E. Wolff" <mwolff@oagguam.org>, Charles McDonald <guamlawyer@gmail.com>

Cc: Denise Soderholm <denise@soderholmbus.com>, Robert Kono <robert.kono@gsa.guam.gov>, fleetsales@triplejguam.com, Clariza Roque <croque@guamopa.com>

Hafa Adai,

Please see attached Scheduling Order for OPA-PA-20-006. 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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Regards,

Jerrick J.J.G. Hernandez, MA, CGAP, CICA

Auditor

Office of Public Accountability – Guam

www.opaguam.org

Tel. (671) 475-0390 ext. 208

Fax (671) 472-7951

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 **20-006 Scheduling Order.pdf**

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