

OFFICE OF PUBLIC ACCOUNTABILITY

Doris Flores Brooks, CPA, CGFM Public Auditor

March 9, 2011

Ms. Joanne S. Brown Acting Director Department of Public Works 542 North Marine Corps Drive Tamuning, Guam 96931

VIA FACSIMILE: 649-6178

Re: Notice of Receipt of Appeal Regarding Project No. GU-NH-ESTP (001) Professional Engineering Services for the Feasibility Study and Design of the Tiyan Parkway

Dear Ms. Brown,

Please be advised that Juan C. Tenorio, P. E. (hereafter "JC Tenorio"), has filed an appeal with the Office of Public Accountability (hereafter "OPA") on March 9, 2011 on DPW's no-response to JC Tenorio's protest letter dated February 17, 2011. The appeal has been assigned Master File No. **OPA-PA-11-006**.

Immediate action is required of your office 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 our office and on our website at www.guamopa.org. The transmittal letter and the first page of the notice of appeal filed with OPA are enclosed for your reference.

Please provide the required notice of this appeal to the required parties with instructions that they should communicate directly with OPA regarding the appeal. 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 legal counsel.

Pursuant to 2 GAR Div 4, Chap 12, §12104(3), please submit one complete copy of the procurement record for GU-NH-ESTP (001) as outlined in 5 GCA Chapter 5, §5249, to OPA by Wednesday, March 16, 2011, five working days following receipt of this notice of appeal; and one copy of the Agency Report, as outlined in 2 GAR Div 4, Chap 12, §12105, by Wednesday, March 23, 2011, ten working days following receipt of this notice of appeal. When filing all other required documents with our office, please provide one original and two copies to OPA, and serve a copy to the Appellant (protesting vendor).

Thank you for your prompt attention to this matter. Please contact me at 475-0390 ext. 211, or email address acamacho@guamopa.org should you have any questions regarding this notice.

Sincerely,

Anne Camacho

Management Analyst

Procurement Appeals Division

Enclosure: First Page of Notice of Appeal OPA-PA-11-006

Cc: Appellant / J C Tenorio (Fax: 477-3277)



Appendix A: Notice of Appeal Form PROCUREMENT APPEAL

RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

ME 2: VUP BY JH THE NO. OPAPA: 11-006

PART I- To be completed by OPA

In the Appeal of) NOTICE OF APPEAL				
(Name of Company), A	APPELLANT	Docket No. OPA-PA //- 00/6				
PART II- Appellant l	Information					
Name:	Juan C. Tenorio,	P.E.				
Mailing Address:	197 Hernan Corte	z Ave. A3				
	Hagatna, Guam 96	910				
Business Address:	Business Address: Same as mailing address					
Daytime Contact No:	479-8888/98 Office; 486-3311 Cell; 477-3277 Fax					
PART III- Appeal Int						
A) Purchasing Agency	Department of Pu	blic Works al Engineering Services and Design for				
The state of the state of	Profession	al Engineering Services and Design for				
		licitation, or Contract: Tiyan Parkway				
C) Decision being appe Chief Procureme	ealed was made on ent Officer Directo	oresponse to Protest Letter dated February 17, 2011(date) by: r of Public Works Head of Purchasing Agency				
Note: You must serve t filing.	he Agency checked her	re with a copy of this Appeal within 24 hours of				
(Excluding clain Determination on (Agency decision	attach a copy of the De est of Method, Solicitat arment or Suspension tract or Breach of Cont ms of money owed to o Award not Stayed Pen	ract Controversy or by the government) ding Protest or Appeal protest or appeal was necessary to protect the				



To:

Ms. Joanne Brown, Director Department of Public Works (Appellee)

Mr. Juan C. Tenorio, P. E. (Appellant)

From:

Doris Flores Brooks, CPA, CGFM

Public Auditor

OPA Procurement Appeals Suite 401 DNA Bldg. 238 Archbishop Flores St. Hagatna, Guam 96910

Agency:			Pages	3 (Including cover)	
CC:		,	Date:	March 9, 201	1
Fax:	DPW: 649-6178 JCT: 477-3277		Point of Contact Nos.	Tel: 475-0390 x 211 (Anne Camacho) Fax: 472-7951	
Re:	Appeal No. OPA-PA	-11-006 Notice of Rece	ipt of App	eal	
□ Urgent	X For Review	☐ Please Comment	XI	Please Reply	☐ Please Recycle
● Commen	ts:		***************************************		
	ment for reference.				

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.

Anne Camacho – acamacho@guamopa.org

This facsimile transmission and accompanying documents may contain confidential or privileged information. If you are not the intended recipient of this fax transmission, please call our office and notify us immediately. Do not distribute or disclose the contents to anyone. Thank you.