



OFFICE OF PUBLIC ACCOUNTABILITY
Doris Flores Brooks, CPA, CGFM
Public Auditor

June 26, 2014

Karl Anthony Pangelinan
General Manager
Guam Visitors Bureau
401 Pale San Vitores Road
Tumon, Guam 96913
VIA FACSIMILE: (671) 646-8861

Re: Notice of Receipt of Appeal – OPA-PA-14-007

Dear Mr. Pangelinan,

Please be advised that Pacific Data Systems, Inc. (PDS) filed an appeal with the Office of Public Accountability (OPA) on June 25, 2014 regarding the Guam Visitors Bureau (GVB) procurement actions related to GVB 2014-002MS for the Multi-Step Bid of CCTV Surveillance Systems. OPA has assigned this appeal case number OPA-PA-14-007.

Immediate action is required of GVB 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.guamopa.org. The notice of appeal filed with OPA is enclosed for your reference.

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. However, we recognize that the procurement record for IFB No. GVB 2014-002MS was previously submitted in procurement appeal case number OPA-PA-14-003 on April 23, 2014. OPA will not require a duplicate copy of the record filed in OPA-PA-14-003. In order to ensure the completeness of the procurement record, OPA requires GVB to certify that the procurement record that was submitted for GVB 2014-002MS is complete in its entirety, will be the same procurement record for OPA-PA-14-007, and to submit all supplements to the procurement record from April 23, 2014 to present by **Thursday, July 3, 2014**, five work days following receipt of this notice of appeal.

We also require one copy of the Agency Report for the procurement solicitation cited above, as outlined in 2 GAR, Div. 4, Chap. 12, §12105, by **Thursday, July 10, 2014**, ten work 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 Pacific Data Systems, Inc. OPA respectfully asks that GVB provide one original and two copies of the procurement record as the Guam Procurement Law and Regulations require only one copy. The three procurement record copies requested by OPA are distributed as follows: Copy-1: Master File; Copy-2: Public Auditor; and Copy-3: Hearing Officer.

Thank you for your prompt attention to this matter. Please contact Clariza Roque at 475-0390 ext. 216, or croque@guamopa.org, should you have any questions regarding this notice.

Sincerely,



Rodalyn Gerardo, CIA, CGFM, CPA, CGAP, CGMA
Audit Supervisor

Enclosure: Notice of Appeal – OPA-PA-14-007

Cc: John Day, Pacific Data Systems, Inc. President



RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 6/25/14

Appendix A: Notice of Appeal Form
PROCUREMENT APPEAL

TIME: 4:35 AM PM BY: AG

FILE NO OPA-PA: 14-007-18

PART I- To be completed by OPA

In the Appeal of)
) **NOTICE OF APPEAL**
)
Pacific Data Systems, Inc (PDS))
(Name of Company), APPELLANT) Docket No. OPA-PA -14-007
)
)

PART II- Appellant Information

Name: Pacific Data Systems, Inc (PDS)
Mailing Address: 185 Ilipog Drive, Suite 204A
Tamuning, GU 96913
Business Address: same as above
Email Address: John@pdsquam.com
Daytime Contact No: 671-300-0202
Fax No.: 671-300-0265

PART III- Appeal Information

A) Purchasing Agency: Guam Visitors Bureau (GVB)

B) Identification/Number of Procurement, Solicitation, or Contract: Invitation for Bid
GVB-2014-002MS

C) Decision being appealed was made on June 10, 2014 (date) by:
 GVB Chief Procurement Officer Director of Public Works Head of Purchasing Agency

Note: You must serve the Agency checked here with a copy of this Appeal within 24 hours of filing.

D) Appeal is made from:

(Please select one and attach a copy of the Decision to this form)

- Decision on Protest of Method, Solicitation or Award
- Decision on Debarment or Suspension
- Decision on Contract or Breach of Contract Controversy
(Excluding claims of money owed to or by the government)
- Determination on Award not Stayed Pending Protest or Appeal
(Agency decision that award pending protest or appeal was necessary to protect the substantial interests of the government of Guam)

E) Names of Competing Bidders, Offerors, or Contractors known to Appellant:

- **G4S Security Systems (Guam) Inc.**

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



FAX

| | | | |
|------------------------------|---|------------------------------|--|
| To: | Karl Anthony Pangelinan General Manager Guam Visitors Bureau | From: | Doris Flores Brooks Guam Public Auditor Office of Public Accountability |
| Phone: Fax: | (671) 646-5278 (671) 646-8861 | Pages: | 4 (including cover page) |
| CC: | John Day President Pacific Data Systems, Inc. | Date: | June 26, 2014 |
| Phone: Fax: | (671) 300-0202 (671) 300-0265 | Phone: Fax: | 475-0390 x. 204 472-7951 |

Re: OPA-PA-14-007 Notice of Receipt of Appeal

Urgent 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,
Rodalyn Gerardo
Audit Supervisor
rgerardo@guamopa.org

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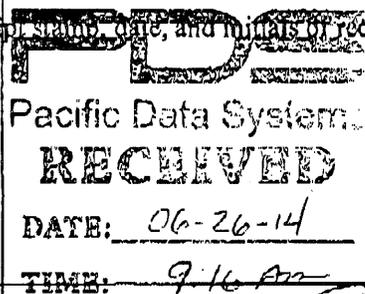
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JUN/26/2014/THU 09:04 AM OPA

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FISHER & ASSOCIATES
ATTORNEYS AT LAW

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DATE 6/26/14 TIME 11:45 BY [Signature]

TRANSACTION REPORT

JUN/26/2014/THU 09:07 AM

FAX (TX)

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