CARLSMITH BALL LLP

MEREDITH M. SAYRE

msayre@carlsmith.com

ELYZE J. MCDONALD

emcdonald@carlsmith.com

Bank of Hawaii Bldg., Suite 401

134 West Soledad Avenue, P.O. Box BF

Hagåtña, Guam 96932-5027

Telephone No. 671.472.6813

Facsimile No. 671.477.4375

Attorneys for Party-in-Interest XEROX CORPORATION

RECEIVED OFFICE OF THE PUBLIC AUDITOR PROCUREMENT APPEALS

AUG 14 2008

FILE No. OPA-PA

OFFICE OF THE PUBLIC AUDITOR TERRITORY OF GUAM

IN THE APPEAL OF

TOWNHOUSE DEPARTMENT STORES, INC. dba ISLAND BUSINESS SYSTEMS & SUPPLIES,

Appellant.

CIVIL CASE NO. OPA-PA-08-011

REQUEST FOR EXTENSION OF TIME TO FILE COMMENTS ON AGENCY REPORT

Interested Party Xerox Corporation hereby requests an extension of time to file its Comments on the Agency Report as follows:

- 1. This appeal was filed with the OPA on July 24, 2008.
- 2. The agency, Guam Public School System (GPSS), filed its Report on

August 1, 2008.

3. Interested parties were allowed to file Comments on the Agency Report by

August 11, 2008. 2 GAR Div. 4 § 12104(c)(4).

4. GPSS informed Xerox of the appeal on August 4, 2008.



5. Xerox informed its counsel of the appeal on August 12, 2008, after the deadline to file Comments.

6. Xerox's counsel promptly its Entry of Appearance on August 14, 2008.

7. Under 2·GAR Div. 4 § 12104(c)(4), Xerox may file Comments on the agency report within ten days after the OPA receives the agency report.

8. Xerox respectfully asks that it be allowed an opportunity to file its

Comments no later than August 22, 2008, ten days after its counsel first became aware of the appeal.

9. Xerox makes this request in order to allow sufficient time to analyze the issues on appeal and the agency report.

10. Should this request be denied, Xerox requests that it be allowed to present oral argument at the hearing on this appeal.

Respectfully submitted this 14th day of August 2008.

CARLSMITH BALL LLP

MEREDITH M. SAYRE ELYZE J. McDONALD

Attorneys for Party-in-Interest XEROX CORPORATION

DECLARATION OF SERVICE

The undersigned hereby declares under penalty of perjury of the laws of the United States, that on the 14th day of August, 2008, I will cause to be served, via hand delivery, a true and correct copy of REQUEST FOR EXTENSION OF TIME TO FILE COMMENTS ON AGENCY REPORT; DECLARATION OF SERVICE upon the following Counsels of record:

John Thos. Brown

JONES & GUERRERO COMPANY, INC.

General Counsel 2nd Floor, 545 Chalan Machaute Route 8, Maite, Guam 96910

Telephone:

(671) 477-7293

Facsimile:

(671) 472-6153

Attorneys for Appellant, Townhouse Department Stores, Inc. dba Island Business Systems & Supplies

Fred S. Nishihara

GUAM PUBLIC SCHOOL SYSTEM

Legal Counsel
2nd Floor, Suite B-200
Manuel F. L. Guerrero Bldg
212 Aspinall Avenue
Hagatna, Guam 96910

Telephone:

(671) 475-0658

Facsimile:

(671) 472-5003

Attorneys for Guam Public School System

EXECUTED: Hagåtña, Guam, August 14, 2008.

MEREDITH M. SAYRE ELYZE J. McDONALD