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PROCUREMENT APPEALS

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DATE: 5/30/13
TIME: 12:22 AM PM BY: J. Alvarez
FILE NO OPA-PA: 13-004

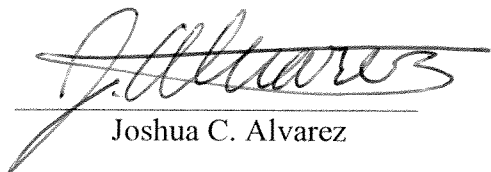
BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY
HAGÁTÑA, GUAM

7 IN THE MATTER OF K CLEANING) OPA-PA-13-004
8 SERVICES)
9 APPELLANT) **CERTIFICATE OF SERVICE**
10)
11)
12)

13 I, Joshua C. Alvarez, certify that I served the following entities a scheduling order, In
14 this matter on the dates indicated:

- 15 1. K CLEANING SERVICES (23 May 2013)
- 16 2. ADVANCE MANAGEMENT, INC (23 May 2013)
- 17 3. GUAM CLEANING MASTERS (23 May 2013)
- 18 4. ABLE INDESTRRIES OF THE PACIFIC (23 May 2013)
- 19 5. UNLIMITED SERVICE GROUP, LLC.(23 May 2013)
- 20 6. MTO, INC (24 May 2013)
- 21 7. JJGLOBAL (24 May 2013)
- 22 8. SERVICE MASTER GUAM, INC (24 May 2013)
- 23 9. PACIFIC WASTE SYSTEM, LLC (refused service on 24 May 2013)

24 **DATED:** this 30th day of May, 2013.

25 
Joshua C. Alvarez

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PROCUREMENT APPEALS

RECEIVED
5/21/13
By: FAX

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

DATE: 5/20/13
TIME: 12:22 AM PM BY: [Signature]
FILE NO OPA-PA: 13-004



FAX

To:	K Cleaning Services c/o: Jeffrey A. Cook, Esq. Cunliffe & Cook	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	472-1824 472-2422	Pages:	3 (including cover page)
CC:	A.B. Won Pat International Airport Authority (GIAA) c/o: Thomas J. Fisher, Esq. Fisher & Associates	Date:	May 21, 2013
Phone: Fax:	472-1131 472-2886	Point of Contact:	Tel: 475-0390 x. 217 Jocelyn Untalan Fax: 472-7951

Re: OPA-PA-13-004 – Scheduling Order

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Jocelyn Untalan - juntalan@guamopa.org

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Janice
JENICE SICAT 05/23/13
05/23/13
05/23/13
FELIPE T. PEREZ 5/24/13
05-24-13
MAY 23 REC'D LEAH ROYITER 190182
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[Signature] 5/24/13

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

5 **IN THE APPEAL OF
K CLEANING SERVICES,**

Docket OPA PA 13-004

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Appellant.

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SCHEDULING ORDER

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Public Auditor Doris Flores Brooks and Hearing Officer Peter C. Perez, Esq., convened a pre-hearing conference in the above named appeal on May 21, 2013, on notice duly given to all parties of record. Present for K Cleaning Services (K Cleaning) was Dubidato SM Conlu, the owner of the company, and Jeffery A. Cook, Esq., of Cunliffe & Cook P.C., counsel for the company; present for Guam International Airport Authority (GIAA) was Thomas J. Fisher, Esq., of Fisher & Associates, counsel for GIAA.

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Upon consideration of the statements of counsel made at the hearing relative to scheduling, the Public Auditor adopts and orders following schedule:

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- a. Counsel for GIAA shall file its supplement to the GIAA procurement record no later than **May 23, 2013;**
 - b. GIAA is ordered to open the K Cleaning's bid and to include that bid together with all other bids that were received and opened;
 - c. In light of the acknowledgment by GIAA's counsel that a second bid is unopened, namely that of AMI, **GIAA is ordered to submit the AMI bid package in its sealed envelope;**
 - d. K Cleaning is ordered to file and serve its opposition to GIAA's motion to dismiss no later than May 24, 2013;
 - e. GIAA may have until **May 31, 2013** to file and serve a reply to K Cleaning's opposition;

- 1 f. The parties shall have until June 14, 2013, to determine if they wish a hearing to be
- 2 conducted in this matter or if they wish to file a stipulation waiving a hearing;
- 3 g. Regardless of whether a hearing is demanded, each of the parties shall submit a trial
- 4 memorandum no later than June 14, 2013.
- 5 h. If either of the parties demands a hearing, each of the parties shall file and serve no later
- 6 than June 28, 2013, a statement of stipulated facts, a witness list and such other materials
- 7 or exhibits that either K Cleaning or GIAA determine to be necessary for the hearing;
- 8 i. If a hearing is demanded, it shall commence at 9:00 a.m., Monday, July 8, 2013, at the
- 9 Public Auditor's hearing room, Room 907, DNA Building, Hagatna, Guam;
- 10 j. It is further ordered that GIAA shall serve a copy of this Scheduling Order upon each
- 11 other person or company who submitted a bid, including AMI, in order that any one of the
- 12 other bidders may seek to participate in this appeal as an interested party; and
- 13 k. It is ordered that GIAA file with the Public Auditor a proof of service of the Scheduling
- 14 Order that it served in accordance with the immediately preceding paragraph.

15 The responsibility to serve a copy of the Scheduling Order on the other bidders is imposed
 16 upon GIAA because it is the entity that is most likely to have the correct names and addresses for
 17 such competing bidders.

18 **IT IS SO ORDERED this 21st day of May, 2013.**

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 20 **PETER C. PEREZ, ESQ.**
 21 **HEARING OFFICER**