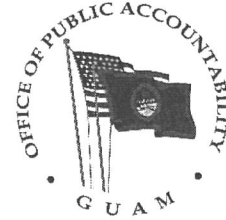


Suite 401 DNA Building  
238 Archbishop Flores St.  
Hagåtña, Guam 96910



# FAX

<b>To:</b>	<b>Shannon Taitano</b> Assistant Attorney General Office of Attorney General	<b>From:</b>	<b>Doris Flores Brooks</b> Guam Public Auditor Office of Public Accountability
<b>Phone:</b> <b>Fax:</b>	(671) 475-3324 (671) 472-2493	<b>Pages:</b>	3 (including cover page)
<b>CC:</b>	<b>Kevin J. Fowler</b> <b>Dooley Roberts &amp; Fowler LLP</b> (Attorneys for Morrigo Equipment, LLC)	<b>Date:</b>	January 28, 2015
<b>Phone:</b> <b>Fax:</b>	(671) 646-1222 (671) 646-1223	<b>Phone:</b> <b>Fax:</b>	475-0390 x. 210 472-7951

**Re:** OPA-PA-14-011 and 14-012 Scheduling Order

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Thank you,  
Yuka Hechanova  
Deputy Public Auditor  
[yhechanova@guamopa.org](mailto:yhechanova@guamopa.org)

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OFFICE OF PUBLIC ACCOUNTABILITY  
Doris Flores Brooks, CPA, CGFM  
Public Auditor  
**BEFORE THE PUBLIC AUDITOR  
PROCUREMENT APPEALS  
TERRITORY OF GUAM**

IN THE APPEALS OF

MORRICO EQUIPMENT, LLC,  
Appellant.

Docket No. OPA-PA-14-011  
Docket No. OPA-PA-14-012

**SCHEDULING ORDER**

On January 28, 2015, this matter came before Public Auditor Doris Flores Brooks and Hearing Officer Delia Lujan Wolff for a Hearing. Attorney Kevin J. Fowler appeared on behalf of Appellant Morrico Equipment, LLC (“Morrico”), along with Morrico representative Allan Morrison. Assistant Attorney General Shannon Taitano appeared on behalf of the General Services Agency (“GSA”), along with GSA Buyer Supervisor Anita Cruz.

Before proceeding to the Hearing, the Public Auditor ordered that the parties brief the following issues: (1) the timeliness and ripeness of Morrico’s appeals, including in their briefs the dates Morrico had notice of the procurement appeal in OPA-PA-14-009 (In the Appeal of Triple J. Enterprises, Inc.) and the Settlement Agreement, including the preparation thereof, filed in that appeal; and (2) the authority of the Public Auditor to set aside settlement agreements which resolve procurement protests or appeals, including those agreements reached pursuant to 5 G.C.A. § 5425, and including agreements which are not signed by an interested party.

The deadline for parties to file their briefs is February 2, 2015. Any responses to the briefs shall be filed by February 5, 2015.

The Hearing on these consolidated appeals is continued to commence at 9:00 a.m., on February 11, 2015, at the Public Auditor’s Hearing Room, Room 907, DNA Building, Hagåtña, Guam. Morrico shall be permitted to present the live testimony of witness Rich Thornburg via

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telephone, provided that a copy of Mr. Thornburg's passport is provided by Morrico to the Office of Public Accountability before February 11, 2015, and Mr. Thornburg is able to confirm his identity at the Hearing by reference to his passport.

It is further ordered that GSA shall serve a copy of this Scheduling Order upon each other person or company who submitted a bid, in order that any of the other bidders may seek to participate in this appeal as an interested party.

It is further ordered that GSA shall file with the Public Auditor proof of service of the Scheduling Order and that it served in accordance with the immediately preceding paragraph. The responsibility to serve a copy of the Scheduling Order on the other bidders is imposed upon GSA because it is the entity that is most likely to have the correct names and addresses for such competing bidders.

SO ORDERED this 28<sup>th</sup> day of January, 2015.

  
\_\_\_\_\_  
**DORIS FLORES BROOKS**  
Public Auditor of Guam

## TRANSACTION REPORT

JAN/28/2015/WED 04:02 PM

## BROADCAST

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
001	JAN/28	04:00PM	4722493	0:00:35	3	MEMORY OK	SG3 2364
002		04:01PM	6461223	0:00:37	3	MEMORY OK	SG3 2364
TOTAL				0:01:12	6		

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<b>CC:</b>	Kevin J. Fowler Dooley Roberts & Fowler LLP (Attorneys for Morrico Equipment, LLC)	<b>Date:</b>	January 28, 2015
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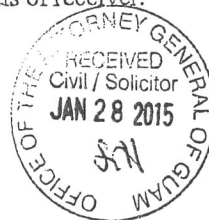
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