



Jerrick Hernandez &lt;jhernandez@guamopa.com&gt;

## E-FILING OPA-PA-25-008 GSA AGENCY REPORT AND GSA AGENCY STATEMENT

**Darlow Graham Botha** <Graham.Botha@gsadoa.guam.gov>

Tue, May 27, 2025 at 4:26 PM

To: Jerrick Hernandez &lt;jhernandez@guamopa.com&gt;, "mjberman@pacificlawyers.law" &lt;mjberman@pacificlawyers.law&gt;

Cc: "Andriana U. Quitugua" &lt;Andriana.u.quitugua@gsadoa.guam.gov&gt;

Dear Mr. Hernandez:

Please find attached for electronic filing with the OPA appellee's filing of the following documents: GSA Agency Report and GSA Agency Statement. If you have any questions, please contact me at the office.

Regards,

**Graham Botha***General Services Agency (GSA)/Department of Administration (DOA)*Tel:(671) 475-1702graham.botha@gsadoa.guam.gov

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### 2 attachments

**OPA - Far East protest GSA Agency Report.pdf**  
79K

**OPA - Far East protest GSA Agency Statement.pdf**  
236K

1 General Services Agency  
2 **D. Graham Botha Esq.**  
3 **GSA Procurement Counsel**  
4 590 S. Marine Corps. Drive  
5 ITC Bldg., Ste. 230  
6 Tamuning, Guam 96913 · USA  
7 Tel: 671-475-1702  
8 Email: [graham.botha@gsadoa.guam.gov](mailto:graham.botha@gsadoa.guam.gov)

9 Attorney for the General Services Agency

10 **IN THE OFFICE OF PUBLIC ACCOUNTABILITY**  
11 **PROCUREMENT APPEAL**

12 IN THE APPEAL OF: ) DOCKET NO. OPA-PA-25-008

13 FAR EAST EQUIPMENT COMPANY,) )  
14 LLC )

15 Appellant. )

16 PURCHASING AGENCY  
17 AGENCY REPORT

18 Comes now, the General Services Agency ("GSA"), by and through its counsel  
19 and files its Agency Report and Statement pursuant to 2 GAR § 12104(3) in response  
20 to the appeal by FAR EAST EQUIPMENT COMPANY, LLC, ("Far East") protesting the  
21 Proposal of Procurement No. GSA/IFB-017-25, ("IFB").

22 **I. PURCHASING AGENCY INFORMATION**

23 **Name:** General Services Agency

24 **Address:** General Services Agency (GSA)  
25 ITC Bldg., Suite 230  
590 S. Marine Corps Dr.  
Tamuning, Guam

26 **Contact:** For this Appeal, please direct correspondence to the General Services  
27 Agency ("GSA"), D. Graham Botha, GSA Procurement Counsel,  
[graham.botha@gsadoa.guam.gov](mailto:graham.botha@gsadoa.guam.gov) and Andriana U. Quitugua, Acting  
28 Chief Procurement Officer, [andriana.u.quitugua@gsadoa.guam.gov](mailto:andriana.u.quitugua@gsadoa.guam.gov),  
29 General Services Agency, 590 S. Marine Corps Dr., Suite 802, ITC Bldg.,  
30 Tamuning, Guam. Tel. No. (671) 475-1702/1705.

1           **II. APPEAL INFORMATION**

2           a. Purchasing Agency: General Services Agency  
3           b. IFB No. GSA/IFB-017-25  
4           c. Date of IFB: January 24, 2025  
5           d. This appeal is made by FAR EAST EQUIPMENT COMPANY, LLC – Decision  
6           on Protest of Method, Solicitation or Award.  
7           e. Name of Competing Bidder(s): Morrico Equipment LLC, International Royal,  
8           Inc..

9           **III. AGENCY REPORT**

10          Pursuant to 2 GAR § 12104(3) GSA's Agency Report is providing the following:

11          (a) A copy of the protest: ***Previously submitted to the Office of the Public  
Auditor (“OPA”) on May 19, 2025, by GSA.***

12          (b) A copy of the bid or offer submitted by the Appellant and a copy of the bid  
13          or offer that is being considered for award or whose bid or offer is being protested, if any  
14          had been submitted prior to the protest: ***Previously submitted to the Office of the  
Public Auditor (“OPA”) on May 19, 2025, by GSA.***

15          (c) A copy of the solicitation, including the specification or portions thereof  
16          relevant to the protest: ***Previously submitted to the Office of the Public Auditor  
 (“OPA”) on May 19, 2025, by GSA.***

17          (d) A copy of the abstract of bids or offers or relevant portions thereof relevant  
18          to the protest: ***Previously submitted to the Office of the Public Auditor (“OPA”) on  
May 19, 2025, by GSA.***

19          (e) Any other documents which are relevant to the protest, including the  
20          contract, if one has been awarded, pertinent amendments, and plans and drawings:

1 **Previously submitted to the Office of the Public Auditor (“OPA”) on May 19, 2025,**  
2 **by GSA.**

3 (f) The decision from which the Appeal is taken, if different than the decision  
4 submitted by Appellant: **Previously submitted to the Office of the Public Auditor**  
5 **(“OPA”) on May 19, 2025, by GSA.**

6 (g) A statement answering the allegation of the Appeal and setting forth  
7 findings, actions, and recommendations in the matter together with any additional  
8 evidence or information deemed necessary in determining the validity of the Appeal.

9 The statement shall be fully responsive to the allegations of the Appeal: **Please see**  
10 **attached.**

11 (h) If the award was made after receipt of the protest, the report will include the  
12 determination required under 2 G.A.R. §9101(e): **N/A.**

13 (i) A statement in substantially the same format as Appendix B to this Chapter,  
14 indicating whether the matter is the subject of a court proceeding: **Submitted to the**  
15 **Office of the Public Auditor (“OPA”) on May 14, 2025.**

16 Dated this 27<sup>th</sup> day of May, 2025.

17 By:

18   
19 **GENERAL SERVICES AGENCY**  
20 **D. GRAHAM BOTHA**  
21 GSA Procurement Counsel