



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

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**SSHS (Project No. 730-5-1059-L-YIG Transmittal of Determination that Award of Contract without Delay is Necessary to Protec Substantial Interest of Guam**

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Linda Ibanez &lt;linda.ibanez@dpw.guam.gov&gt;

Fri, Feb 6, 2026 at 5:01 PM

To: Benjamin Cruz <bjcruz@guamopa.com>, Jerrick Hernandez <jhernandez@guamopa.com>, Vince Arriola <vince.arriola@dpw.guam.gov>, Douglas Moylan <dbmoylan@oagguam.org>, "plalor@oagguam.org" <plalor@oagguam.org>

Hafa Adai Honorable Benjamin J.F. Cruz,

Please find the enclosed written determination pursuant to 5 GCA § 5425(g)(1) regarding the Simon Sanchez High School Finance, Demolition, Design, Build, Lease/Leaseback, and Insurance/Capital Maintenance (FDDBLM) Project No. 730-5-1059-L-YIG.

Kindly acknowledge receipt of this email.

Thank you,

Linda Ibanez  
Deputy Director of DPW

**Simon Sanchez High School (FDDBLM) OPA.pdf**

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The Honorable  
**LOURDES A. LEON GUERRERO**  
*Maga' Håga - Governor*

The Honorable  
**JOSHUA F. TENORIO**  
*Sigundo Maga' Låhi - Lieutenant Governor*



**VINCENT P. ARRIOLA**  
*Director*  
**LINDA J. IBANEZ**  
*Deputy Director*  
**ERNEST G. CANDOLETA, JR.**  
*Deputy Director*

February 5, 2026

**The Hon. Benjamin J.F. Cruz,**  
Public Auditor of Guam  
Office of Public Accountability  
Suite 401 Pacific News Building,  
238 Archbishop Flores St.,  
Hagåtña, Guam 96910

Re: **Simon Sanchez High School Finance, Demolition, Design, Build, Lease/Leaseback & Insurance/Capital Maintenance (FDDBLM) – Project No. 730-5-1059-L-YIG**  
Transmittal of Determination that Award of Contract Without Delay is Necessary to Protect Substantial Interest of Guam

Dear Public Auditor Cruz:

Pursuant to 5 GCA § 5425(g) and 2 GAR Div. 4 Ch. 12 § 12115, I am writing to transmit the enclosed determination that award of the contract for the Simon Sanchez High School Finance, Demolition, Design, Build, Lease/Leaseback & Insurance/Capital Maintenance (FDDBLM), Project No. 730-5-1059-L-YIG, without delay is necessary to protect the substantial interests of Guam. The determination has additionally been signed by both using agency Guam Department of Education Superintendent Judith Won Pat and Attorney General Douglas B. Moylan, indicating their concurrence as provided by law.

This determination is submitted for your confirmation as provided by law in the event a protest or appeal regarding this project is deemed pending, and is transmitted without waiving, conceding, or prejudicing any jurisdictional, procedural, or substantive rights of DPW in any forum. DPW is also providing notice of this determination to the parties involved.

DPW has issued this determination based on its assessment of the substantial public interests implicated by continued delay, including impacts on students, public safety, fiscal stability, and the timely delivery of essential public infrastructure.

Please advise if your office requires any additional information to consider this determination consistent with applicable law.

Thank you for your attention to this matter.

Respectfully,

**VINCENT P. ARRIOLA,**  
Director  
Department of Public Works



*The Honorable*  
**LOURDES A. LEON GUERRERO**  
*Maga' Håga · Governor*

*The Honorable*  
**JOSHUA F. TENORIO**  
*Sigundo Maga' Låhi · Lieutenant Governor*



**VINCENT P. ARRIOLA**  
*Director*  
**LINDA J. IBANEZ**  
*Deputy Director*  
**ERNEST G. CANDOLETA, JR.**  
*Deputy Director*

February 6, 2026

**TO: PROCUREMENT FILE**

**FR: DPW DIRECTOR**

**SUBJECT: Written Determination Pursuant to 5 GCA § 5425(g)(1)  
Simon Sanchez High School Finance, Demolition, Design, Build,  
Lease/Leaseback & Insurance/Capital Maintenance (FDDBLM)  
Project No. 730-5-1059-L-YIG**

## **I. AUTHORITY**

Pursuant to the authority vested in the Chief Procurement Officer under 5 GCA Chapter 5, and specifically pursuant to 5 GCA § 5425(g)(1), the undersigned issues this Determination that award of the contract for the Simon Sanchez High School FDDBLM Project without delay is necessary to protect substantial interests of Guam.

## **II. PROJECT CONTEXT**

The Simon Sanchez High School FDDBLM Project is a legislatively authorized public school redevelopment project procured under a single, integrated FDDBLM Request for Proposals issued pursuant to the *Ma Kåhat* Act. The procurement encompasses financing, demolition, design, construction, lease/leaseback, insurance and capital maintenance.

The project is intended to replace aging and inadequate facilities and to restore normal instructional operations for students currently displaced due to the delayed delivery of the Simon Sanchez High School campus.

DPW and the Government of Guam completed the evaluation process in accordance with the RFP and applicable Guam law and issued a Notice of Award to the most qualified offeror, Core Tech International, Inc.

On November 19, 2025, General Pacific Services, Inc. (“GPS”), filed a protest alleging failure to maintain a complete procurement record.

On December 12, 2025, GPS filed an additional protest, alleging an improper standalone procurement for demolition, and alleged non-responsiveness of CTI.

As of the date of this Determination, the protests remain unresolved.

### **III. FINDINGS OF URGENCY AND PUBLIC INTEREST**

Based on the administrative record and the undersigned's authority as Chief Procurement Officer for construction, DPW makes the following findings:

#### **1. Ongoing Educational Disruption**

Students, faculty, and staff of Simon Sanchez High School and John F. Kennedy High School continue to hold double sessions, abnormal instructional hours, and non-standard classroom arrangements due to delays in project delivery.

#### **2. Prolonged Temporary Conditions**

Temporary arrangements have persisted for several years. These conditions have resulted in sustained disruption to instructional time and increased strain on students, educators, administrators, and families.

#### **3. Material Educational Harm**

Continued delay directly affects the quality, consistency, and effectiveness of educational instruction. Loss of instructional time and irregular schedules materially impair the educational mission of both schools.

#### **4. Safety and Facility Concerns**

Prolonged reliance on temporary or shared facilities raises ongoing concerns regarding facility adequacy and student welfare.

#### **5. Rising Costs and Fiscal Impact**

Construction costs in Guam continue to increase. Further delay increases the risk of cost escalation and places avoidable pressure on public resources.

#### **6. Legislative Intent**

The *Ma Kāhat* Act was enacted to facilitate timely delivery of major public infrastructure projects. Continued delay frustrates this legislative purpose.

#### **7. Public Interest Balance**

Proceeding with project execution serves the public interest. It supports restoration of normal educational operations, mitigates further educational harm, and reduces foreseeable cost escalation. It also preserves all statutory appeal rights.

#### IV. DETERMINATION

Based on the foregoing findings, and pursuant to the authority cited above, the undersigned determines that award and continuation of contract execution for the Simon Sanchez High School FDDBLM Project without delay is necessary to protect the substantial interests of Guam.

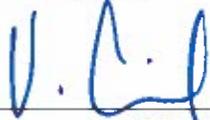
Accordingly:

- The Department of Public Works may proceed with issuance of a Notice to Proceed and execution of authorized project activities.
- This Determination shall be entered into the procurement record.
- This Determination does not waive any procurement requirements.
- This Determination does not limit or impair any protest or appeal rights available under applicable law.

#### V. EFFECTIVE DATE

This Determination is effective immediately upon issuance. It shall remain part of the administrative record.

Issued this 6<sup>th</sup> day of February, 2026.

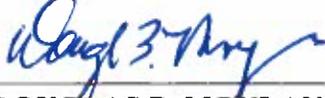


**VINCENT P. ARRIOLA**

Director

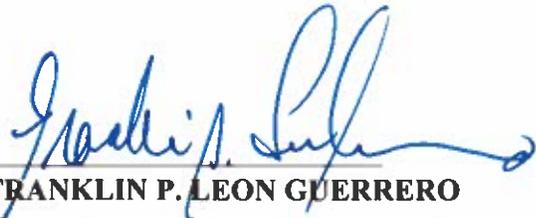
Department of Public Works

Concurrence:



**DOUGLAS B. MOYLAN**

Attorney General of Guam



**FRANKLIN P. LEON GUERRERO**

Deputy Superintendent of Finance and Services (DFAS)

Guam Department of Education

6 Feb 26

*Cc: Attorney General of Guam, Governor's Legal Counsel, Guam Economic Development Authority Administrator, Guam Department of Education Superintendent, Simon Sanchez High School Principal, Core Tech International, Inc., General Pacific Services, Inc.*

*Xx: SSHS FDDBLM Procurement File*