



Judiciary of Guam

Administrative Office of the Courts
Guam Judicial Center • 120 West O'Brien Dr • Hagåtña, Gu. 96910
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DANIELLE T. ROSETE, ESQ.
ADMINISTRATOR OF THE COURTS

HON. ROBERT J. TORRES
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA, III
PRESIDING JUDGE

May 30, 2024

MEMORANDUM:

To: All Prospective Offerors

From: Administrator of the Courts

Subject: **Amendment No. 4**
Re: RFP 24-01; Electronic Monitoring Services

Below are responses to questions submitted to my office:

1. Regarding pages 22, 26, 28, and 30, you are asking for notarized documents for attachments A through D, and in the upper left-hand corner you have a space for vendors to fill in that has a space for "City of" and then Islands of Guam. Do we need to have documents notarized in Guam or can they be notarized in the US and just amend the information to the form?

Response:

The attachments can be notarized in the U.S. and amended as suggested by the Notary Public. Notarial acts may be performed outside of Guam for use in Guam so long as the Notary Public is authorized to perform notarial acts in the place which the act is performed. See 21 GCA 35101.

2. Regarding page Exhibit B – page 12. 2. General Requirements for Scope of Services – Item j. Could you provide us with what potential tools/data the Judiciary could be integrating into the web-based user interface?

Response: No specific tools/data were identified, but the Judiciary would like to keep this possibility open.

3. Regarding Exhibit B – page 13, 3. Electronic Monitoring Equipment Minimum Specifications – As the incumbent, we are providing one-piece GPS ankle-worn devices that are actively tracking utilizing GPS. Under the paragraph that "lists the minimum equipment", third bullet point, "Field Monitoring Units, or so called "Drive-By" Units", the Judiciary is requesting devices that are typically used with



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RF Home Curfew solutions. The Judiciary is also requiring proposers to price out RF Frequency Monitoring on page 22 in Exhibit C. We are confirming that you would like both types of solutions proposed even though the RF Home Curfew solution is currently not in use?

Response:

Yes

- Regarding Exhibit B. Page 13 – 3. Electronic Monitoring Equipment Minimum Specifications – In the “list of minimum equipment” – Portable laptop computer with the ability to track defendants, for use by the Judiciary’s Probation Department. Do you want respondents to include a laptop to the Judiciary and include it in the daily rate or separate?

Response:

Separate line item.

- Regarding Exhibit B. page 14. Bullet point 20. Is the proposer financially responsible for all lost, stolen, or destroyed/damaged equipment?

Response:

Already in Scope of Services.

- Regarding Exhibit B. Page 14. Orientation and Equipment Installation/Maintenance. As the incumbent, we started this program with these services, but eventually, the installation technicians were not needed due to the ease of enrollment, installation, and removal. This RFP requires these services again. Exhibit C – Pricing Sheet does not provide an option for Judiciary enrollment, installation, and removal. Would you like an option for the Judiciary to provide enrollment, installation, and removal services?

Response:

If the vendor is a new provider and the equipment and its technology are new, then training and support would need to be provided to the EM



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probation officers and administrative staff. Once the EM staff are trained, then the enrollment, installation and removal can be conducted by them. This enables them to operate independently, 24/7, since the cases are fluid.

7. Regarding Exhibit B, page 14, Bullet point 2 and 6. The Judiciary is requiring that the provider be able to provide devices capable of communicating utilizing landline services. Buddi is the incumbent of this contract and provides the most innovative equipment on the market. New equipment in the industry is unable to be manufactured using RJ42 connections that allow for landline connections. Would the Judiciary consider removing requirement detailing the need for a device capable of communicating utilizing a landline phone line?

Response:

The bullet points referenced are a list of minimum specifications, if you are aware of another innovative equipment that could serve the same or similar function identified, please include it in your submission.

8. Regarding Exhibit B. Page 14. Bullet point 4. "Modem to Defendant ratio of 1 to 100". Could the Judiciary please expound on this requirement and please explain this ratio? Does this relate to our ability to receive calls from our devices at our data center?

Response:

This refers to the vendor's ability to monitor up to 100 participants.

9. Regarding Exhibit B. Page 14. Bullet point 15. "No automatic reset of equipment. Offeror must demonstrate that equipment has documented successful use performance". Could the Judiciary please elaborate as to what they would like from the offeror in this case? Parts of this requirement sounds like they'd like references related to the equipment being proposed. This should be accounted for in the references attachment. If there are additional requirements surrounding the automatic reset of equipment, the offeror would appreciate a better understanding of this requirement.



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13. Regarding item G page 8. The references from is indicated at Attachment F. However, Attachment F is signatory page of Exhibit A. Please clarify Attachment(s) F and G.

Response:

Page 8 item G is changed from Attachment F to Attachment G: References Form.

14. After reading your documentation it is not clear when the Services should start after the award:

“TIME FOR COMPLETION: It is hereby understood and mutually agreed by and between the contractor and the Judiciary of Guam that the time for delivery to final destination or the timely performance of certain services is an essential condition of this contract. If the contractor refuses or fails to perform any of the provisions of this contract within the time specified in the Purchase Order (from date Purchase Order is acknowledged by vendor), then the contractor is in default.

Can you please elaborate on this? After the award it takes time to build the infrastructure of the solution and services you require. What is the timeline? Where is it stated in the documentation?

Response:

After a contract is awarded, the new solution and services should be completed, ready for use, by December 20, 2024.

15. You mention 100 UOL for the initial contract, nothing else about the future (that I found). We are allowed to offer options.

Response:

This refers to the vendor’s ability to monitor up to 100 participants and this is the current maximum number for our EM program.



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16. There are two options for Home Curfew:

- a. Option with GNSS tracking of the offender when he is out of Home since You want home curfew and zones+vicims approachment.
 - b. Option based on RF technology only for pure 24x7.
- Are you willing to get both options or just one? If you want both options, how many out of 100 will be option (a) and I assume the rest will be option (b). We need to finalize these so we can know what to answer.

Response:

We would like to have both technologies available. The Judiciary cannot provide the number of participants in each option.

17. Please advise what do you mean by: Modem to Defendant ratio of 1 to 100 (page 14).

Response: Probation

This is in reference to the vendor's ability to monitor up to 100 participants. See response to No. 8.

18. Can the Judiciary provide historical data for the last two (2) years of the program please? This would include:

Response:

The response below is based on the information available as of May 2, 2024, the Judiciary reserves the right to amend the information upon discovering additional information.

- The number of new installations. **2022 – 55; 2023 – 76; and 2024 – 54.**
- The number of de-installs. **2022 - 44; 2023 – 33; and 2024 – 29**
- The length of time people are on an electronic monitoring condition. The average length would be fine. **Approximately two (2) years.**
- Any information relating to breach. **Received several incidents of cut-strap violations and exclusion/inclusion zone violations**



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- Any information relating to calls to and from Defendants. **EM officers have frequent communication with participants.**
- Any information relating to visits to Defendants. **EM officers routinely conduct field visits on participants in the program.**

19. Can the Judiciary confirm that there is a requirement to employ staff locally to install and deinstall devices as well as visit Defendants, if required?

Response:

No non-JOG staff needed. These duties will be conducted exclusively by the probation officers.

20. If the answer to question above (19) is yes, can the Judiciary confirm that these staff work exclusively on this program and will be available to continue employment with a new provider at the transfer of services?

Response:

N/A.

21. Can the Judiciary confirm if the current vendor has an office for dedicated staff or does the Judiciary provide office space for Vendor staff?

Response:

The current vendor does not have an office space for its staff. During the initial implementation of the contract and vendor presence on island, vendor provided its own office outside of the Judiciary.

22. Can the Judiciary provide a breakdown of the volume of each device currently deployed on Defendants i.e. how many on GPS, how many on RF, and how many on any other device type ("cellular" – please expand what type of device this is)?

Response:

The participants all have the capability of RF, cellular (GSM) and GPS tracking. All participants are monitored using cellular service and GPS. For



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participants with unreliable service, a beacon is provided for the home and RF provides the monitoring. There are currently 30 participants with beacons in their homes.

23. Will the Judiciary kindly provide a copy of the current agreement for the electronic monitoring services or is this publicly available on the procurement site? If not publicly available may Vendors submit a Freedom of Information Act (FOIA) request for a copy of the Agreement?

Response:

The agreement is not published; however, it is a public document and therefore subject to disclosure under the FOIA/Sunshine Act.

24. Will the Judiciary inform the vendor community of how many devices (and of which type) were lost/stolen/damaged over the prior 12 months? What was the amount the Judiciary paid the incumbent Vendor for these lost/stolen/damaged devices?

Response:

From October 2023 to present, the Judiciary returned or is in the process of returning about sixty (60) On Body Chargers (OBC) and thirty (30) ankle monitors.

Please be reminded that this Amendment shall be acknowledged in your proposal. Failure to acknowledge this Amendment No. 4 shall result in disqualification from this RFP.

Should you have any questions please contact the Procurement office at **(671) 300-7994/475-3212/3175** or email at mantonio@guamcourts.gov and kperez@guamcourts.gov.

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DANIELLE T. ROSETE

cc: RFP File