

**PHILIPPINE GUARANTEE CORPORATION
BIDS AND AWARDS COMMITTEE**

R E S O L U T I O N N O. 2021-213

WHEREAS, pursuant to BAC Resolution 2021-158, the Head of the Procuring Entity approved the award of contract to **RighConn Enterprises** for the procurement of twenty-three (23) units of one (1) terabyte external hard drives in the amount of **Pesos: One Hundred Forty-Nine Thousand Forty (Php149,040.00)**, inclusive of applicable taxes;

WHEREAS, on November 4, 2021, Ms Desiree Dela Cruz, representative of RighConn, informed the end-user that they cannot deliver the 23 EHDs based on the required technical specifications due to the limited supply of Solid State Drives (SSDs) and the recent surge in the price of SSDs in the market;

WHEREAS, on November 26, 2021, the PSGG, submitted to the BAC the unsigned Purchase Order (PO) by the winning bidder – RighConn Enterprises;

WHEREAS, Section 40.3 of the 2016 revised Implementing Rules and Regulations of the Republic Act No. 9184 provides that:

"In the case of failure, refusal or inability of the bidder with the SCRB or SRRB to submit the documents required under Section 37.1 of this IRR or to enter into contract and post the required Performance Security, as provided in this Section, the BAC shall disqualify the said bidder, and shall declare the bidding a failure and conduct a re-bidding with re-advertisement and/or posting, as provided for in Sections 21 and 25 of this IRR. XXX"

NOW THEREFORE, in consideration of the foregoing circumstances, the Bids and Awards Committee resolved to the following:

- a. Disqualify **RighConn Enterprises** for the procurement of twenty-three (23) units of one (1) terabyte external hard drives with an Approved Budget for the Contract (ABC) of **Pesos: Two Hundred Thirty Thousand (Php230,000.00)**, inclusive of applicable taxes; and
- b. Declare a failure of bidding for the procurement of twenty-three (23) units of one (1) terabyte external hard drives with an Approved Budget for the Contract (ABC) of **Pesos: Two Hundred Thirty Thousand (Php230,000.00)**, inclusive of applicable taxes.

Makati City, 01 December 2021.

BIDS AND AWARDS COMMITTEE


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Chairperson


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Vice Chairperson


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Provisional Member (End-user-Luzon)