



**BAC Resolution Declaring Failure of Negotiation  
RESOLUTION NO. 201568**

WHEREAS, the Duty Free Philippines Corporation (DFPC) – Bids and Awards Committee (BAC) posted for the fourth (4th) time the Request for Submission of Proposal for the **Supply and Delivery of Store Fixtures at DFPC Clark (Arrival and Pre-Departure) (FMD1432)** ("subject procurement") in the PHILGEPS, DFPC Website, and bulletin boards continuously for seven (7) days from May 21 - 28, 2015;

WHEREAS, invitation was sent to suppliers of known qualifications namely: D Eight Cube Architect & Engineers (D Eight), Milouch Enterprises (Milouch) and Mcleod International Trading, Inc. (Mcleod) on 21 May 2015;

WHEREAS, on 03 June 2015, out of the three (3) above-stated contractors, only D Eight attended and submitted its proposal but was declared failed due to non-submission of the Net Financial Contracting Capacity (NFCC) as required in the bidding documents;

WHEREAS, on 08 June 2015, D Eight submitted its' Motion for Reconsideration (MR) but was subsequently denied by the BAC;

WHEREAS, pursuant to Section 35.1(b) of the Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184), the Bids and Awards Committee shall declare a failure of bidding when "All prospective bidders are declared ineligible."

NOW, THEREFORE, We, the members of the Bids and Awards Committee hereby RESOLVE, as it is hereby RESOLVED to recommend a FAILURE OF NEGOTIATION for the project **Supply and Delivery of Store Fixtures at DFPC Clark (Arrival and Pre-Departure) (FMD1432)**.

RESOLVED, at Parañaque City, this 30th day of JUNE 2015. 1/50

**MA. LOURDES D. VELARDE**  
BAC Chairperson

**JOEL R. PEREZ**  
BAC Vice-Chairman

**MARIA GILDA R. SAN JUAN**  
BAC Member

**FERDINAND M. COMPUUESTO**  
BAC Member

**ELEONOR A. MACARAIG**  
BAC Member

Approved by:  
  
**LORENZO C. FORMOSO**  
Chief Operating Officer