



Republic of the Philippines  
**Department of Education**  
REGION XI  
**SCHOOLS DIVISION OF DIGOS CITY**

**Bids and Awards Committee**

**NOTICE OF AWARD**

**16 DEC 2022**

**APRILLE JOY DUQUE**

Proprietor  
Millennial Tech Computer and Office Supplies  
Door 1 Bengel Bldg., 770-A Veloso St., Barrio Obrero  
Davao City

Dear Ms. Duque:

In accordance with the Bids and Awards Committee (BAC) Resolution to Award No. 238, s. 2022, as approved by the Head of the Procuring Entity (HOPE), we are pleased to confirm your award for **“Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV) at Digos City, with the contract price of One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00).**

Kindly affix your signature on the space provided below to indicate your formal acceptance of this award.

For purposes of entering into contract with DepED, Division of Digos City, you are advised to submit within ten (10) days from receipt hereof the following:

- a. Performance Security in the form of Cash or Cashier’s/Manager’s Check or Bank Guarantee issued by the Universal Commercial Bank (10% of the Contract Price), or Surety Bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security (30% of the Contract Price);
- b. Contract signed by you and your instrumental witness
- c. Warranty Certificate

Failure to comply with the foregoing requirements within the prescribed time will be ground for cancellation of your Award.

Very truly yours,

**CRISTY C. EPE**  
Office of the Schools Division Superintendent  
Head of Procuring Entity

Awards Accepted by:

**APRILLE JOY DUQUE**  
Proprietor

(Contractor’s Signature over Printed Name)

Date: 12/19/2022



# CONTRACT

This AGREEMENT, made this 19 DEC 2022, 2022 at Digos City, Province of Davao del Sur by and between:

**DEPARTMENT OF EDUCATION – SCHOOLS DIVISION OF DIGOS CITY** represented by **Cristy C. Epe**, Schools Division Superintendent, with office address at Roxas corner Lopez Jaena Streets, Barangay Zone II, Digos City, Davao del Sur, hereinafter called **“the Entity”**

and

**MILLENIAL TECH COMPUTER AND OFFICE SUPPLIES**, represented by **Aprille Joy Duque**, Proprietor with business address located at Door 1 Bengel Bldg., 770-A Veloso St., Barrio Obrero, Davao City, Philippines hereinafter called **“the Supplier”**;

**WHEREAS**, the Entity invited Bids for certain goods and ancillary services, particularly **Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV)** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00)** hereinafter called **“the Contract Price”**.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, viz.:
  - i. Philippine Bidding Documents (PBDs);
    - i. Schedule of Requirements;
    - ii. Technical Specifications;
    - iii. General and Special Conditions of Contract; and
    - iv. Supplemental or Bid Bulletins, if any
  - ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;  
  
Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
  - iii. Performance Security;
  - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and



- v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum of **One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00)** or such other sums as may be ascertained, **MILLENIAL TECH COMPUTER AND OFFICE SUPPLIES** agrees to **deliver SMART TVs as Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan** in accordance with its Bid.
- 3.1. The price specified above is inclusive of all other charges including payment for taxes, duties, levies and charges assessed on it in connection with this Contract.
4. The **Department of Education – Schools Division of Digos City** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.
5. Delivery
- 5.1. The Supplier hereby covenants to deliver said **SMART TVs as Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan** at the place of business/office address of the Entity with the duration of **20 days**. Cost of delivery is deemed included in the price specified above;
- 5.2. Delivery shall be made not earlier than 8:00 in the morning and not later than 5:00 in the afternoon and there shall be no delivery on Saturdays and Sundays and National and Academic Holidays.
- 5.3. In case of failure to deliver the said goods within the stipulated period, the Supplier shall be liable to the Entity for Liquidated Damages equivalent to at least one tenth (1/10) of one percent (1%) of the value of the unperformed portion of the contract every day of delay or breach of the delivery schedule by the Supplier. The Supplier however, may request that the period be extended on valid and reasonable grounds, subject to the Entity's approval. If so, the Supplier shall give a written notice at least one (1) week ahead of the schedule.
6. Inspection and Acceptance
- 6.1. The Entity or its representative shall have the right to inspect and/or test the goods at the delivery address and the Supplier shall facilitate such inspection and provide required assistance;





6.2. The Entity shall have fifteen (15) days after proper receipt of the goods purchased to inspect them and either accept or reject them as non-conforming with this Contract. All rejected goods will be returned to the Supplier at the latter's expense. The Entity's right to reject the Goods shall not be limited or waived by the Goods having been previously inspected or tested by the Entity prior to delivery;

6.3 The Supplier agrees that the Entity's payment under this Contract shall not be deemed acceptance of any Goods delivered hereunder.

6.4. The Supplier agrees that any acceptance by the Entity does not release the Supplier from any warranty or other obligation under this Contract;

6.5. Title to the Goods shall pass to the Buyer when they are delivered and accepted by the Entity. Risk of loss, injury, or destruction of the Goods shall be borne by the Supplier until title passes to the Entity.

IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.



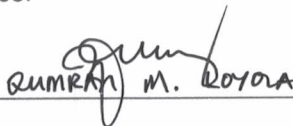
**CRISTY C. EPE**

Schools Division Superintendent

for:

Department of Education – Schools Division of  
Digos City

Witness:

  
\_\_\_\_\_

Allotment Available:



**NEPTUNE L. TAMBILAWAN**  
Budget Officer III




**APRILLE JOY DUQUE**

Proprietor

for:

**MILLENIAL TECH COMPUTER AND  
OFFICE SUPPLIES**

Witness:

  
\_\_\_\_\_  
**NORELIZA A. MISAL, CPA**  
Accountant III

**Acknowledgment**

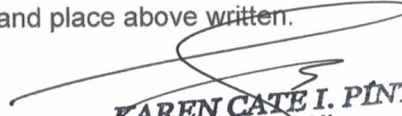
Republic of the Philippines...)  
\_\_\_\_\_) S.S  
X.....X

BEFORE ME appeared this \_\_\_\_day of 19 DEC 2022, 2022 in \_\_\_\_\_, Philippines personally appeared the parties to this instrument through Competent Evidence of Identity indicated above as defined by the 2004 Rules on Notarial Practice, known to me to be the same persons who voluntarily executed and signed for the purpose stated in the foregoing instrument and acknowledged to me that the same is their free and voluntary act and deed, and if the parties herein act in a representative capacity, they have the authority to sign in that capacity.

This instrument, refers to a Contract Agreement for the delivery of **SMART TVs as Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan** consisting of **four (4) pages** including the page on which this acknowledgement is written, has been signed on the left margin of each and every page thereof by the parties and their witnesses, and sealed with my notarial seal.

WITNESS MY SEAL, the day, year and place above written.

Doc No. 02  
Page No. 02  
Book No. XL  
Series of 2022

  
**KAREN CATE I. PINTO**  
Notary Public  
Until December 31, 2023  
Roll of Attorney's No. 70440  
Notarial Commission No. 2022-144-2023  
PTR OR. No. 6385264-12/27/2021-Davao City  
IBP OR. No. 190594-1/03/2022-Davao City  
MCLE Compliance No. VII-0019140-05/26/2022  
Davao City  
Tel. No.: (082) 296-4114





Republic of the Philippines  
**Department of Education**  
REGION XI  
**SCHOOLS DIVISION OF DIGOS CITY**

**Bids and Awards Committee**

**NOTICE TO PROCEED**

**20 DEC 2022**

**APRILLE JOY DUQUE**

Proprietor  
Millennial Tech Computer and Office Supplies  
Door 1 Bengel Bldg., 770-A Veloso St., Barrio Obrero  
Davao City

Dear Ms. Duque:

The undersigned wishes to inform you that the Contract Agreement for "**Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV)**", with the contract price of **One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00)**.

You are now hereby notified to commence the delivery within seven (7) calendar days from the issuance of this notice and shall complete the delivery in accordance with the terms and conditions as reflected in the Agreement.

Please acknowledge receipt and acceptance of this notice by signing in the space provided below. Kindly return the original copies to the BAC Secretariat of this Division.

Very truly yours,

**CRISTY C. EPE**  
Office of the Schools Division Superintendent  
Head of Procuring Entity

Receipt of NTP is hereby acknowledged:

By:

(Contractor's Signature over Printed Name)

Date: 12/21/2022







Republic of the Philippines  
**Department of Education**  
REGION XI  
**SCHOOLS DIVISION OF DIGOS CITY**

**Bids and Awards Committee**

**RESOLUTION NO. 238, s. 2022**

**A RESOLUTION DECLARING LOWEST CALCULATED AND RESPONSIVE BID AND RECOMMENDING TO THE SCHOOLS DIVISION SUPERINTENDENT THE APPROVAL TO AWARD THE CONTRACT FOR PROJECT NO. 22-08-091: PROCUREMENT OF LEARNING RESOURCES MATERIALS AND EQUIPMENT FOR THE IMPLEMENTATION OF BASIC EDUCATION LEARNING CONTINUITY PLAN (LOT 1: PROCUREMENT OF SMART TV)**

**WHEREAS**, Republic Act No. 9184 provides for the modernization, standardization and regulation of the procurement activities of the Government;

**WHEREAS**, for “*Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV)*”, Digos City Division, with the ABC of *One Million Four Hundred Ninety-Nine Thousand Five Hundred Pesos (Php 1,499,500.00)* through the Bids and Awards Committee (BAC), proceeded with Procurement observing the procurement procedures as provided for in R.A. 9184;

**WHEREAS**, on September 6, 2022, the Opening of Bids for Project No.22-091 Lot 1, which was participated by NR Eustaquio Enterprises, Inc.; and Millenial Tech Computer and Office Supplies, was done;

**WHEREAS**, the first envelop opened was from NR Eustaquio Enterprises, Inc. was declared complying with the Eligibility and Technical Requirements based on the documents submitted and quoted the amount of One Million Thirty-Six Thousand Four Hundred Pesos (Php 1,036,400.00);

**WHEREAS**, the second envelop opened was from Millenial Tech Computer and Office Supplies was declared complying with the Eligibility and Technical Requirements based on the documents submitted and quoted the amount of One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00);

**WHEREAS**, on September 21,2022, the Technical Working Group (TWG) conducted and submitted Detailed Bid Evaluation and Post Qualification and after their thorough evaluation of the submitted bid documents of NR Eustaquio Enterprises, Inc.: the price quotation did not exceed the approved budget of the contract, however, based on the testing result of the submitted sample SMART TV, it does not have the Dolby Audio, Auto Volume Control Integrated Speaker Box which is a required technical specification specified in the bidding documents. Thereby, NR Eustaquio Enterprises, Inc. is post-disqualified;

**WHEREAS**, on November 28, 2022, the Technical Working Group (TWG) conducted and submitted Detailed Bid Evaluation and after their thorough evaluation of the submitted bid documents, Millenial Tech Computer and Office Supplies was considered as the lowest calculated bidder as read the offering amount of One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00);

**WHEREAS**, the Technical Working Group (TWG) conducted Post Qualification and after their thorough evaluation on the documents and the sample SMART TV submitted, Millenial Tech Computer and Office Supplies was declared responsive;

**WHEREAS**, during the BAC meeting held on December 1, 2022, taking into consideration the report of the Technical Working Group, and on motion of BAC Member Mrs. Jessica G. Lucero, which was seconded by BAC Member Mr. Tito M. Endrina, **MILLENIAL TECH COMPUTER AND**





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**OFFICE SUPPLIES** was declared as the Lowest Calculated Responsive Bidder as read for “*Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV)*”;

**NOW, THEREFORE, WE**, the Members of the Bids and Awards Committee, hereby **RESOLVE**, as it is hereby **RESOLVED**,

- a.) To declare **MILLENIAL TECH COMPUTER AND OFFICE SUPPLIES** as a bidder with the Lowest Calculated and Responsive Bid for “*Project No. 22-08-091: Procurement of Learning Resources Materials and Equipment for the Implementation of Basic Education Learning Continuity Plan (Lot 1: Procurement of SMART TV)*” in the amount of *One Million Three Hundred Fifty Thousand Pesos (Php 1,350,000.00)*; and
- b.) To recommend the **award of the contract** by the Schools Division Superintendent of DepEd – Schools Division of Digos City.

RESOLVED at DepEd Digos City Division, Corner Roxas and Lopez Jaena Sts., Digos City, this 1<sup>st</sup> day of December 2022.

We hereby certify to the correctness of the above Resolution.

  
**TITO M. ENDRINA**  
Provisional Member

**IDA I. JUEZAN on Leave**  
Member

  
**CLARENCE S. PILLERIN**  
Member

  
**JESSICA G. LUCERO**  
Member

  
**CHERRY ROSSETTE E. OLIVA**  
Vice-Chairperson

  
**BASILIO P. MANA-AY, JR. EdD**  
Chairperson

**APPROVED:**

  
**CRISTY C. EPE**  
Schools Division Superintendent

