



Republic of the Philippines
Supreme Court
Manila

**BIDS AND AWARDS COMMITTEE
FOR GOODS AND SERVICES (SC-BAC-GS)**

Resolution No. 2022-06

**RE: AWARD OF THE CONTRACT FOR THE
PROCUREMENT OF COMPREHENSIVE
MAINTENANCE SERVICES FOR THE
JUDICIARY DATA CENTER (JDC) AND
DISASTER RECOVERY SITE (DRS) OF THE
SUPREME COURT INCLUDING REPLACEMENT
OF ITS KEY COMPONENTS**

WHEREAS, the SC-BAC-GS received the 1st Indorsement dated September 16, 2021 from the Procurement Planning Committee relative to the *Procurement of Comprehensive Maintenance Services for the Judiciary Data Center (JDC) and Disaster Recovery Site (DRS) of the Supreme Court Including Replacement of its Key Components* with an Approved Budget for the Contract (ABC) in the amount of Forty One Million Nine Hundred Twenty Three Thousand Nine Hundred Twenty Five Pesos & 05/100 (₱41,923,925.05), inclusive of taxes;

WHEREAS, on the basis of the said authority, after the conduct of the Pre-Procurement Conference on October 5, 2021, and the finalization of the bidding documents, the SC-BAC-GS caused the posting of the Invitation to Bid on November 8, 2021 in the Philippine Government Electronic Procurement Service (PHILGEPS), the Supreme Court website and the bulletin boards within the Supreme Court premises;

WHEREAS, five (5) prospective bidders attended the Pre-Bid Conference on November 16, 2021, namely:

Infinitecare Technology Solutions, Inc.
BEE INFO TECH PH
eBiZolution Inc.
COMFAC Corporation
INFOBAHN Communications, Inc.

WHEREAS, only Infinitecare Technology Solutions, Inc. (ITSI) purchased the bidding documents and paid the non-refundable fee of Twenty-Two Thousand Pesos (₱22,000.00) to cover the cost for the preparation of the bidding documents;



WHEREAS, ITSI submitted its bid on December 1, 2021. During the opening of bids and evaluation conducted on the same date, the SC-BAC-GS noted that the contract submitted as the Single Largest Completed Contract (SLCC) similar to the contract to be bid is the supply of fiber optics to the local government of Pasig City. After discussion, the SC-BAC-GS resolved to refer to the Management Information Systems Office (MISO) the determination whether the submitted SLCC conformed with the SLCC requirement of the project. The representative from ITSI agreed;

WHEREAS, the SC-BAC-GS proceeded with the opening of the financial envelope subject to the final determination of MISO on the compliance of ITSI with the SLCC. ITSI offered its financial bid in the amount of Forty Million Five Hundred Seventy Thousand Two Hundred Forty Pesos & 10/100 (P40,570,240.10);

WHEREAS, the technical proposal of ITSI was referred to the MISO for the conduct of the detailed technical evaluation;

WHEREAS, in its letters dated December 13, 2021 and December 16, 2021, the MISO found that the technical proposal submitted by ITSI complied with the minimum technical specifications on both hardware and services maintenance requirement of the Supreme Court.

However, the MISO likewise found that ITSI failed to comply with the SLCC requirement after the detailed evaluation. The submitted SLCC of ITSI was the contract with the City Government of Pasig for the Supply, Delivery and Installation of Fiber Optic Supplies and Materials (for Pasig City Flood Level Monitoring of 27 Pumping Stations), which is not similar to *"Data Center Facilities Maintenance of Data Center Build/Installation"* as stated in the bidding documents. Thus, the SC-BAC-GS resolved to disqualify ITSI for its failure to satisfy the SLCC requirement;

WHEREAS, the Notice for Disqualification (letter) was issued to Infiniticare Technology Solutions, Inc. on December 22, 2021. On December 24, 2021, ITSI filed a Motion for Reconsideration (MR) on its disqualification;

WHEREAS, on January 12, 2022, the SC-BAC-GS referred the MR to the MISO for its evaluation and comment. In its letter dated January 18, 2022, the MISO requested the SC-BAC-GS to require ITSI to submit additional documents for purposes of verification / complete assessment and in order to substantiate its claim of compliance to the SLCC requirement. On February 3, 2022, the SC-BAC-GS issued a letter to ITSI to submit the required documents;



WHEREAS, in its letter dated February 15, 2022, ITSI submitted documents relative to the SC-BAC-GS's letter dated February 3, 2022. The SC-BAC-GS, in its letter dated February 22, 2022, referred the submission of ITSI to the MISO for evaluation and comment;

WHEREAS, in its letter dated February 28, 2022, the MISO found that the documents submitted by ITSI were acceptable and enough to satisfy its claim of compliance to the SLCC;

WHEREAS, in view of the evaluation of the MISO, the SC-BAC-GS, in its meeting on March 1, 2022, found the motion for reconsideration filed by ITSI meritorious and resolved to grant the same;

WHEREAS, with an ABC of Forty One Million Nine Hundred Twenty Three Thousand Nine Hundred Twenty Five Pesos & 05/100 (₱41,923,925.05) inclusive of taxes, the SC-BAC-GS resolved to declare the bid of ITSI in the amount of Forty Million Five Hundred Seventy Thousand Two Hundred Forty Pesos & 10/100 (₱40,570,240.10) as the *Single Calculated Bid*, subject to the post-qualification process;

WHEREAS, the notice for submission of post-qualification documents was issued ITSI on March 8, 2022, which upon its receipt submitted the documents within the reglementary period;

WHEREAS, to verify, validate, ascertain the genuineness, validity, accuracy, and determine the responsiveness of the bid based on the documents submitted, post-qualification was conducted by the SC-BAC-GS and the end-user representative / implementing office, MISO, on the basis of documentary submissions and available information. The Post-Qualification Report on ITSI dated March 11, 2022 was submitted to the SC-BAC-GS for its consideration;


WHEREAS, after review and evaluation of the findings of the post-qualification team on ITSI's documentary submissions and available information, the SC-BAC-GS found that ITSI has met the requirements of the Supreme Court and declared its bid as the *Single Calculated and Responsive Bid*;




NOW THEREFORE, We, the members of the SC-BAC-GS, hereby **RESOLVE** as it is hereby **RESOLVED** to:


1. **RECOMMEND** the **AWARD** of the contract for the *Procurement of Comprehensive Maintenance Services for the Judiciary Data Center (JDC) and Disaster Recovery Site (DRS) of the Supreme Court Including Replacement of its Key Components* to **INFINITECARE TECHNOLOGY SOLUTIONS, INC.** in the amount of **Forty Million Five Hundred Seventy Thousand Two Hundred Forty Pesos & 10/100 (P40,570,240.10)**, inclusive of taxes; and
2. request that **ATTY. MARIFE M. LOMIBAO-CUEVAS**, Clerk of Court, Supreme Court, be authorized to sign, for and in behalf of the Court, the contract with **INFINITECARE TECHNOLOGY SOLUTIONS, INC.**

Done in the City of Manila, Philippines, this 15th day of March 2022.


LILIAN C. BARRIBAL-CO
Chairperson


EDWIN B. ANDRADA
Vice Chairperson

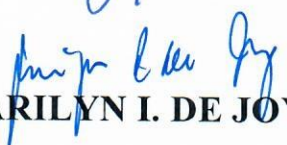
Members:


LOVELY V. TOLENTINO


ANALIZA O. THOMAS-PARRA


JUL-AHMAD J. GASPAR


ANNABELLE T. FUNDALES


MARILYN I. DE JOYA


GIL JOSEPH B. CABANTING