



Republic of the Philippines  
OFFICE OF THE PRESIDENT  
**COMMISSION ON HIGHER EDUCATION**  
**BIDS AND AWARDS COMMITTEE**  
BAC Secretariat Office: G/F Higher Education Development Center (HEDC) Bldg., CP  
Garcia Avenue, UP Diliman, Quezon City  
Website: <http://www.ched.gov.ph> email: [chedbac@ched.gov.ph](mailto:chedbac@ched.gov.ph)

**BAC RESOLUTION NO. 2022-009**

*"Recommendation on the immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education"*

**WHEREAS**, per BAC Resolution No. 2021-083 dated August 25, 2021, the Bids and Awards Committee (BAC), recommended for approval the award of the contract to **S1 TECHNOLOGIES, INC.** in the total amount of **Forty-Six Thousand Five Hundred Fifty Pesos (P46,550.00)** for the **procurement of various toners to be used in daily operations of OSDS;**

**WHEREAS**, on October 25, 2021, **S1 TECHNOLOGIES, INC.** accepted and signed the Purchase Order No. 2021-09-041GAA dated September 21, 2021 for the procurement of various toners to be used in daily operations of OSDS;

**WHEREAS**, on October 28, 2021, **S1, TECHNOLOGIES, INC.** submitted a letter to the BAC with the information that they can no longer deliver the items namely: (a) HP Laserjet Pro M102A – CF217A 17 A, Black, and (b) HP Laserjet Pro M404dn – CF276A 76A, Black due to stock shortage;

**WHEREAS**, on November 3, 2021, regular BAC meeting, the BAC upon deliberation, approved the following:

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| <ul style="list-style-type: none"><li>• The BAC shall consider the letter as a notice of seven (7) days extension of the delivery from October 26 to November 2, 2021. The Secretariat shall inform S1 Technologies, Inc. on the said decision and if S1 Technologies, Inc. failed to deliver the items, the BAC will act appropriately;</li></ul> |
| <ul style="list-style-type: none"><li>• The BAC instructed the Secretariat to clarify with S1 Technologies, Inc. if the letter is intended to CHED since the addressee on the letter is S1 Technologies, Inc.;</li></ul>   |
| <ul style="list-style-type: none"><li>• Atty. Frederick Mikhail I. Farolan, a BAC member, manifested that the BAC should issue a letter of show cause order;</li></ul>   |
| <ul style="list-style-type: none"><li>• The BAC instructed the Secretariat to prepare a notice of extension of delivery period.</li></ul>  |

**WHEREAS**, on November 10, 2021, regular BAC meeting, the Secretariat informed the BAC that the notice of extension on the delivery period was sent to **S1 TECHNOLOGIES, INC.** through email on November 9, 2021;

**BAC RESOLUTION NO. 2022-009**

**WHEREAS**, on November 24, 2021, regular BAC meeting, the Secretariat informed the BAC that **S1 TECHNOLOGIES, INC.** has not given any response from the notice of extension of the delivery period;

**WHEREAS**, Appendix 17 of the 2016 Revised Implementing Rules and Regulations of R.A 9184 states:

*"During the competitive bidding stage, pursuant to Section 69 of R.A. 9184, the procuring entity shall impose on bidders or prospective bidders the penalty of blacklisting for one (1) year for the first offense, blacklisting for two (2) years for the second offense from participating in the public bidding process, without prejudice to the imposition of additional administrative, civil or criminal sanctions, as provided by applicable laws, for the following violations:*

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*Section 4.1 (d) Withdrawal of a bid, or refusal to accept an award, or enter into contract with the government without justifiable cause, after he had been adjudged as having submitted the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid."*

**WHEREAS**, the BAC, considering that **S1 TECHNOLOGIES, INC.** did not reply on the notice of extension of the delivery period and following the above provisions, resolved to issue a show-cause order;

**WHEREAS**, the show cause order was sent to **S1 TECHNOLOGIES, INC.** on January 18, 2022 and was acknowledged by **S1 TECHNOLOGIES, INC.** on January 31, 2022;

**WHEREAS**, on February 9, 2022, regular BAC meeting, the Secretariat informed the BAC that the deadline of submission on the reply of the show cause order was on February 5, 2022 and **S1 TECHNOLOGIES, INC.** did not submit a reply to the show cause order on the prescribed period of submission;

**WHEREAS**, the BAC, considering the non-receipt of reply of **S1 TECHNOLOGIES, INC.** to the show cause order issued by the former and following Appendix 17 (4.1) of the 2016 Revised Implementing Rules and Regulations of R.A 9184, resolved to recommend the **immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education;**

**WHEREFORE, RESOLVE AS IT IS HEREBY RESOLVED**, that the Bids and Awards Committee hereby recommends for approval by the Commission en Banc (CEB) the **immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education.**



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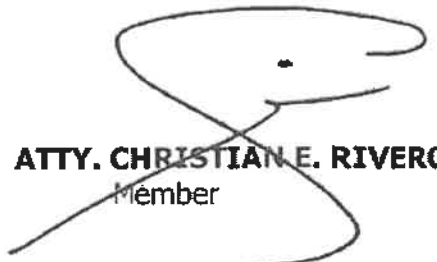
Done this 9<sup>th</sup> day of February 2022, in accordance with Memorandum from the Office of the Executive Director dated May 28, 2020 re CHED Office Operations Beginning 01 June 2020.

**Bids and Awards Committee**

  
**DIR. CORINNA FRANCES CABANILLA**  
Member

  
**DR. MARIVIC V. IRIBERRI**  
Member

  
**ATTY. FREDERICK MIKHAIL I. FAROLAN**  
Member

  
**ATTY. CHRISTIAN E. RIVERO**  
Member

  
**ATTY. RYAN L. ESTEVEZ**  
Vice-Chair

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*(on official travel)*  
**ATTY. CINDERELLA FILIPINA BENITEZ-JARO**  
Chairperson



Republic of the Philippines  
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**Bids and Awards Committee**



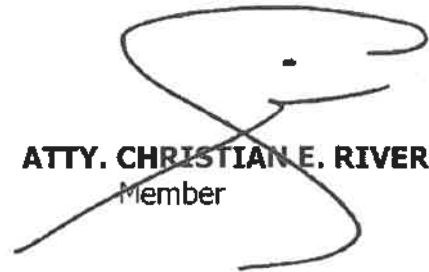
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**ATTY. RYAN L. ESTEVEZ**  
Vice-Chair

*(on official travel)*


**ATTY. CINDERELLA FILIPINA BENITEZ-JARO**  
Chairperson

**MEMORANDUM**

**TO :** THE CHED MANAGEMENT COMMITTEE

**FOR :** THE HONORABLE CHAIRMAN AND COMMISSIONERS

**THROUGH :** **ATTY. CINDERELLA FILIPINA S. BENITEZ-JARO**  
Executive Director IV

**FROM :**   
**MS. BEATRIZ D. PASCUAL**  
Head, Bids and Awards Committee Secretariat

**SUBJECT:** **COMPLETED STAFF WORK (CSW) FOR THE RECOMMENDATION OF THE BAC FOR APPROVAL ON THE IMMEDIATE SUSPENSION OF S1 TECHNOLOGIES, INC. FOR ONE (1) YEAR FROM PARTICIPATING ON ANY BIDDING REQUIREMENTS OF THE COMMISSION ON HIGHER EDUCATION**

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This is to respectfully submit the Complete Staff Work (CSW) for the recommendation of the BAC to approve the immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of Commission on Higher Education for inclusion in the agenda for the February 15, 2022 Commission en Banc meeting / Joint Management Committee and Commission en Banc meeting under the items for the Bids and Awards Committee (BAC).

Attached with the CSW are the following documents:

1. BAC Resolution

The Bids and Awards Committee (BAC) hereby requests the recommendations from the CHED Joint Management Committee and Commission en Banc on the proposed actions for the above-mentioned concerns.

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EXCERPTS FROM THE MINUTES OF THE COMMISSION EN BANC MEETING  
HELD ON 15 FEBRUARY 2022 VIA ZOOM VIDEO CONFERENCING

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**RESOLUTION No. \_\_\_\_ - 2022**

**WHEREAS**, as per BAC Resolution No. 2021-083 dated August 25, 2021, the Bids and Awards Committee (BAC), recommended for approval the award of the contract to S1 TECHNOLOGIES, INC. in the total amount of Forty Six Thousand Five Hundred Fifty Pesos (P46,550.00) for the procurement of various toners to be used in daily operations of OSDs;

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**RESOLVED, AS IT IS HEREBY RESOLVED**, that in view of the recommendation of the Bids and Awards Committee, and upon its discussion and agreement, the Commission **approved** the immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education.

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**J. PROSPERO E. DE VERA III**

Chairman

Commission en Banc Meeting

15 February 2022

**RONALD L. ADAMAT**

Commissioner

**LILIAN A. DE LAS LLAGAS**

Commissioner

**PERFECTO A. ALIBIN**

Commissioner

**ALDRIN A. DARILAG**

Commissioner

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**J. PROSPERO E. DE VERA III**  
Chairman  
Commission en Banc Meeting  
15 February 2022

**RONALD L. ADAMAT**  
Commissioner

**LILIAN A. DE LAS LLAGAS**  
Commissioner

**PERFECTO A. ALIBIN**  
Commissioner

**ALDRIN A. DARILAG**  
Commissioner

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## COMPLETE STAFF WORK (CSW) FORM

**A. Subject:**

**Approval for the immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education**

**B. Proponent Office:** Bids and Awards Committee (BAC)

**C. Action Requested**

- |  |  |
|--|--|
| <input type="checkbox"/> For comment             | <input type="checkbox"/> For endorsement |
| <input checked="" type="checkbox"/> For approval | <input type="checkbox"/> For signature   |

**D. Rationale / Background Information:**

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In relation to this, the BAC hereby requests for approval by the CEB to approve the immediate suspension of S1 TECHNOLOGIES, INC. for one (1) year from participating on any bidding requirements of the Commission on Higher Education.

**E. Supporting Documents:**

- Draft CEB Resolution
- MOA/Contract
- CMO, CSO, CAO
- Certification / Justification

OTHERS, (Pls. Specify):

1. BAC Resolution

**F. Proposed Keywords for the CEB Resolution Online Library Entry**

*(maximum of 5 keywords)*

1. Suspension
2. S1 TECHNOLOGIES, INC.
3. Bids and Awards Committee
4. Various Toners for OSDS
5. BAC

**G. Recommending Approval**

OFFICE	SIGNATURE	REMARKS
BAC	ATTY. CINDERELLA FILIPINA S. BENITEZ-JARO BAC Chairperson	

*Sea*