



116TH BOARD OF REGENTS MEETING

BOR RESOLUTION NO. 146

Series of 2024

DELEGATING AN AUTHORITY TO THE UNIVERSITY PRESIDENT TO REVIEW THE RECOMMENDATIONS OF THE BIDS AND AWARDS COMMITTEE FOR THE PROJECT "CONSTRUCTION OF THE ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01)" AND TO SUBMIT A DECISION, IN ACCORDANCE WITH REPUBLIC ACT 9184 AND ITS ASSOCIATED 2016 REVISED IRR, FOR BOARD CONFIRMATION

WHEREAS, Republic Act (RA) No. 9184 otherwise known as the "Government Procurement Reform Act" took effect on 26 January 2003, while its 2016 Revised Implementing Rules and Regulations (IRR) took effect on 28 October 2016;

WHEREAS, Section 63 of RA No. 9184 and its 2016 revised IRR authorized the Government Procurement Policy Board (GPPB) to formulate public procurement policies, and rules and regulations, and amend, whenever necessary, its IRR;

WHEREAS, Section 42 of RA No. 9184 provides that the rules and guidelines for the implementation and termination of contracts awarded pursuant to the provisions of the Act shall be prescribed in the IRR;

WHEREAS, the project "Constructing of the Animal Research and Testing Laboratory Building (INFRA-22-01) commenced its bidding on 15 December 2021, wherein Unitron Construction & Development Corporation was identified as the winning bidder;

WHEREAS, the Notice of Award was issued to Unitron Construction & Development Corporation on 21 March 2022;

WHEREAS, on 24 March 2022, a meeting was conducted by BAC, in response to the request of Unitron to adjust the bid price, informed Unitron that a change in bid prices is not legal until Unitron can have approval from NEDA for adjustment of price due to prices escalation;

WHEREAS, mobilization fund in the amount of P1,357,419.70 was released to Unitron on 31 March 2022;

WHEREAS, the actual date of start of project was 10 April 2022 but was hampered due to the effects of Typhoon Agaton;

WHEREAS, on 8 June 2022, Unitron requested a work suspension from 10 April 2022 to 5 June 2022 (57 days) due to the aftermath of Tropical Storm Agaton and another work suspension from 7 August 2022 to 7 September due to financial constraints was submitted on 18 July 2022; another request reiterating time extension of contract period dated 19 August 2022;

WHEREAS, Unitron submitted a notarized letter regarding the completion of the project by 28 December 2022, however, the inspectorate team found that Unitron had only progressed up to 25% of the total work contract as of January 6, 2023 with a 74.56% percent slippage;

WHEREAS, the termination proceeding for the contract with Unitron Construction and Development Corporation for the project, "Construction of the Animal Research and Testing Laboratory Building" was initiated on May 2023;

WHEREAS, on July 19, 2023, a show-cause order was issued by then Pres. Edgardo Tulin as authorized HoPE and in response, dated 27 July 2023, Mrs. Genabe of Unitron failed to appreciate the action as she had not been informed of the HoPE's action to her request for an extension;

WHEREAS, as of August 11, 2023, the notice of termination was not immediately served by then-authorized HoPE;

WHEREAS, with the appointment of an OIC President on November 2023, the notice of termination was not served because his duties do not include the special authority to act as HoPE for the contract of VSU and Unitron;

WHEREAS, the BAC recommended securing another authority for the new President to act as HoPE and settle the contract termination;

WHEREAS, after careful review and due deliberations, the Board delegated the authority for the University President to review the recommendations of the Bids and Awards Committee and to submit a decision before the Board, based on particular facts and situations presented and following Republic Act 9184 and its associated 2016 revised IRR, for confirmation;

Now, therefore, on motion duly made, seconded, and unanimously carried, be it:

Resolved, as it is hereby resolved, that the Board of Regents of Visayas State University delegates its authority to the University President to review the recommendations of the Bids and Awards Committee and to submit a decision in accordance with Republic Act 9184 and its associated 2016 revised IRR for Board confirmation;

IN WITNESS of our approval thereof, we hereby affix our signatures this 15th day of October 2024 at LNU, Tacloban City, Philippines.

VSU BOARD OF REGENTS


HON. ETHEL AGNES P. VALENZUELA

CHED Commissioner and Chairperson
VSU-Board of Regents


HON. PROSE IVY G. YEPES

VSU President, Vice Chairperson
VSU-Board of Regents

HON. BERNADETTE REMALLA-MAYBITUIN

Representing Hon. **ALLAN PETER S. CAYETANO**
Chairperson, Senate Committee on Higher,
Technical and Vocational Education
Member, VSU BOR


HON. CARL NICOLAS C. CARI

Representing Hon. **MARK O. GO**
Chairperson, Committee on Higher & Technical
Education House of Representatives
Member, VSU BOR

HON. MEYLENE C. ROSALES

Regional Director, National Economic and
Development Authority Regional Office VIII
Member, VSU BOR

HON. ANDREW RODOLFO T. ORAIS

Regional Executive Director, Department of
Agriculture-RO8
Member, VSU BOR


HON. ERNESTO F. BULAYOG

Faculty Regent - VSU System Faculty Union of
Baybay Leyte
Member, VSU BOR


HON. OSCAR B. POSAS

President, VSU Federated Alumni Association
Member, VSU BOR


HON. RYAN C. ILAIDA

Student Regent - VSU Student Council Federation
Member, VSU BOR

Private Sector Representatives:

HON. ALAIN CHARLES J. VELOSO

Member, VSU BOR
Villaba, Leyte


HON. RUPERTO O. APARRI, III

Member, VSU BOR
Tacloban City, Leyte



May 20, 2024

FLERIDA RUTH R. QUIMBO
State Auditor III
OIC, Audit Team Leader

Dear Ms. Quimbo,


May this letter find you well.


In connection with the unfinished project of Unitron Construction and Development Corporation for the Construction of the Animal Research and Testing Laboratory Building (INFRA-22-01), the Physical Plant Office had already submitted various reports to the management. It included actual work accomplishments, narrative report, negative slippage notices, and the verified report.

Should there be a need for further clarification, please feel free to contact our office.

Thank you very much, and more power!

Respectfully yours,


PHLOEM D. GALUPO
Engineer III, PPO


MARIO LILIO P. VALENZONA
Director, PPO

Noted by:


RYSAN GUINOCOR -OIC
Director for Administration 8/24/24



Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

SPECIAL BOR RESOLUTION NO. 03, s. 2023

A REFERENDUM APPROVING THE DESIGNATION OF DR. DANIEL LESLIE S. TAN TO BE THE OFFICER-IN-CHARGE (OIC) OF VSU'S OFFICE OF THE PRESIDENT AFTER THE END OF DR. EDGARDO E. TULIN'S TERM AS UNIVERSITY PRESIDENT ON OCTOBER 29, 2023, WITH THE DELEGATED AUTHORITY TO DISCHARGE SPECIFIC FUNCTIONS OF THE PRESIDENT UNTIL A NEW PRESIDENT IS ELECTED BY THE UNIVERSITY'S GOVERNING BOARD

WHEREAS, the Leyte State University was created by virtue of Republic Act (R.A.) No. 9158 which converted the then Visayas State College of Agriculture (VISCA) into a state university last 11 August 2001, which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents (BOR) of the University to *"exercise all the powers granted to the Directors of a corporation under Section 36 of Batas Pambansa Blg. 68 otherwise known as the Corporate Code of the Philippines"*;

WHEREAS, VSU is a CHED Center for Excellence (COE) in Agriculture and a National University in Region VIII, and is mandated to provide leadership in developing highly competitive human resource, relevant scientific knowledge, and innovative technologies to support the sustainable development of the Visayas Region in particular and the whole of the Philippines in general;

WHEREAS, the second term of Dr. Edgardo E. Tulin, as the University President of VSU, ends on October 29, 2023;

WHEREAS, during the 112th VSU BOR Meeting on 27 October 2023, the BOR has given Dr. Tulin the liberty to recommend an Officer-in-Charge (OIC) of the Office of the President, until a new University President is elected by the Governing Board;

WHEREAS, the VSU BOR likewise instructed the Board Secretary to have the designation of the Officer-in-Charge of the Office of the President approved by the Governing Board through referendum once Dr. Tulin has recommended a VSU official to be the OIC of VSU's Office of the President;

WHEREAS, in compliance with the directive of the VSU BOR, Dr. Tulin recommends Dr. Daniel Leslie S. Tan, VSU's Vice President for Administration and Finance, to be the OIC of the Office of the President of VSU until a new University President is elected by the Governing Board;

WHEREAS, Dr. Tan, the OIC of the Office of the President, is given the following delegated authority from the VSU BOR:

- (a) to appoint faculty members of the University up to the rank of Assistant Professor IV (SG18) subject to CONFIRMATION by the BOR;
- (b) to appoint the non-teaching and administrative personnel to positions up to SG 17 subject to CONFIRMATION by the BOR;
- (c) to renew appointment of University personnel subject to CONFIRMATION by the BOR;
- (d) to approve Leave of Absence of University Personnel;

- (e) to recommend the detail or secondment of University personnel *subject to APPROVAL* by the BOR;
- (f) to recommend faculty members to be given the rank of at least Associate Professor I (SG19) or higher *subject to APPROVAL* by the BOR;
- (g) to approve the hiring of Contractual and Job Order employees not exceeding six (6) months *provided that* the BOR is informed of such appointments in its next regular meeting;
- (h) to approve the appointment of part-time faculty, lecturers, senior lecturers, professional lecturers, special lecturers for a period of not more than one (1) term (semester) *provided that* the BOR is informed of such appointments in its next regular meeting;
- (i) to designate Vice-Presidents or Assistant Vice Presidents, Deans or any ranking officers of the Administration as OIC of the Office of the President to carry out the day-to-day activities of the Office for a period not exceeding two (2) weeks, without renewal *provided that* the BOR is informed of such appointments in its next regular meeting;
- (j) to designate OIC of colleges, schools and other principals units, academic and administrative, for a period not exceeding one (1) month, without renewal *provided that* the BOR is informed of such appointments in its next regular meeting;
- (k) to designate deans, campus directors, department chairs and other heads of principal units in an acting capacity period of less than three (3) months, without renewal *provided that* the BOR is informed of such appointments in its next regular meeting;
- (l) to designate program and project directors/coordinators *provided that* the BOR is informed of such appointments in its next regular meeting;
- (m) to approve and sign agreements with other institutions, local and foreign, for joint academic research and/or training programs, *provided, that* (i) such agreements do not involve any additional and/or special budgetary outlay on the part of the University and (ii) it has been reviewed by the University Legal Counsel and concerned officials and *provided, further, that* all such agreements are submitted to the BOR for CONFIRMATION;
- (n) to sign contracts requiring bidding *provided, that* it bears the endorsement and certification of the Bids and Awards Committee (BAC) and the Commission on Audit (COA) indicating that the guidelines, requirements and restrictions as stipulated in R.A 9184 or the e-Procurement Law have been considered and *provided, further, that* a certification of the availability of funds is attached to the contract; and
- (o) to accept payments and donations from the local and foreign agencies/ organizations/institutions *subject to CONFIRMATION* by the BOR in its next regular meeting.

Resolved as it is thereby to APPROVE the designation of Dr. Daniel Leslie S. Tan to be the Officer-in-Charge (OIC) of VSU's Office of the President after the end of Dr. Edgardo E. Tulin's term as University President on October 29, 2023, with the delegated authority to discharge specific functions of the President until a new President is elected by the University's Governing Board.

IN WITNESS of our approval thereof, we hereby affix our signatures this 29th day of October 2023.

VSU BOARD OF REGENTS



HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*


HON. EDGARDO E. TULIN
Vice Chairperson and President, VSU

HON. FRANCIS JOSEPH G. ESCUDERO
*Chair, Committee on Higher, Tech. & Voc. Educ.
Senate of the Philippines*

HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*

Represented by:

HON. CARL NICOLAS C. CARI
Congressman, Fifth District of Leyte




HON. MEYLENE C. ROSALES
*Regional Director
National Economic & Dev. Authority-RO8
Government Center, Palo, Leyte*



HON. ANDREW RODOLFO T. ORAIS
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City, Leyte*


HON. ERNESTO F. BULAYOG
*Faculty Regent - VSU System Faculty Union
VSU, Visca, City of Baybay, Leyte*



HON. DEOGRACIAS E. PERNITEZ
*President, VSU Federated Alumni Association
VSU, Visca, City of Baybay, Leyte*



HON. SHAINA MAE F. LACABA
*Student Regent - VSU Student Council Federation
VSU, Visca, City of Baybay, Leyte*



HON. RUPERTO O. APARRI, III
*Private Sector Representative
Tacloban City, Leyte*



HON. ALAIN CHARLES VELOSO
*Private Sector Representative
Villaba, Leyte*



BAC RESOLUTION TO RECOMMEND THE OFFICER-IN-CHARGE (OIC) OF THE VSU'S OFFICE OF THE PRESIDENT, DR. DANIEL LESLIE S. TAN, BE DELEGATED THE AUTHORITY AS HEAD OF THE PROCURING ENTITY (HoPE) WITH CORRESPONDING THRESHOLD FOR CERTAIN PROCUREMENT AND TO ASSUME THE DELEGATED AUTHORITY ASSIGNED TO THE PREVIOUS UNIVERSITY PRESIDENT AS HOPE TO ACT ON THE RESOLUTION OF THE CONTRACT WITH UNITRON CONSTRUCTION DEVELOPMENT, INC.

**BAC RESOLUTION NO. CB-42
Series 2023**

WHEREAS, the second term of office of Dr. Edgardo E. Tulin as University President of the Visayas State University ended on October 29, 2023;

WHEREAS, the Board of Regents who is the Head of the Procuring Entity or HoPE as per RA 9184 and its associated IRR delegated the authority to Dr. Edgardo E. Tulin as VSU President to act as HoPE for VSU as per VSU BOR Resolution No. 54, s. 2018 and amended by BOR Resolution No. 131, s. 2018 with threshold limits of P 5.0 million and below for Infrastructure and Equipment and P3.0 million and below for Goods and Services;

WHEREAS, procurement is a continuing activity whose budget or cost could fall within the threshold set by the earlier BOR Resolution No. 131, s. 2018;

WHEREAS, there is also one specific problem regarding the construction of the Animal Research Testing Laboratory of which the VSU President was delegated the authority to hasten the resolution of the said problem; and finally complete the construction of the facility;

WHEREAS, the Special BOR Resolution No. 03, s. 2023 delegated Dr. Daniel Leslie S. Tan as Officer-in Charge of the Office of the President with specific delegated authority to act including *(n) to sign contracts requiring bidding provided, that it bears the endorsement and certification of the Bids and Awards Committee (BAC) and Commission on Audit (COA) indicating the guidelines, requirements and restriction as stipulated in R.A. 9184 or the e-Procurement Law have been considered and provided, further that a certification of the availability of funds is attached to the contract;*

WHEREAS, for the continuance of the procurement of good, services, equipment and infrastructure both for the continuing budget for the fulfillment of VSU's obligation in its Early Procurement Activity (EPA), the OIC of the



Office of the President be delegated the authority to act as HoPE with the associated threshold as stipulated in BOR Resolution No. 131, s. 2018;

WHEREAS, the resolution of the problem on the Contract of the Unitron Construction and Development Corporation with VSU was delegated to President Edgardo E. Tulin; similarly Dr. Daniel Leslie S. Tan be delegated the authority to serve as HoPE and award the contract to qualified bidders/contractors with the value of the remaining cost to complete the project.

NOW, THEREFORE, We the members of the VSU Bids and Awards Committee hereby resolve as it hereby **RESOLVED** that Dr. Daniel Leslie S. Tan, being the OIC of the Office of the President of VSU be delegated with authority, until a new University^{President} is appointed and assumed duties, to act:

- (1) as HoPE with the following threshold limits of ₱5.0 million for equipment and infrastructure and ₱3.0 million for goods and services for all procurement charge against the continuing budget and for the fulfillment and implementation of the Early Procurement Activities based on 2024 GAA;
- (2) as HoPE regarding the resolution of the contract with Unitron Construction and Development Inc., and to award the contract to qualified bidders/contractors with the remaining value of the project to complete the construction of the Animal Research Testing Laboratory Building.

RESOLVED, at the BAC Conference Room, VSU Market, Visca, Baybay City, Leyte, this 15th day of October 2023.

DILBERTO O. FERRAREN
BAC Chairman

ROMEL B. ARMECIN
Vice Chairman

ROBELYN T. PIAMONTE
Member

(on travel)
DIONESIO M. BANOC
Member

MARLON G. BURLAS
Provisional Member

VSU BOARD OF REGENTS



July 19, 2023

EDGARDO E. TULIN, Ph.D.
President
Visayas State University

Dear President Tulin,

This is with regard to the contract signed between the Visayas State University and the Unitron Construction and Development Corporation (henceforth referred to as Unitron) to implement the project – Construction of the Animal Research and Testing Laboratory (ARTL) Building next to the College of Veterinary Medicine Building.

The Board of Regents in its BOR Resolution No. 127-d, s. 2022 resolved to deny the request of Unitron to extend its work for 100 days. Further, it was resolved that BOR requested the Implementing Unit and End-user recommendation on the steps for moving forward regarding the project.

In May 18, 2023, the Implementing Unit and End-user decided to recommend to the BOR to terminate the contract. In response, the BOR through the University and Board Secretary issued a note that the process of termination should be initiated. Likewise in that note, the University President is authorized by the Board to act as HoPE of this matter, that is the issuance of a show cause order to the contractor.

Thus a letter is intended to request the University President to issue a Show Cause Order to Unitron why the contract for the Construction of the ARTL building should not be terminated.


Looking forward to an affirmative action to this request.

Respectfully,


SANTIAGO PEÑA, JR., PH.D.
Dean
College of Veterinary Medicine


MARIO LILIO P. VALENZONA, CIVIL ENGR.
Director
Physical Plant Office


DILBERTO O. FERRAREN, PH.D.
BAC Chairman
Vice President for Planning,
Resource Generation & Auxiliary Services


DANIEL LESLIE S. TAN, PH.D.
Head, Inspectorate Team
Vice President for Administration and Finance



Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 08, s. 2023

A RESOLUTION AUTHORIZING PRESIDENT EDGARDO E. TULIN TO SERVE AS THE HEAD OF PROCUREMENT ENTITY (HOPE) WITH REGARDS MATTERS RELATING TO THE CONTRACT OF UNITRON CONSTRUCTION AND DEVELOPMENT CORPORATION AFTER THE GOVERNING BOARD HAS DENIED THE CONTRACTOR'S MOTION FOR RECONSIDERATION IN RELATION TO THE CONTRACTOR'S REQUEST OF A 100-DAY WORK EXTENSION

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to *"exercise all the powers granted to the Directors of a corporation under Section 36 of Batas Pambansa Blg. 68 otherwise known as the Corporate Code of the Philippines"*;

WHEREAS, Paragraph (b), Section 7 of R.A. 9158 provides: *"To receive and appropriate all sums as may be provided, for the support of the University in the manner it may determine, in its discretion, to carry out the purposes and functions of the University"*;

WHEREAS, Unitron Construction and Development Corporation has submitted a request for a 100-day work extension for its contract at College of Veterinary Medicine's Animal Research Laboratory;

WHEREAS, the Members of the Governing Board denied the request of Unitron Construction and Development Corporation for a 100-day work extension during its 25 January 2023 BOR Meeting;

WHEREAS, Unitron Construction and Development Corporation filed for a motion for reconsideration (MR) which the Governing Board also denied during its 2 June 2023 meeting;


WHEREAS, the Governing Board authorizes President Edgardo E. Tulin to serve as the Head of Procurement Entity (HoPE) with regard's the Governing Board's decision relative to the contract of Unitron Construction and Development Corporation after the Board denied the contractor's motion for reconsideration (MR) during its 2 June 2023 meeting;

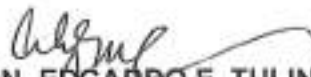
WHEREAS, the President's authority granted by the Board to act as HoPE in relation to the MR of Unitron Construction Corporation is limited only to the termination of contract procedure of the construction company's contract under the observance of due process of law;

Resolved as it is thereby resolved to authorize President Edgardo E. Tulin to serve as the Head of Procurement Entity (HoPE) with regards matters relating to the contract of Unitron construction and Development Corporation after the Governing Board has denied the contractor's motion for reconsideration (MR) in relation to the contractor's request for a 100-day work extension.

IN WITNESS of our approval thereof, we hereby affix our signatures this 2nd day of June 2023.

VSU BOARD OF REGENTS


HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*


HON. EDGARDO E. TULIN
Vice Chairperson and President, VSU

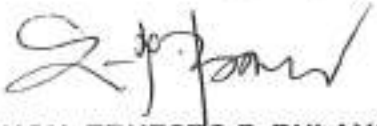
HON. FRANCIS JOSEPH G. ESCUDERO
*Chair, Committee on Higher, Tech. & Voc. Educ.
Senate of the Philippines*


HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*


Represented by:


HON. MEYLENE C. ROSALES
*Regional Director
National Economic & Dev. Authority-RO8
Government Center, Palo, Leyte*


HON. MARK MICHAEL O. UNLU-CAY
Ex-Officio Member, SP - City of Baybay


HON. ERNESTO F. BULAYOG
*Faculty Regent - VSU System Faculty Union
VSU, Visca, City of Baybay, Leyte*


HON. ANDREW RODOLFO T. ORAIS
*Regional Executive Director
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HON. PRINCESS REY ANN LENE E. ROMO
*Student Regent - VSU Student Council Federation
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*Private Sector Representative
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HON. RUPERTO O. APARRI, III
*Private Sector Representative
Tacloban City*



Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 127-d, s. 2022

A RESOLUTION DENYING THE REQUEST OF UNITRON CONSTRUCTION AND DEVELOPMENT CORPORATION FOR AN EXTENSION OF ONE HUNDRED (100) CALENDAR DAYS TO COMPLETE THE CONSTRUCTION OF THE ANIMAL RESEARCH AND TESTING LABORATORY BUILDING PROJECT AT VISAYAS STATE UNIVERSITY (VSU) MAIN CAMPUS

WHEREAS, the Visayas State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university on 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to *"exercise all the powers granted to the Directors of a corporation under Section 36 of Batas Pambansa Blg. 68 otherwise known as the Corporate Code of the Philippines"*;

WHEREAS, Paragraph (b), Section 7 of R.A. 9158 provides that the VSU BOR has the power *"to receive and appropriate all sums as may be provided, for the support of the University in the manner it may determine, in its discretion, to carry out the purposes and functions of the University"*;

WHEREAS, VSU is a CHED Center for Excellence (COE) in Agriculture and a National University in Region VIII, it is mandated to provide leadership in developing highly competitive human resource, relevant scientific knowledge, and innovative technologies to support the sustainable development of the Visayas Region in particular and the whole of the Philippines in general;

WHEREAS, as a leading University in the field of Veterinary Medicine, VSU conducted bidding for the construction of an Animal Research and Testing Laboratory building to enhance instruction, research, and extension capacities at the College of Veterinary Medicine at VSU Main Campus;

WHEREAS, Unitron Construction and Development Corporation was awarded with the project to construct the Animal Research and Testing Laboratory Building;

WHEREAS, Unitron Construction and Development Construction agreed to complete the project in 180 calendar days or from 10 April 2022 until 7 October 2022;

WHEREAS, on 8 June 2022, Unitron Construction and Development Construction requested for a work suspension due to the aftermath of Tropical Storm Agaton and disturbances of work due to climate condition where the request for work suspension covered the duration of 10 April 2022 to 5 June 2022 for a total of 57 days;

WHEREAS, on 18 July 2022, Unitron Construction and Development Corporation again requested another work suspension citing financial constraints brought about by the effects of Russia's invasion of Ukraine that caused prices of gas and construction materials to significantly increases in prices where a work extension took place from 7 August to 7 September 2022;

WHEREAS, on 5 August 2022, Engr. Phloem D. Galupo, Engr. III, issued a letter to Unitron Construction and Development Corporation noting that as of July 2022, Unitron Construction and Development Corporation incurred a negative slippage of 65.31% and ordered

NOTED:

[Signature]
EDGARDO E. TOLTY
President

Unitron Construction and Development Corporation to submit a catch up plan as soon as possible and provide necessary manpower, materials, and equipment onsite;

WHEREAS, Unitron Construction and Development Corporation reiterated its request for time extension of contract period on 19 August 2022 in view of unfavorable climate conditions and financial constraints due to inflation brought about by the Russian invasion of Ukraine that caused increases in gas and construction materials;

WHEREAS, on 23 September 2022, Engr. Phloem D. Galupo, Engr. III, recommended the approval of the request of Unitron Construction and Development Corporation to extend the completion of the Animal Research and Testing Laboratory Building for 100 days;

WHEREAS, on 27 September 2022, Unitron Construction and Development Corporation wrote a notarized letter to Dr. Daniel Leslie Tan, Vice President for Administration and Finance of VSU, requesting an extension of time to finish the project and committing to complete the project by December 28, 2022;

WHEREAS, Unitron Construction and Development Corporation did not attach the written consent of bondsman in its request for extension of contract time pursuant to the pertinent provision of the Revised Implementing Rules and Regulations of Republic Act No. 9184;

WHEREAS, Engr. Phloem D. Galupo, Engr. III, reported that as of 6 January 2023, Unitron Construction and Development Corporation accomplished 25.44%;

WHEREAS, Unitron Construction and Development Corporation incurred a negative slippage of 74.56% based on the January 6, 2023 report of the VSU Inspectorate Team;

WHEREAS, the request of Unitron Construction and Development Corporation to extend the period of completion of the project for an additional period of 100 days was discussed and deliberated by the members of the Governing Board during its 25 January 2023 board meeting;

WHEREAS, Sec. 11. 2 of the Contract Implementation Guidelines for the Procurement of Infrastructure Projects of the Revised Implementing Rules and Regulations of the R.A. No. 9184 provides that an extension of contract shall not be granted due to the failure of the contractor to provide the required equipment, supplies, or materials:

11.2. No extension of contract time shall be granted the contractor due to (a) ordinary unfavorable weather conditions and (b) inexcusable failure or negligence of contractor to provide the required equipment, supplies or materials.

WHEREAS, Section 11.5 of the Contract Implementation Guidelines for the Procurement of Infrastructure Projects of the Revised Implementing Rules and Regulations of the R.A. No. 9184 requires that the written consent of bondsmen must be attached to any request for extension of contract time submitted to the procuring entity for consideration and the validity of the performance security shall be correspondingly extended:

Extension of contract time shall be granted for rainy/unworkable days considered unfavorable for the prosecution of the works at the site, based on the actual conditions obtained at the site, in excess of the number of rainy/unworkable days pre-determined by the government in relation to the original contract time during the conduct of detailed engineering and in the preparation of the contract documents as agreed upon by the parties before contract perfection, and/or for equivalent period of delay due to major calamities such as exceptionally destructive typhoons, floods and earthquakes, and epidemics, and for causes such as non-delivery on time of materials, working drawings, or written information to be furnished by the procuring entity, non-acquisition of permit to enter private properties within the right-of-way resulting in complete paralization of construction activities, and other meritorious causes as determined by the Government's authorized Engineer and approved by the procuring entity. Shortage of construction materials, general labor strikes, and peace and order problems that disrupt construction operations through no fault of the contractor may be considered as additional grounds for extension of contract time provided they are publicly felt and certified by appropriate government agencies such as DTI, DOLE, DILG, and DND, among others. The written consent of bondsmen must be attached to any request of the contractor for extension of contract time and submitted to the procuring entity for consideration and the validity of the performance security shall be correspondingly extended.

WHEREAS, the Revised Implementing Rules and Regulations of the R.A. No. 9184 provides that the procuring entity shall terminate a contract when the contractor incurred a negative slippage of 15% while the period is on-going or 10% when the contract has expired:

2. In contracts for Infrastructure Projects:

The Procuring Entity shall terminate a contract for default when any of the following conditions attend its implementation:

- a) Due to the Contractor's fault and while the project is on-going, it has incurred negative slippage of fifteen percent (15%) or more in accordance with Presidential Decree 1870;
- b) Due to the Contractor's fault and after the contract time has expired, it has incurred a negative slippage of ten percent (10%) or more in the completion of the work;

WHEREAS, the Revised Implementing Rules and Regulations of the R.A. No. 9184 provides that upon receipt of written report of acts which may constitute ground for termination of contract, or on its own initiative, the implementing unit of the procuring entity shall verify the existence of the grounds for termination and execute a verified report;

IV. PROCEDURES FOR TERMINATION OF CONTRACTS

1. Verification. Upon receipt of a written report of acts or causes which may constitute ground(s) for termination as aforementioned, or upon its own initiative, the Implementing Unit shall, within a period of seven (7) calendar days, verify the existence of such ground(s) and cause the execution of a Verified Report, with all relevant evidence attached.

WHEREAS, after due deliberation, the Board resolved to deny the request of Unitron development Corporation for a 100-day work extension to complete the Animal Research and Teaching Laboratory Building and instructed the Implementing Unit of the University to recommend to the Head of Procuring Entity the way of moving forward relative to the subject project;

NOW THEREFORE:

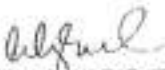
BE IT RESOLVED that the VSU BOR denies the request of Unitron Construction and Development Corporation for an extension of one hundred (100) calendar days to complete the construction of the Animal Research and Testing Laboratory Building at Visayas State University Main Campus;

RESOLVED FURTHER, the Implementing Unit of the project submit to the VSU BOR a report and recommendation on the way of moving forward relative to the subject construction of the Animal Research and Testing Laboratory Building at Visayas State University Main Campus project.

IN WITNESS of our approval thereof, we hereby affix our signatures this 25th day of January 2023.

VSU BOARD OF REGENTS


HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*



HON. EDGARDO E. TULIN
Vice Chairperson and President, VSU

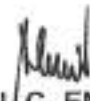
HON. FRANCIS JOSEPH G. ESCUDERO
*Chair, Committee on Higher, Tech. & Voc. Educ.
Senate of the Philippines*

HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*


Represented by:



HON. MARK MICHAEL O. UNLU-CAY
Ex-Officio Member, SP – City of Baybay


HON. MEYLENE C. ROSALES
*Regional Director
National Economic & Dev. Authority-RO8
Government Center, Palo, Leyte*


HON. ANGEL C. ENRIQUEZ
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*


HON. FLORENTINO F. MORALES, JR.
*Faculty Regent - VSU System Faculty Union
VSU, Visca, City of Baybay, Leyte*


HON. DEOGRACIAS E. PERNITEZ
*President, VSU Federated Alumni Association
VSU, Visca, City of Baybay, Leyte*


HON. PRINCESS REY ANN LENE E. ROMO
*Student Regent - VSU Student Council Federation
VSU, Visca, City of Baybay, Leyte*

**CHRONOLOGY OF EVENTS RELATING TO THE CONSTRUCTION OF
ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-
01) BY UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**

Dates	Events	OUTCOME	Annexes
15-Dec-21	Bid Opening	Unitron was identified as winning bidder	Annex A
21-Mar-21	NOA issued		
24-Mar-21	Meeting with the contractor - UNITRON and the BAC, Procurement Unit, College of Veterinary Medicine and Physical Plant Office	Unitron requested to adjust the bid price due to the escalating prices. There was at three (3) months difference in prices in 15 December 2021 when the Bid was prepared, and 24 March when the Contract was signed. However, the BAC opined that the change in bid prices is not legal until UNITRON can have approval from NEDA for adjustment of price due to prices escalation.	
30-Mar-22	UNITRON requested for the release of the mobilization funds	Mobilization fund released is Php 1,357,419.70	Annex B
31-Mar-22	Pre-construction meeting was done	The Notice to Proceed was signed by UNITRON during the meeting.	Annex C
10-Apr-22	Actual date of start of project	UNITRON was hampered due to the effects of Typhoon Agaton.	
08-Jun-22	UNITRON requested for a work suspension due to the aftermath of Tropical Storm Agaton and disturbances of work due to climatic condition	Request of suspension covered 10 April to 5 June 2022 for a total of 57 days	Annex D
18-Jul-22	Another work suspension was requested due to some financial constraints	Work extension covered from 7 August to 7 September 2022	Annex E

05-Aug-22	Letter sent to UNITRON to provide catch up plan to due to a high slippage.		Annex F
19-Aug-22	A letter reiterating the request of Time Extension of Contract Period	Reasons: 1. Unfavorable conditions 2. Typhoon Agaton 3. Financial challenges due to inflation on prices of construction materials.	Annex G
27-Sep-22	UNITRON passed a letter notarized by Atty. Virginia A. Brazil, that UNITRON will complete the project by 28 Dec 2022	UNITRON slowly poured more effort compared to the previous months of engagement.	Annex H
06-Jan-23	Inspectorate team found that UNITRON had progressed up to 25% of the total work contract	Preliminary works completed: concrete foundation and columns of the first level. At present fabrication of steel reinforcements and forms of columns and concrete slabs of the second level are being worked on.	Annex I (Narrative Report of the Inspectorate Team)
	Based on the survey by the Inspector, at present (22 Jan 2023) the contractor had accomplished about 30% an increase of 5% from 6 Jan 2023. This estimate needs further confirmation by all members of the Inspectorate Team.		
	Number of days expected to complete is 100 days. Percent Slippage is 74.56% based 6 January 2023 report of the Inspectorate Team.		

**CHRONOLOGY OF EVENTS RELATING TO THE CONSTRUCTION OF ANIMAL
RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01) BY
UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**

Dates	Events	OUTCOME	Annexes
15-Dec-21	Bid Opening	Unitron was identified as winning bidder	Annex A
21-Mar-21	NOA issued		
24-Mar-21	Meeting with the contractor - UNITRON and the BAC, Procurement Unit, College of Veterinary Medicine and Physical Plant Office	Unitron requested to adjust the bid price due to the escalating prices. There was at three (3) months difference in prices in 15 December 2021 when the Bid was prepared, and 24 March when the Contract was signed. However, the BAC opined that the change in bid prices is not legal until UNITRON can have approval from NEDA for adjustment of price due to prices escalation.	
30-Mar-22	UNITRON requested for the release of the mobilization funds	Mobilization fund released is Php 1,357,419.70	Annex B
31-Mar-22	Pre-construction meeting was done	The Notice to Proceed was signed by UNITRON during the meeting.	Annex C
10-Apr-22	Actual date of start of project	UNITRON was hampered due to the effects of Typhoon Agaton.	
8-Jun-22	UNITRON requested for a work suspension due to the aftermath of Tropical Storm Agaton and disturbances of work due to climatic condition	Request of suspension covered 10 April to 5 June 2022 for a total of 57 days	Annex D
18-Jul-22	Another work suspension was requested due to some financial constraints	Work extension covered from 7 August to 7 September 2022	Annex E
5-Aug-22	Letter sent to UNITRON to provide catch up plan to due to a high slippage.		Annex F

19-Aug-22	A letter reiterating the request of Time Extension of Contract Period	Reasons: 1. Unfavorable conditions 2. Typhoon Agaton 3. Financial challenges due to inflation on prices of construction materials.	Annex G
27-Sep-22	UNITRON passed a letter notarized by Atty. Virginia A. Brazil, that UNITRON will complete the project by 28 Dec 2022	UNITRON slowly poured more effort compared to the previous months of engagement.	Annex H
6-Jan-23	Inspectorate team found that UNITRON had progressed up to 25% of the total work contract	Preliminary works completed: concrete foundation and columns of the first level. At present fabrication of steel reinforcements and forms of columns and concrete slabs of the second level are being worked on.	Annex I (Narrative Report of the Inspectorate Team)
	Based on the survey by the Inspector, at present (22 Jan 2023) the contractor had accomplished about 30% an increased of 5% from 6 Jan 2023. This estimate needs further confirmation by all members of the Inspectorate Team.		
	Number of days expected to complete is 100 days. Percent Slippage is 74.56% based 6 January 2023 report of the Inspectorate Team.		

**CHRONOLOGY OF EVENTS RELATING TO THE CONSTRUCTION OF ANIMAL
RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01) BY
UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**

Dates	Events	OUTCOME	Annexes
15-Dec-21	Bid Opening	Unitron was identified as winning bidder	Annex A
21-Mar-21	NOA issued		
24-Mar-21	Meeting with the contractor - UNITRON and the BAC, Procurement Unit, College of Veterinary Medicine and Physical Plant Office	Unitron requested to adjust the bid price due to the escalating prices. There was at three (3) months difference in prices in 15 December 2021 when the Bid was prepared, and 24 March when the Contract was signed. However, the BAC opined that the change in bid prices is not legal until UNITRON can have approval from NEDA for adjustment of price due to prices escalation.	
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6-Jan-23	Inspectorate team found that UNITRON had progressed up to 25% of the total work contract	Preliminary works completed: concrete foundation and columns of the first level. At present fabrication of steel reinforcements and forms of columns and concrete slabs of the second level are being worked on.	Annex I (Narrative Report of the Inspectorate Team)
	Based on the survey by the Inspector, at present (22 Jan 2023) the contractor had accomplished about 30% an increased of 5% from 6 Jan 2023. This estimate needs further confirmation by all members of the Inspectorate Team.		
	Number of days expected to complete is 100 days. Percent Slippage is 74.56% based 6 January 2023 report of the Inspectorate Team.		

Letter Head

18 May 2023

RECOMMENDING FOR THE TERMINATION OF CONTRACT BETWEEN VISAYAS STATE UNIVERSITY AND THE UNITRON CONSTRUCTION AND DEVELOPMENT CORPORATION

The Honorable Members of the VSU - Board of Regents
Visayas State University

This is to recommend the termination of the contract between the Visayas State University and the Unitron Construction and Development Corporation for the Construction of the Research and Testing Laboratory Building Project.

On January 25, 2023, the VSU – Board of Regents issued BOR Resolution No. 127-d, s.2022: A Resolution Denying the Request of Unitron Construction and Development Corporation (referred to as Unitron henceforth) for an Extension of One Hundred (100) Calendar Days to Complete the Construction of the Animal Research and Testing Laboratory Building Project at the Visayas State University (VSU) Main Campus.

The BOR Resolution No. 127-d, s. 2022 denied the request of Unitron for an extension and at the same time advised the Implementing Unit to submit a report and report to the VSU BOR on the way of moving forward relative to the subject on the construction.

Upon this advice, the Head of the Implementing Unit, the VSU Inspectorate Team together with some members of the VSU Bids and Awards Committee sat down and discussed with the Authorized Managing Officer of Unitron, Ms. Fe Genabe, on the desire of VSU that the project should be completed immediately and requested that Unitron must immediately act on this.

Ms. Genabe then raised the idea that Unitron will first appeal the decision of the BOR. Furthermore, Unitron sent VSU a request for payment of the First Accomplishment Billing. So the Inspectorate Team verified all their accomplishment and noted that the works completed was about 30.86% (with an equivalent amount of PhP 2,792,574.25). On March 6, 2023, Ms. Fe Genabe submitted a letter that they unilaterally suspended the work.

It was gathered that although the appeal of Unitron has to be acted upon, the Implementing Unit, the End-user Unit (College of Medicine and Veterinary Medicine) agreed that the contract with Unitron should be terminated soonest. Once officially terminated VSU can move forward by awarding the remaining works to a reliable contractor.

So, with the unilateral suspension of work on the Construction of the Animal Research and Testing Laboratory, Implementing Unit Head and the members of VSU BAC recommend for the termination of contract based on the following grounds:

1. Stipulated in Annex I: Guidelines on Termination of Contracts of the 2016 Revised IRR of RA 9184 (III. Grounds for Termination of Contracts, A. Termination for Default, No. 2:

The Procuring Entity shall terminate a contract for default when any of the following conditions attend its implementation:

a) Due to the Contractor's fault and while the project is on-going, it has incurred negative slippage of fifteen percent (15%) or more in accordance with Presidential Decree 1870;

b) Due to the Contractor's fault and after the contract time has expired, it has incurred a negative slippage of ten percent (10%) or more in the completion of the work.

To review, Unitron agreed to complete the project for 180 calendar days (from April 10, 2022 to October 7, 2022). In between these date, Unitron only slowly worked though several calls for fact tracking to meet the deadline remained unheeded. Meetings with the Project Engineer and the Ms. Fe Genabe was conducted at least twice within the period.

We pray that the BOR will grant this request and recommendation for termination as there are only six (6) months left before the budget will be reverted in December 2023.

Recommending for Approval:

SANTIAGO PEÑA, JR., PH.D.
Dean
College of Veterinary Medicine

MARIO LILIO P. VALENZONA, CIVIL ENGR.
Director
Physical Plant Office

MARCELO T. ABRERA, JR.
Member, Inspectorate Team
Director, Planning, and Infrastructure
Development and Monitoring

DANIEL LESLIE S. TAN, PH.D.
Head, Inspectorate Team
Vice President for Administration and
Finance

Noted:

EDGARDO E. TULIN, PH.D.
PRESIDENT

3 August 2023

The Assistant Solicitor
Commission on Higher Education

Through: Dr. Guiraldo Fernandez, Jr.
Secretary – University and Board of Regent
Visayas State University

Dear Honorable Solicitor

This is to **seek legal advice** regarding payment to Unitron Construction and Development Corporation (referred to as Unitron henceforth) which had suspended its construction work and had eight months of delay in completing the project.

Unitron has a contract with the Visayas State University to construct the Animal Research and Testing Laboratory. The contract was signed on March 21, 2022, ought to start on April 10, 2022. And also a mobilization fund of to start on April 10, 2022. And also a mobilization fund of ₱1,357,419.70 was released.

However, Unitron failed to complete the project due to several factors like the occurrence of typhoon Agaton and financial constraints. Hence in March 2023, Unitron unilaterally suspended work and now totally stopped the construction.

However, Unitron had been providing a Statement of Work Accomplishment and at the same time been requesting for payment to pursue the construction. However, as the project slowly progressed it reached to 30.86% or equivalent to ₱2,792,574.25 as of March 22, 2023. Deducting the mobilization fund released to Unitron in April 2022, the university has an obligation of ₱1,435,154.45.

The contract between VSU and Unitron is now processed for termination. A show cause order had been released and delivered to Unitron. Final decision of termination awaits until we can deliver the BOR Resolution indicating with finality the denial of the request for reconsideration passed by Unitron to the BOR.

Our query is this:

Can VSU pay Unitron based on quantum meruit ? Could we apply the suggestions of GPPB NPM 093-2012 and NPM 119 – 2012 on the case of Unitron?

Hoping for a legal guidance on this matter.

Respectfully,


Dilberto O. Ferraren
VP Planning, Resource Generation and Auxiliary Services



19 July 2023

Ms. Fe R. Genabe
Authorized Managing Officer
UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION
1246 Casanas St. Sampaloc Manila

RE: SHOW CAUSE ORDER

Dear Ms. Fe Genabe:

This is an order for you to **SHOW CAUSE** why your contract with VSU for the construction of Animal Research and Testing Laboratory for the college of Veterinary Medicine will not be terminated due to the following facts and reason:

On March 21, 2022, the Unitron Construction & Development Corporation (henceforth referred to as Unitron) was awarded a contract to implement the construction of the Animal Research and Testing Laboratory Building for the College of Veterinary Medicine at the Visayas State University-Main Campus. The construction ought to have started from April 10, 2022, until October 7, 2022, for a 180 calendar day completion.

However, it could be noted that up to date, Unitron had accomplished 30.86% of the contract. The last Inspectorate Team Report enumerated the items that had been completed, incompletely done, or partially started.

Unitron has requested the Board of Regents to be given extension time but was denied per BOR Res. No. 127-d, s. 2022. The Board has now advised the Implementing Unit and the End-user to start the proceeding of termination of the contract. After, a review of accomplishment and all pertinent documents relating to the delay of work or the low rate of accomplishment, it has been (decided) recommended that the contract with Unitron be terminated.


The basis for this motion for termination is RA 9184 and its 2016 IRR (updated 3 July 2023). In Annex 1: Guidelines on Termination of Contracts, Roman numeral III-Grounds for Termination of Contracts stipulated in:

2. In contracts for Infrastructure Projects: The Procuring Entity shall terminate a contract for default when any of the following conditions attend its implementation:
 - a) Due to the Contractor's fault and while the project is on-going, it has incurred negative slippage of fifteen percent (15%) or more in accordance with Presidential Decree 1870;
 - b) Due to the Contractor's fault and after the contract time has expired, it has incurred a negative slippage of ten percent (10%) or more in the completion of the work.

Thus, based on the grounds mentioned above, the **UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION** is ordered to **SHOW CAUSE** why the contract will not be

terminated. Unitron has seven (7) calendar days to submit their answer and failure to submit within the specified period will result in the waiver on Unitron to present their case and the issue will be resolved based on the documents at hand.

Very truly yours,


EDGARDO E. TULIN
President

Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.



19 July 2023

Ms. Fe R. Genabe

Authorized Managing Officer

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

1246 Casanas St. Sampaloc Manila

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However, it could be noted that up to date, Unitron had accomplished 30.86% of the contract. The last Inspectorate Team Report enumerated the items that had been completed, incompletely done, or partially started.

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The basis for this motion for termination is RA 9184 and its 2016 IRR (updated 3 July 2023). In Annex I: Guidelines on Termination of Contracts, Roman numeral III-Grounds for Termination of Contracts stipulated in:

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Very truly yours,


EDGARDO E. TULÍN
President

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Mission: Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.

Page 2 of 2
FM-OOP-05
V4 05-09-2023
No. 3-177



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

Philippine Atmospheric, Geophysical and Astronomical Services

Administration (PAGASA)

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of August 2022 are as follows:

August 2022	Rainfall in mm
01	13.4
02	0.2
03	6.4
04	47.8
05	27.4
06	16.6
07	1.8
08	6.0
09	61.2
10	1.8
11	5.4
12	0
13	0.7
14	9.4
15	0
16	11.7
17	1.3
18	4.0
19	0
20	29.6
21	13.5
22	6.6
23	0
24	6.0
25	0
26	2.6
27	0
28	2.0
29	0
30	0
31	0

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte** given this 13th day of January 2023.


MARIO A. PEÑARANDA
Chief Meteorological Officer
Tacloban Airport Station

"tracking the sky... helping the country"

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,
Metro Manila, Philippines 1100

Tel. No. (02) 284-08-00
Web site: <http://baybay.pagasa.dost.gov.ph>



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

Philippine Atmospheric, Geophysical and Astronomical Services

Administration (PAGASA)

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of September 2022 are as follows:

September 2022	Rainfall in mm
01	0
02	0
03	0
04	6.0
05	0.6
06	17.0
07	Trace
08	7.0
09	11.0
10	17.2
11	7.2
12	0.2
13	0
14	9.8
15	10.8
16	0.3
17	4.5
18	3.0
19	0
20	1.2
21	64.8
22	11.0
23	12.6
24	4.8
25	0.2
26	5.2
27	2.9
28	0
29	Trace
30	0.6

*Note: trace means
measured rainfall is
less than 0.1mm*

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte** given this 13th day of January 2023.


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Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of October 2022 are as follows:

October 2022	Rainfall in mm
01	0.6
02	2.2
03	10.2
04	0
05	18.8
06	9.3
07	0
08	1.2
09	0
10	55.0
11	4.8
12	9.4
13	2.5
14	0.8
15	65.6
16	14.8
17	31.2
18	4.2
19	0
20	0.4
21	2.3
22	4.3
23	1.0
24	10.3
25	5.4
26	5.7
27	20.6
28	271.1
29	29.0
30	0
31	0.5

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte** given this 13th day of January 2023.


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Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of November 2022 are as follows:

November 2022	Rainfall in mm
01	2.8
02	0
03	4.8
04	0
05	0
06	1.0
07	9.4
08	27.0
09	38.0
10	5.7
11	5.3
12	9.4
13	10.5
14	20.2
15	15.6
16	15.5
17	116.5
18	56.2
19	0.6
20	0
21	14.8
22	0.0
23	10.2
24	31.8
25	21.0
26	0
27	0.4
28	14.1
29	35.4
30	42.3

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: *Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte* given this 13th day of January 2023.


MARIO A. PEÑARANDA
Chief Meteorological Officer
Tacloban Airport Station

"tracking the sky...helping the country"

Science Garden Compound, BIR Road, Brgy. Central, Quezon City,
Metro Manila, Philippines 1100

Tel. No. (02) 284-08-00
Website: <http://dost.gov.ph>



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of December 2022 are as follows:

December 2022	Rainfall in mm
01	34.9
02	23.2
03	16.8
04	27.6
05	0.3
06	10.0
07	0
08	13.6
09	14.4
10	4.6
11	0
12	0
13	0
14	4.6
15	18.6
16	7.4
17	7.8
18	41.4
19	3.6
20	3.4
21	0.2
22	0.4
23	6.4
24	3.1
25	1.6
26	1.0
27	0.6
28	11.2
29	0
30	0
31	6.0

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: *Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte* given this 13th day of January 2023.


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Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities covering the period from January 1-12, 2023 are as follows:

January 2023	Rainfall in mm
01	36.6
02	51.6
03	71.8
04	14.2
05	21.8
06	22.8
07	1.6
08	6.6
09	32.2
10	36.0
11	74.4
12	6.2

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: *Construction of Animal Research and Testing Laboratory Building (INFRA-2201), Visayas State University, Visca, Baybay City, Leyte* given this 13th day of January 2023.


MARIO A. PENARANDA
Chief Meteorological Officer
Tacloban Airport Station



Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

OFFICE OF THE BOARD SECRETARY
2/F ADMINISTRATION BUILDING
VISCA, BAYBAY CITY, LEYTE

BOR RESOLUTION NO. 08, s. 2023

A RESOLUTION AUTHORIZING PRESIDENT EDGARDO E. TULIN TO SERVE AS THE HEAD OF PROCUREMENT ENTITY (HOPE) WITH REGARDS MATTERS RELATING TO THE CONTRACT OF UNITRON CONSTRUCTION AND DEVELOPMENT CORPORATION AFTER THE GOVERNING BOARD HAS DENIED THE CONTRACTOR'S MOTION FOR RECONSIDERATION IN RELATION TO THE CONTRACTOR'S REQUEST OF A 100-DAY WORK EXTENSION

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to *"exercise all the powers granted to the Directors of a corporation under Section 36 of Batas Pambansa Blg. 68 otherwise known as the Corporate Code of the Philippines"*;

WHEREAS, Paragraph (b), Section 7 of R.A. 9158 provides: *"To receive and appropriate all sums as may be provided, for the support of the University in the manner it may determine, in its discretion, to carry out the purposes and functions of the University"*;

WHEREAS, Unitron Construction and Development Corporation has submitted a request for a 100-day work extension for its contract at College of Veterinary Medicine's Animal Research Laboratory;

WHEREAS, the Members of the Governing Board denied the request of Unitron Construction and Development Corporation for a 100-day work extension during its 25 January 2023 BOR Meeting;

WHEREAS, Unitron Construction and Development Corporation filed for a motion for reconsideration (MR) which the Governing Board also denied during its 2 June 2023 meeting;

WHEREAS, the Governing Board authorizes President Edgardo E. Tulin to serve as the Head of Procurement Entity (HoPE) with regard's the Governing Board's decision relative to the contract of Unitron Construction and Development Corporation after the Board denied the contractor's motion for reconsideration (MR) during its 2 June 2023 meeting;

Resolved as it is thereby resolved to authorize President Edgardo E. Tulin to serve as the Head of Procurement Entity (HoPE) with regards matters relating to the contract of Unitron construction and Development Corporation after the Governing Board has denied the contractor's motion for reconsideration (MR) in relation to the contractor's request for a 100-day work extension.

IN WITNESS of our approval thereof, we hereby affix our signatures this 2nd day of June 2023.

VSU BOARD OF REGENTS


HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*


HON. EDGARDO E. TULIN
Vice Chairperson and President, VSU

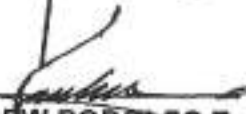
HON. FRANCIS JOSEPH G. ESCUDERO
*Chair, Committee on Higher, Tech. & Voc. Educ.
Senate of the Philippines*


HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*

Represented by:



HON. MEYLENE C. ROSALES
*Regional Director
National Economic & Dev. Authority-RO8
Government Center, Palo, Leyte*


HON. MARK MICHAEL O. UNLU-CAY
Ex-Officio Member, SP - City of Baybay


HON. ANDREW RODOLFO T. ORAIS
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*


HON. ERNESTO F. BULAYOG
*Faculty Regent - VSU System Faculty Union
VSU, Visca, City of Baybay, Leyte*


HON. DEOGRACIAS E. PERNITEZ
*President, VSU Federated Alumni Assn.
VSU, Visca, City of Baybay, Leyte*


HON. PRINCESS REY ANN LENE E. ROMO
*Student Regent - VSU Student Council Federation
VSU, Visca, City of Baybay, Leyte*


HON. RUPERTO O. APARRI, III
*Private Sector Representative
Tacloban City*


HON. ALAIN CHARLES VELOSO
*Private Sector Representative
Villaba, Leyte*



July 27, 2023

Sir:

Absent such a resolution by the Board of Regents on our afore-stated request for reconsideration, it behooves upon the Implementing Unit and End-user to await and action of the Board of Regents thereto. Indeed, there can never be any


assumption or anticipation of the impending resolution by the Board of Regents on our said request but suffice it to state, that if it is favorable to us, then, with all intents and purposes, there can and there should never be any action contradicting it such as any move to terminate the contract. It is well to state that the Board of Regents of VSU is the top policy-making body of the institution and on matters covered by our contract relative to suspension, time extensions and even, on termination proceedings, the same should emanate from it. To our mind, no person or entity can rob the BOR of its powers and prerogatives otherwise, it would be akin to usurpation of vested legal authority.

In view of the foregoing considerations, we appeal to your good sense of fairness, equity and fair play not to terminate our contract for the construction of the Animal Research and Testing Laboratory.

Furthermore, we pray for such other relief and remedy available in the premises.

Thank you.

Very truly yours,


FE R. GENABE
Authorized Managing
Officer

VERIFICATION

I, FE R. GENABE, of legal age, Filipino, married and currently, the Authorized Managing Officer of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION, of 1246 Casanas St., Sampaloc, Manila, after being duly sworn to law, depose and say:

1. That in my capacity as Authorized Managing Officer of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION, I prepared the foregoing Answer/Position Paper;

2. That I read its contents before signing it and the same are true and correct of my own knowledge and belief and is based on authentic records and documents.

IN TESTIMONY WHEREOF, I have set my hand this 27th day of July 2023 in Tacloban City, Leyte, Philippines.


FE R. GENABE
Affiant

ATTY: ERIC T. DE VEYRA

IEP for MD 2023, C.H. No. 168198, 12-14-22

The Board of Regents
Visayas State University
Visca, Baybay City
Thru
The Board Secretary

02 August 2023

FE R. GENABE
Authorized Managing Officer
Unitron Construction & Development Corporation
1246 St. Sampaloc, Manila

MS. FE R. GENABE,

This is in response to your letter dated July 27, 2023.

The Show Cause Order in connection with the termination of contract between Unitron Construction & Development Corporation and the Visayas State University **was the answer to your letter dated March 3 2023.**

The Board of Regent as HoPE delegated the authority upon the VSU President to act on the matter regarding the subject on the termination of contract.

Thus, your letter of July 27, 2023 is taken as your response to the Show Cause Order issued on July 21, 2023.

*Inspectorate sent
Memo Valenzona
Phloem Galup
Dan Tann - Chair
Angie -
Calovera Mar .*



Republic of the Philippines

OFFICE OF THE SOLICITOR GENERAL

August 11, 2023

GUIRALDO FERNANDEZ

Board Secretary
Visayas State University
Baybay City, Leyte

Dear Board Sec. Fernandez:

This pertains to the electronic mail of Dilberto O. Ferraren, Vice President for Planning, Resource Generation and Auxiliary Services of Visayas State University (VSU) and Chairman of the Bids and Awards Committee inquiring whether VSU should pay Unitron Construction and Development Corporation (Unitron) in relation to the work accomplished in the construction of the Animal Research and Testing Laboratory despite Unitron's failure to complete the project applying GPPB NPM 093-2012 and NPM 119-2012.

Based on the letter of VP Ferraren, Unitron entered into a contract with the VSU for the construction of the Animal Research and Testing Laboratory. Unitron was supposed to commence construction work on April 10, 2022. In view of the project, the VSU released mobilization fund in the amount of Php1,357,419.70.

During the implementation of the contract, Unitron suspended construction work in March 2023.

Later, Unitron submitted a Statement of Work Accomplishment and requested payment. As of March 22, 2023, Unitron accomplished 30.86% of the project in the amount of Php2,792,574.25. Deducting the mobilization fund released to Unitron in April 2022, the university has an obligation of Php1,435,154.45.

At present, Unitron has totally stopped construction works and the VSU is in the process of terminating the contract with Unitron and a show cause order was already issued. The final decision on the termination has not yet been issued.

It appears that the cause of the termination of the contract was due to the failure of Unitron to complete the project and Unitron incurred delay in the

implementation of the project. In such case, R.A. No. 9184 imposes upon the contractor liquidated damages in the amount of 1/10 of 1% of the contract price for every day of delay. Thus:

Section 68. Liquidated Damages

All contracts executed in accordance with the Act and this IRR shall contain a provision on liquidated damages which shall be payable by the contractor in case of breach thereof. For the procurement of Goods, Infrastructure Projects and Consulting Services, the amount of the liquidated damages shall be at least equal to one-tenth of one percent (0.001) of the cost of the damages reaches ten percent (10%) of the amount of the contract, the Procuring Entity may rescind or terminate the contract, without prejudice to other courses of action and remedies available under the circumstances. (a)

Aside from the imposition of liquidated damages, the performance security would also be forfeited when the liquidated damages reached 10%. Annex "E" of the RIRR of R.A. No. 9184 provides:

LIQUIDATED DAMAGES

9.1 Once the contract duration expires, including any time extension duly granted, and the contractor refuses or fails to satisfactorily complete the work, the Procuring Entity shall impose upon the contractor in default liquidated damages. Liquidated damage is an amount equal to at least one tenth (1/10) of one (1) percent of the cost of the unperformed portion of the works for every day of delay.

9.2 In computing for liquidated damages, the Procuring Entity determines the usability of the project. A project or a portion thereof may be deemed usable when it starts to provide the desired benefits as certified by the targeted end- users and the concerned Procuring Entity...

9.4 In case the total sum of liquidated damages reaches ten percent (10%) of the total contract price, the Procuring Entity has the following options:

9.4.1 Terminate the contract pursuant to the Guidelines on Termination of Contract and **forfeit the erring contractor's performance security**. After termination, the Procuring Entity may either (i) take over the contract; or (ii) resort to any of other alternative methods of procurement provided under R.A. No. 9184 and its 2016 revised rules and regulations; or

Accordingly, to determine whether VSU has monetary obligation due to Unitron, VSU should determine the liquidated damages to be imposed upon Unitron and other liabilities of Unitron, if any.

Relatedly, the procedure for termination of contract under RIRR of R.A. No. 9184 is:

PROCEDURES FOR TERMINATION OF CONTRACTS

1. **Verification.** Upon receipt of a written report of acts or causes which may constitute ground(s) for termination as aforementioned, or upon its own initiative, the Implementing Unit shall, within a period of seven (7) calendar days, verify the existence of such ground(s) and cause the execution of a Verified Report, with all relevant evidence attached.

2. **Notice to Terminate.** Upon recommendation by the Implementing Unit, the Head of the Procuring Entity shall terminate contracts only by a written notice to the Supplier/Contractor conveying the termination of the contract. The notice shall state:

- a) that the contract is being terminated for any of the ground(s) aforementioned, and a statement of the acts that constitute the ground(s) constituting the same;
- b) the extent of termination, whether in whole or in part;
- c) an instruction to the Supplier/Contractor/Consultant to show cause as to why the contract should not be terminated; and
- d) special instructions of the Procuring Entity, if any.

The Notice to Terminate shall be accompanied by a copy of the Verified Report.

3. **Show Cause.** Within a period of seven (7) calendar days from receipt of the Notice of Termination, the Supplier/Contractor/Consultant shall submit to the Head of the Procuring Entity a verified position paper stating why the contract should not be terminated.

If the Supplier/Contractor/Consultant fails to show cause after the lapse of the seven (7) day period, either by inaction or by default, the Head of the Procuring Entity shall issue an order terminating the contract.

4. **Rescission of Notice of Termination.** The Procuring Entity may, at any time before receipt of the Supplier's/Contractor's/Consultant's verified position paper to withdraw the Notice to Terminate if it is determined that certain items or works subject of the notice had been completed, delivered, or performed before the Supplier's/Contractor's/Consultant's receipt of the notice.

5. **Decision.** Within a non-extendible period of ten (10) calendar days from receipt of the verified position paper, the Head of the Procuring Entity shall decide whether or not to terminate the contract. It shall serve a written notice to the Supplier/Contractor/Consultant of its decision and, unless otherwise provided, the Contract is deemed terminated from receipt of the Supplier/Contractor/Consultant of the notice of decision. The termination shall only be based on the ground(s) stated in the Notice to Terminate.

Thus, the notice of termination is accompanied by a verified report issued by the Implementing Unit indicating the grounds for termination. Generally, when the ground for termination is due to delay, the verified report should include the negative slippage incurred by the contractor including the percentage of work accomplished and the liquidated damages to be imposed and other damages due to VSU that could have been incurred by Unitron in the implementation of contract (e.g. damage to property of VSU). Unitron

would then be given an opportunity to refute the grounds for termination. A decision shall thereafter be rendered by the Hope of Procuring Entity (HoPE). If the HoPE decides to terminate the contract, the damages and other liability of the contractor would also be included or ordered determined.

At bottom, it is imperative to await the final decision of the HoPE before any payment due to Unitron would be made. Consequently, the OSG respectfully recommends that the HoPE deliberate immediately on the issue of termination of Unitron's contract in order to resolved its request for payment.

Please be guided accordingly. Best regards.

Very truly yours,


JAMES LEE CUNDANGAN
Assistant Solicitor General


LILIAN C. ABENOJAR
Senior State Solicitor



19 July 2023

Ms. Fe R. Genabe

Authorized Managing Officer

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

1246 Casanas St. Sampaloc Manila

RE: SHOW CAUSE ORDER

Dear **Ms. Fe Genabe**:

This is an order for you to **SHOW CAUSE** why your contract with VSU for the construction of Animal Research and Testing Laboratory for the college of Veterinary Medicine will not be terminated due to the following facts and reason;

On March 21, 2022, the Unitron Construction & Development Corporation (henceforth referred to as Unitron) was awarded a contract to implement the construction of the Animal Research and Testing Laboratory Building for the College of Veterinary Medicine at the Visayas State University-Main Campus. The construction ought to have started from April 10, 2022, until October 7, 2022, for a 180 calendar day completion.

However, it could be noted that up to date, Unitron had accomplished 30.86% of the contract. The last Inspectorate Team Report enumerated the items that had been completed, incompletely done, or partially started.

Unitron has requested the Board of Regents to be given extension time but was denied per BOR Res. No. 127-d, s. 2022. The Board has now advised the Implementing Unit and the End-user to start the proceeding of termination of the contract. After, a review of accomplishment and all pertinent documents relating to the delay of work or the low rate of accomplishment, it has been (decided) recommended that the contract with Unitron be terminated.

The basis for this motion for termination is RA 9184 and its 2016 IRR (updated 3 July 2023). In Annex I: Guidelines on Termination of Contracts, Roman numeral III-Grounds for Termination of Contracts stipulated in:

2. In contracts for Infrastructure Projects: The Procuring Entity shall terminate a contract for default when any of the following conditions attend its implementation:
 - a) Due to the Contractor's fault and while the project is on-going, it has incurred negative slippage of fifteen percent (15%) or more in accordance with Presidential Decree 1870;
 - b) Due to the Contractor's fault and after the contract time has expired, it has incurred a negative slippage of ten percent (10%) or more in the completion of the work.

Thus, based on the grounds mentioned above, the UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION is ordered to **SHOW CAUSE** why the contract will not be

terminated. Unitron has seven (7) calendar days to submit their answer and failure to submit within the specified period will result in the waiver on Unitron to present their case and the issue will be resolved based on the documents at hand.

Very truly yours,


EDGARDO E. TULIN,
President

Vision: A globally competitive university for science, technology, and environmental conservation.
Mission: Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.

July 21, 2023

**BAC RESOLUTION TO RECOMMEND THE CONTINUATION OF THE
CONSTRUCTION OF THE ANIMAL RESEARCH AND TESTING LABORATORY
BUILDING FOR THE COLLEGE OF VETERINARY MEDICINE AT THE VISAYAS
STATE UNIVERSITY MAIN CAMPUS AND TO AUTHORIZE THE VSU
PRESIDENT TO AWARD THE CONTRACT**

WHEREAS, on March 21, 2022 the Unitron Construction & Development Corporation (henceforth referred to as Unitron) was awarded the contract to implement the construction of the Animal Research and Testing Laboratory Building in the Visayas State University Main Campus;

WHEREAS, the contract award stipulated that project be implemented from April 11, 2022 to October 7, 2022 or equal to 180 calendar days;

WHEREAS, the project was delayed in initiation due to inclement weather and other reasons that caused Unitron to request for an extension for 100 calendar days; however, the Board of Regents as HoPE through BOR Resolution No. 127 127-d, series 2022, denied the request;

WHEREAS, in May 18, 2022 the Implementing Unit and the End-User requested the BOR as HoPE that the contract be terminated so as to find ways to ensure the completion of project before December 31, 2023;

WHEREAS, after the June 2, 2023 BOR Meeting, the Implementing Unit, the Office of the BOR and University Secretary issued a letter advising the Implementing Unit to follow the appropriate proceedings in contract termination; hence, a thorough discussion among the BAC, BAC Secretariat, TWG and End-user was done with the agreement that there is reason to start the process of contract termination;

WHEREAS, a letter request from the Implementing Unit and End-user was sent to the University President to issue a Show Cause Order to Unitron; this order will allow the contractor provide reason that the contract should not be terminated; that the response should be made within seven (7) calendar days from receipt of notification of the Show Cause Order;

WHEREAS, furthermore, the data from the Inspectorate Team who evaluated that project, showed that Unitron completed only 30.86% of the project as of March 22, 2023; more than eight (8) months has elapsed from the expected (and agreed) date of completion, i.e., October 7, 2022;

WHEREAS, thus, the Bids and Awards Committee recommends that after the termination of contract with Unitron, the project be subjected to a TAKE-OVER OF CONTRACT following the definition of Section 53.3 of 2016 IRR (updated 3 July 2023) of RA 9184:

53.3 Take-Over of Contracts. Take-over of contracts, which have been rescinded or terminated for causes provided for in the contract and existing laws, where immediate action is necessary to prevent damage to or loss of life or property, or to restore vital public services, infrastructure facilities and other public utilities.

WHEREAS, there are only less than six months to complete the 69.14% of unfinished works by December 2023;

WHEREAS, the remaining funds to be disbursed shall be at most 69.14% of the ten million pesos which is the original Approved Budget for the Contract (that is equal to ₱7,207,425.75);

WHEREAS, the process of approval by the HoPE includes, the Financial Committee Meeting before the en banc approval of the BOR as HoPE;

WHEREAS, the Bids and Awards Committee recommends that the BOR as HoPE delegates or authorizes the President of the University to sign the Notice of Award or the Awarding of contract, for this particular project - the Construction of the Animal Research and Testing Laboratory Building;

NOW THEREFORE, be it resolved that the BAC - VSU Main Campus resolves to recommend to the BOR as HoPE the adoption of the Take Over of Contract to complete the Construction of the Animal Research and Testing Laboratory Building before December 31, 2023;

RESOLVED FURTHER, the BOR delegates to or authorizes the VSU President to Award the Contract and sign the Notice of Award for this specific project: Construction of the Animal Research and Testing Laboratory Building.

2ND COPY
ORIGINAL



VISAYAS
STATE UNIVERSITY

PHYSICAL PLANT OFFICE

October 5, 2023

DR. EDGARDO E. TULIN

President

Visayas State University

Baybay City, Leyte

VERIFIED REPORT

Dear Dr. Tulin:

This is in connection to the contract for the Construction of Animal Research and Testing Laboratory Building (INFRA-22-01) awarded to Unitron Construction and Development Corporation.

As per documents on record at the implementing unit, the sequence of events is presented on the following table:

DATE	PARTICULARS	SUPPORTING DOCUMENT
December 15, 2021	Bid opening	Annex 1: Minutes of bid opening
March 21, 2022	Issuance of Notice of Award	Annex 2: Notice of Award
March 24, 2022	Signed the Notice of Award	
	Signed the Contract	Annex 3: Contract
March 30, 2022	Request for mobilization fee	Annex 4: Letter request
March 31, 2022	Pre-construction Conference	Annex 5: Minutes of Meeting and attendance
March 31, 2022	Receipt of Notice to Proceed	Annex 6: Notice to Proceed
April 10, 2022	Official commencement of the contract (10 days after NTP)	
April 10, 2022	Typhoon Agaton caused severe flooding to many areas in Leyte, especially in Baybay City. The contractor did not start the construction activities	
June 5, 2022	Unitron started the mobilization of the project	

PHYSICAL PLANT OFFICE

Visayas State University, Baybay City, Leyte

Email: ppo@vsu.edu.ph

Website: www.vsu.edu.ph

Phone: +63 53 565 0600 Local 1041



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V2.05-09-2023
No. 2023-110

August 5, 2022	Issuance of Notice of Negative Slippage	Annex 7: Notice of Negative Slippage
August 7, 2022	Unitron suspended construction activities without notice	
August 19, 2022	Unitron requested for time extension	Annex 8: Letter request with PAGASA report and recommendation
September 7, 2022	Unitron returned to the construction site and brought construction materials to worth an estimate of 50% of the total work	
September 23, 2022	Face-to-face meeting with the contractor	Annex 9: Attendance
	Catch-up plan was presented but advised to be revised due to errors and inconsistencies	Annex 10: Catch-up Plan
October 7, 2022	Contract expired with only 10.94% actual accomplishment	Annex 11: Statement of Work Accomplishment
December 16, 2022	15.03% physical accomplishment	Annex 12: Statement of Work Accomplishment
January 6, 2023	25.44% physical accomplishment	Annex 13: Statement of Work Accomplishment
January 12, 2023	Unitron requested for time extension	Annex 14: Request for time extension
January 20, 2023	29.37% physical accomplishment	Annex 15: Statement of Work Accomplishment
March 6, 2023	Notice of work suspension by Unitron	Annex 16: Letter to Suspend Work
March 22, 2023	Evaluation of the actual accomplishment by the Inspectorate Team	Annex 17: Statement of Work Accomplishment
March 24, 2023	Expiration of Performance Bond and Advance Payment Bond	Annex 18: Copy of Performance Bond Annex 19: Copy of Advance Payment Bond

A verification was conducted and found all the statements above are true and correct.

Annex "I" of the 2016 Revised IRR of RA 9184 states that –

"...in contracts for Infrastructure Projects

The Procuring Entity shall terminate a contract for default when any of the following conditions attend its implementation:

Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.

- a) Due to the Contractor's fault and while the project is on-going, it has incurred negative slippage of fifteen percent (15%) or more in accordance with Presidential Decree 1870;
- b) Due to the Contractor's fault and after the contract time has expired, it has incurred a negative slippage of ten percent (10%) or more in the completion of the work; or
- c) The Contractor:
 - i. abandons the contract works, refuses or fails to comply with a valid instruction of the Procuring Entity or fails to proceed expeditiously and without delay despite a written notice by the Procuring Entity

Further, Section 68 under Rule XXIII – Civil Liability of the same IRR states that –

"All contract executed in accordance with the Act and this IRR shall contain a provision on liquidated damages which shall be payable by the contractor in case of breach thereof. For the procurement of Goods, Infrastructure Projects and Consulting Services, the amount of the liquidated damages shall be at least equal to one-tenth of one percent (0.001) of the cost of the unperformed portion for every day of delay. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, the Procuring Entity may rescind or terminate the contract, without prejudice to other courses of action and remedies available under the circumstances."

The contract duration of Unitron Construction and Development Corporation for the project is only until October 7, 2022 with no approved time extensions. Computing for the liquidated damages (LD) will be as follows with consideration of all the progress recorded during my visits on the site:

- LD from October 8, 2022 to December 15, 2022

Physical Accomplishment: 10.94%
 Percent of Remaining Works to be Done: 89.06%
 Amount of LD per Day (1/10 of 1% of every day of delay): PhP8,059.45
 Number of Days: 68 days
 Total LD for the Period: PhP8,059.45 x 68 = **PhP548,042.60**

- LD from December 16, 2022 to January 5, 2023

Total Physical Accomplishment: 15.03%
 Percent of Remaining Works to be Done: 84.97%
 Amount of LD per Day (1/10 of 1% of every day of delay): PhP7,689.33
 Number of Days: 20 days
 Total LD for the Period: PhP7,689.33 x 20 = **PhP153,786.60**

- LD from January 6, 2023 to January 19, 2023

Total Physical Accomplishment: 25.44%
 Percent of Remaining Works to be Done: 74.56%
 Amount of LD per Day (1/10 of 1% of every day of delay): PhP6,747.28
 Number of Days: 13 days

Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
 Development of a highly competitive human resource, cutting-edge scientific knowledge
 and innovative technologies for sustainable communities and environment.

Total LD for the Period: PhP6,747.28 x 13 = **PhP87,714.64**

- LD from January 20, 2023 to March 5, 2023

Total Physical Accomplishment: 29.37%

Percent of Remaining Works to be Done: 70.63%

Amount of LD per Day (1/10 of 1% of every day of delay): PhP6,391.64

Number of Days: 45 days

Total LD for the Period: PhP6,391.64 x 45 = **PhP287,623.80**

**Total Amount of LD Incurred: PhP548,042.6 + 153,786.60 + 87,714.64 + 287,623.80 =
PhP1,077,167.64**

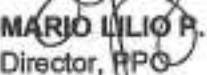
Percentage of LD: (1,077,167.64 / 9,049,464.50) * 100 = 11.90%

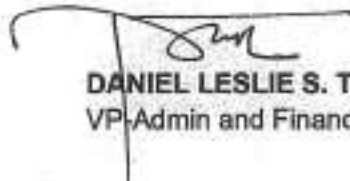
Thus, based on the foregoing grounds, I am hereby recommending approval for termination of the contract No. INFRA-22-01 of Unitron Construction and Development Corporation for those work items that have not been completed and accepted under the said contract.

Respectfully yours,


PHLOEM D. GALUPO
Engineer III, PPO

Noted:


MARIO LILIO P. VALENZONA
Director, PPO


DANIEL LESLIE S. TAN
VP-Admin and Finance

Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge
and innovative technologies for sustainable communities and environment.



NARRATIVE REPORT

The opening of bids for the Construction of Animal Research and Testing Laboratory Building (INFRA-22-01) project was on December 15, 2021, at the VSU Cooperative Building, VSU Market, Visca, Baybay City. Three bidders participated in the bidding, and only two were pre-qualified. The two bidders were subjected to a Post-Qualification Evaluation. As a result, Unitron Construction and Development Corporation was the Lowest Calculated and Responsive Bidder (LCRB) with a bid amount of PhP9,049,464.50.

The Notice of Award was issued on March 21, 2022. Before signing it, the contractor requested a meeting to discuss some of their concerns. The meeting was held on March 24, 2022, in the Physical Plant Office conference room. It was attended by Dr. Dilberto O. Ferraren (BAC Chairman), Ms. Jessamine C. Ecleo (Head of the Procurement Office), Dr. Santiago Peña (Dean of the College of Veterinary Medicine), Engr. Mario Lilio P. Valenzona (Director of Physical Plant Office), Phloem D. Galupo (Engineer III of the Physical Plant Office), Mrs. Fe R. Genabe (AMO of Unitron), Engr. Melgazar A. Modragon, Mrs. Abigail G. Mondragon, and Engr. John Ly C. Lampayan (Project In-Charge). During the meeting, the contractor raised their concern about the escalating prices of construction materials and requested a reconsideration of their bid price due to huge price difference from the time of offering the bid. The contractor was advised to write a request to NEDA for a price escalation consideration for the project. The contractor was given choice to either decline or continue with the project and sign the Notice of Award and Contract. After the meeting, the contractor decided to continue and signed the Notice of Award, and proceeded with the Contract.

On March 31, 2022, the pre-construction conference was held in the OVPAF Conference room. It was attended by the project end-user, project implementers, and the contractor's representatives headed by the project in-charge (*refer to Annex A: Pre-construction Conference Attendance Sheet*). Engr. Lampayan received and signed the Notice to Proceed.

The contract duration of the project is one hundred eighty (180) calendar days. The contractor was given a maximum of ten days after receiving the Notice to Proceed to make preparations before the official start of the project implementation. On April



10, the official start of the project implementation, the contractor was not able to mobilize due to Typhoon Agaton and the damage it left to the province. They started the construction activities on June 5 instead, fifty-seven days behind the planned official start.

As the project implementor, the Physical Plant Office monitored the contractor's construction activities to cope with the lost days. Instead of improving on the physical progress, the project is continuously falling farther away from its planned schedule. It prompted the office to issue a notice of negative slippage to the contractor on August 5 (*please refer to Annex B: Notice of Negative Slippage*). To monitor and fast-track the construction activities, the office requested the contractor to submit a catch-up plan, but no response was received. The implementing unit and the end-user made efforts to communicate with the contractor directly through phone calls, but the contractor did not answer or return the call. Several meetings were requested but were only cancelled due to the unavailability of the contractor.

On August 7, the contractor was no longer able to finance the construction activities due to uncollected payments from their other projects. It made the contractor stop the construction activities without notifying the implementing unit. After a month, on September 7, the contractor resumed the construction activities and brought with them materials that were enough to complete around 50% of the work.

Despite the presence of materials on site, it was already difficult to cope-up with the schedule and finish the construction on the targeted time. On September 23, a face-to-face meeting was held at the OVPAF Conference Room with the vice presidents for administration and finance and planning, resource generation, and auxiliary services (*please see Annex C: Attendance Sheet for Meeting with Contractors*). During the meeting, the contractor was given a chance to extend the target date of completion to December 28, 2022. They were asked to provide a notarized commitment to the implementing unit. The requested catch-up plan was also presented, but upon checking, errors and inconsistencies were noted. The contractor was advised to revise the plan and submit it the following week.

Since the site has no roof, construction activities are greatly affected by the weather condition. It slowed down the contractor's accomplishment despite the availability of materials on site. Currently, the actual work accomplished for the project is 25.44% (*please refer to Annex D: Statement of Work Accomplishment*). The contractor



VISAYAS
STATE UNIVERSITY



**OFFICE OF THE DIRECTOR
FOR PHYSICAL PLANT**

Visca, Baybay City, Leyte, PHILIPPINES
Telefax: 1041 (LOCAL)
Email: www.ppo@vsu.edu.ph
Website: www.vsu.edu.ph

completed the preliminary work, concrete foundation, and columns of the first level. They are working on fabricating steel reinforcements and forms for columns and concrete slab of the second level.

Prepared by


PHLOEM D. GALUPO

Engineer III, PPO

Noted by


ENGR. MARIO LINO P. VALENZONA

Director, PPO

Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.



MINUTES OF MEETING

Type of Meeting: Bidding Conference of the Construction of Animal Research and Testing Laboratory Building (INFRA-22-01) Time Started: 9:00 AM

Date and Venue: December 15, 2021, Cooperative Building, VSU Market, Visca, Baybay City, Leyte Time Ended: 10:10 AM

Presided by (signature above full name): DILBERTO O. FERRAREN

Prepared by (signature above full name): LILIBETH VICTORIA V. PAGALAN

Approved by (signature above full name): DILBERTO O. FERRAREN

ATTENDEES

- | | |
|---------------------------------|---------------------------|
| 1. Dilberto O. Ferraren | - Chairman, BAC |
| 2. Feliciano G. Sinon, Sr. | - Vice-Chairman, BAC |
| 3. Pastor P. Garcia (on-line) | - Member, BAC |
| 4. Erlinda A. Vasquez (on-Line) | - Member, BAC |
| 5. Salome B. Bulayog (on-line) | - Member, BAC |
| 6. Phloem D. Galupo | - Member, TWG |
| 7. Marlon G. Burlas | - Member, TWG |
| 8. Jessamine C. Ecleo | - Head, BAC Secretariat |
| 9. Lilibeth Victoria V. Pagalan | - Member, BAC Secretariat |
| 10. Arlin B. Flandez (on-line) | - Member, BAC Secretariat |
| 11. Leopoldo S. Escala, Jr. | - Member, BAC Secretariat |

End-User:

- | | |
|---------------------------------|-------|
| 1. Santiago Peña, Jr. (on-line) | - CVM |
|---------------------------------|-------|

Contractors/Bidders:

- | | |
|---------------------|--|
| 1. | - JB Labatiao Design & Build |
| 2. John Ly Lampayan | - UNITRON Construction & Development Corporation |
| 3. Julius Molino | - KAUIE Builders |

Observer:

- | |
|---------------------|
| 1. Nestor M. Israel |
|---------------------|

I. CALL TO ORDER

The Opening of Bids of the Construction of Animal Research and Testing Laboratory (INFRA 22-01) held at the Cooperative Building, VSU Market, Visca, Baybay City, Leyte was called to order at 9:00 AM by Dr. Dilberto O. Ferraren, Chairman of the Committee.

II. INTRODUCTION OF ATTENDEES

Dr. Ferraren welcomed everyone who were present. He introduced the members of the Committee, Technical Working Group, BAC Secretariat, and the Observer. He requested the bidders to introduce themselves.

III. BUSINESS AGENDA FOR THE DAY

Opening of Bids for the Project: **Construction of Animal Research and Testing Laboratory Building (INFRA 22-01)**

• RECEIPT AND OPENING OF BIDS

Below were the electronic bids received:

1. JB Labatiao Design & Build – 12/15/21; 7:42 AM
2. UNITRON Construction & Development Corporation – 12/15/21; 7:30 AM
3. KAUIE Builders – 12/15/21; 7:43 AM

• PRELIMINARY EXAMINATION OF BIDS

Technical Components

The eligibility of the bidders was determined by the members of the BAC by checking compliance with the required documents against a checklist of requirements shown in the bidding documents, using the "pass/fail" criterion. The technical envelope which contained the legal, technical, and financial documents of each bidder were opened. The documents of UNITRON and KAUIE were found compliant to the eligibility requirements. On the other hand, JB Labatiao failed to submit its Net Financial Contracting Capacity (NFCC) and Audited Financial Statement which disqualified the contractor from the bidding. The contractor was then excused from the meeting.

Financial Component

The envelopes on the Financial Component of UNITRON and KAUIE were opened and found complete. The BAC then read each bid proposal of the eligible bidders and was tabulated in the Abstract of Bids projected in a widescreen. Below were the bid proposals as read:

Bidder	Amount (Php) of Bid as Read
KAUIE Builders	9,899,957.29
	Less Discount (10%): <u>989,995.73</u>
	Final Bid Price: 8,909,961.56
UNITRON Construction & Development Corporation	9,049,464.50

After the reading, Dr. Ferraren asked the bidders for any comments or concerns. The bidders were told that they will be notified of the final result once the Resolution for the Award will be approved by the Board.

IV. ADJOURNMENT

Having no other matters to take up, Dr. Ferraren adjourned the opening of bids at 10:10 AM.

Standard Form Number: SF-INFRA-65
Revised on: August 11, 2004

Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay City, Leyte

NOTICE OF AWARD

21 March 2022

MS. FE R. GENABE
Authorized Managing Officer
UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION
1246 Casafias St., Sampaloc, Manila

Dear Ms. Genabe:

We are happy to notify you that your bid dated on December 15, 2021 for the Construction of Animal Research and Testing Laboratory Building is hereby accepted.

The total contract price is Nine Million Forty-Nine Thousand Four Hundred Sixty-Four Pesos and Fifty Centavos (Php 9,049,464.50) only, as found in your technical and financial proposals.

You are hereby required to formally enter into contract with us and provide within ten (10) working days the performance security in the form stipulated in the Bidding Documents.

Failure to enter into the said contract or provide the performance security shall constitute sufficient ground for cancellation of the award and forfeiture of the bid security.

Very truly yours,


EDGARDO E. TULIN
President

Conforme:

Name of Bidder/Representative: Fe R. Genabe

Signature: Genabe

Date: March 24, 2022

CONTRACT AND AGREEMENT

for the

**CONSTRUCTION OF ANIMAL RESEARCH AND TESTING
LABORATORY BUILDING
(INFRA-22-01)****KNOW ALL MEN BY THESE PRESENTS:**

This contract made and entered by and between:

The **VISAYAS STATE UNIVERSITY (VSU)**, an institution of higher learning established under Pres. Decree No. 470 as amended by Pres. Decree No. 700 and converted into a state university by virtue of R.A. 9158 and 9437, with principal office at Baybay City, Leyte, duly represented by its President, **DR. EDGARDO E. TULIN**, hereinafter referred to as the **OWNER**;

-and-

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION, with business address at Sampaloc, Manila, Philippines, duly represented by its Authorized Managing Officer, **FE R. GENABE**, hereinafter referred to as the **CONTRACTOR**;

WITNESSETH:

WHEREAS, a public bidding was conducted on December 15, 2021 at the former Cooperative Building, VSU Market, VSU, Visca, Baybay City, Leyte for the *Construction of Animal Research and Testing Laboratory Building*,

WHEREAS, the Bids and Awards Committee recommended to the Head of the Procuring Entity that the project shall be awarded to **UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**, its offer being the most advantageous to the Philippine Government;

WHEREAS, time is the essence of this contract;

NOW, THEREFORE, for and in consideration of the foregoing premises and other covenants hereinafter named, the parties agree as follows:

ARTICLE I – CONTRACT DOCUMENTS

The following documents shall be deemed to form and be interpreted and construed as part of this Agreement:

- a. General and Special Conditions of Contract

- b. Invitation to Bid
 c. Bidding Documents
 d. Addenda and/or Supplemental/Bid Bulletins, if any
 e. Bid Form including all the documents/statements contained in the winning bidder's two bidding envelopes
 f. Eligibility requirements, documents and/or statements
 g. Performance Security
 h. Credit Line issued by a licensed bank or NFCC duly notarized
 i. Notice of Award of Contract and winning bidder's "Conforme" thereto;
 j. Duly approved Program of Works or Delivery Schedule and Cost Estimates.
 k. Certificate of Availability of Funds (C.A.F.)
 l. Abstract of Bids
 m. Resolution of the BAC recommending award of project of winning bidder
 n. Approval of Award by appropriate government approving authority.

ARTICLE II- SCOPE OF WORK

THAT the CONTRACTOR shall in accordance with the provisions of and subject to the conditions contained in the documents referred to in Article I hereof, with a provision that this construction activity belongs to UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION, and in consideration of the sum of money hereinafter stated shall fully and faithfully perform all labor, furnish the needed materials and equipment and perform labor and services necessary for the *Construction of Animal Research and Testing Laboratory Building* located at VSU Main, Visca, Baybay City, Leyte as per plan and specifications of the OWNER. The work consists of the following specific work items:

ITEM	DESCRIPTION	AMOUNT
1.0	MOBILIZATION	36,250.00
2.0	EARTHWORKS	190,312.50
3.0	FORMWORKS	54,375.00
4.0	CIVIL / STRUCTURAL & MASONRY WORKS	5,712,682.81
5.0	ROOF FRAMING	1,223,564.38
6.0	ROOFING	262,788.94
7.0	CEILING FRAMES AND BOARDS (Second Floor)	197,517.19
8.0	HALLWAY STEEL RAILINGS	86,003.13
9.0	DOORS AND WINDOWS	478,681.25
10.0	ELECTRICAL WIRES AND FIXTURES	443,491.56
11.0	PLUMBING	47,125.00
12.0	CONCRETE COUNTERS, TILES (CR Floor and Wall, Shower Room Floor and Wall, Counters, Washing Room Counter Only) and Fixtures	256,024.69
13.0	SEPTIC TANK	60,648.06
	Total Bid Price	9,049,464.50

ARTICLE III- TIME OF COMPLETION

The work to be performed by the CONTRACTOR under this contract shall commence after ten (10) calendar days upon receipt and acceptance of the Notice to Proceed from VSU by the CONTRACTOR. The Construction of Animal Research and Testing Laboratory Building located at VSU Main, Visca, Baybay City, Leyte shall be completed within **One Hundred**

Eighty (80) Calendar Days including Saturdays, Sundays and Holidays. Should the CONTRACTOR refuse or otherwise fail to complete the work stipulated herein, the CONTRACTOR agrees to pay the VISAYAS STATE UNIVERSITY a liquidated damages an amount equal to One-Tenth of One Percent (0.1%) of the total contract sum for each calendar day of delay until the work is completed and accepted by the VSU or when the VSU takes over the project by administration or relets it to other Contractor until such time as the VSU may reasonably secure the completion of the works. Such amount shall be deducted from any money due or which may become due the Contractor under the contract and/or collect such liquidated damages from performance Bond of the Contractor or Contractor's Surety whichever is convenient to the OWNER, VSU.

ARTICLE IV- THE CONTRACT SUM

The OWNER for and in consideration of the faithful and satisfactory fulfillment of the contract by the CONTRACTOR in accordance with the terms and conditions of all contract documents and subject to the deduction herein provided, shall pay to the CONTRACTOR in Philippine Currency the sum of **NINE MILLION FORTY-NINE THOUSAND FOUR HUNDRED SIXTY-FOUR PESOS and FIFTY CENTAVOS (Php 9,049,464.50)** only.

Payment shall be in accordance with the following conditions:

- a. Monthly payment shall be based upon the work satisfactorily completed as certified by the CONTRACTOR, concurred in by the Design Consultant and supported by a certification of VSU Resident Construction Supervisor/Inspector. The application for payments, certification of payments, etc. shall be in accordance with the terms and conditions contained in the General Conditions appended thereto and made integral part hereof. Final payment shall be made upon completion of the work and upon submission by the Contractor of his sworn statement that all taxes due him and all obligations for materials used and labor employed in accordance with this contract have been duly paid.
- b. Progress payments are subject to retention of ten percent (10%) referred to as the "retention money". Such retention shall be based on the total amount due to the Contractor prior to any deduction and shall be retained from every progress payment until fifty percent (50%) of the value of the work as determined by the OWNER are completed. If after fifty percent (50%) completed of the work as determined by the OWNER is satisfactorily done and on schedule no additional retention shall be made on the succeeding progress payment, otherwise, the ten percent (10%) retention shall be imposed. The total retention money shall be due for release upon final acceptance of the works.

However, after cumulative progress payment to the Contractor amounting to at least fifty percent (50%) of the total contract price, the OWNER may at the written request of the CONTRACTOR release a portion of the retention money commensurate to the percentage of the work completed as determined by the OWNER. Provided, that the CONTRACTOR posts an irrevocable standby letter of credit in favor of the OWNER to answer and substitute for the purpose of which the Ten percent (10%) retention is intended. Any release of any amount of the retention money by the OWNER is not to be construed as waiver of the OWNER's right to be indemnified for damage caused by the CONTRACTOR in accordance with the provision of Art.20 of the New Civil Code.

- c. The CONTRACTOR shall, under his name and at his own expense, obtain and maintain, for the duration of this Contract, the following insurance coverage: (1) Contractor's All Risk Insurance; (2) Transportation to the project Site of Equipment, Machinery, and Supplies owned by the Contractor; (3) Personal injury or death of

MARIO ELIO VALENZONA
Director, PPO

EDGARDO E. TULIN
President

FE R. GENABE
Contractor

Contractor's employees; and (4) Comprehensive insurance for third party liability to Contractor's direct or indirect act or omission causing damage to third persons.

d. That the insurance premium shall be the account of the CONTRACTOR.

ARTICLE V- GUARANTEE

The CONTRACTOR hereby guarantees the works stipulated in this contract and all the materials it will apply and use in the construction as well as workmanship of all its work under this contract and shall make good of its own account and/or its own expenses.

After final acceptance of the project by the OWNER, the CONTRACTOR shall assume full responsibility for any damage or destruction of the works except those occasioned by force majeure. They shall be required to put up a warranty security denominated in Philippine Pesos provided in Section 62.2.3.3 of IRRA of R. A. 9184 and shall remain effective for one (1) year from date of issuance of the certificate of final acceptance and shall be returned only after the lapse of the said one (1) year period.

In addition, the provisions of Art. 1723 of the New Civil Code shall also apply to guarantee the work performance of the CONTRACTOR.

ARTICLE VI- PERFORMANCE BOND

In accordance with the Instruction to Bidders and General Conditions of the contract, the CONTRACTOR shall furnish and file per acceptance to the OWNER a Performance Bond in accordance with Section 39 of the Revised Implementing Rules and Regulations of RA 9184 to guaranty the full and faithful performance of this Agreement to answer for any liability that maybe suffered by the OWNER resulting from the violation of the CONTRACTOR of labor laws and other laws. PROVIDED, that in the event of the recession or termination of this contract for breach thereof, the bond, at the option of the OWNER shall be automatically forfeited in favor of the OWNER and becomes immediately payable and collectible by the OWNER, otherwise, the bond shall remain and continue in full force until the aforementioned obligations as to the completion and faithful compliance of the contract, liquidated damages and cost of labor and materials shall have been duly satisfied, discharged, settled and paid by the CONTRACTOR.

ARTICLE VII- SAFEGUARDS AND WARRANTS

The CONTRACTOR shall provide and do everything necessary to perform its obligations under this contract according to the true intent and meaning of the other contract documents taken together particularly the drawings, plans and specifications provided that the same shall be inferred there from and should the CONTRACTOR find any discrepancy in the drawings, plans and specifications, he shall immediately refer the same to the OWNER Resident Supervisor/Inspector and/or the OWNER whose decision shall be followed.

The OWNER reserves the right for an additional or increase in the number of laborers or workers assigned to the construction site in the opinion of the OWNER the exigencies of the same require.

The CONTRACTOR shall be considered as an independent CONTRACTOR and as such, he assumes all obligations and liabilities arising out of the Employee's Liability Act and any other laws existing and those enacted thereafter that may affect the rights of the employees or laborers employed in the performance of this contract. Should the OWNER be made liable for any of the Contractor's violation of any labor laws, the CONTRACTOR shall reimburse OWNER for whatever amount the latter is required to pay to said laborers and the Performance Bond is also answerable for this contingency.

Witness 2

MARIO JULIO F. VALENZONA
Director, PPO

EDGARDO E. TULIN
President

FE R. GENABE
Contractor

Notwithstanding any provisions of this contract, the OWNER has the right and/or power to terminate the contract without necessity of judicial action by giving written notice to the CONTRACTOR upon his failure to comply strictly with any of the terms of this contract.

The contract hereby warrants that it has not given or promised to give money or gifts to any official or employee of the OWNER and/or any other office, agency or instrumentality of the government to secure this contract and any violation of this warranty shall be sufficient ground for the OWNER to revoke or cancel the same.

The CONTRACTOR is likewise mandated to implement the construction safety and health program as indicated in the technical proposal which includes, among others, requiring its employees to have Identification Cards which should be available anytime when inspected by security personnel of the university or any authorized representative of the OWNER.

The CONTRACTOR is **not allowed to sub-contract** any portion of the Works. Violation of this said provision will give the OWNER the right to rescind this contract.

ARTICLE VIII- VENUE OF COURT ACTION

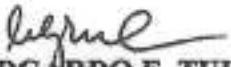

Should any court action be instituted by the VSU or CONTRACTOR arising from this contract, the parties hereby agree that the venue thereof shall be the proper court in Baybay City.


IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____ at Baybay City, Leyte, Philippines.

VISAYAS STATE UNIVERSITY
Baybay City

**UNITRON CONSTRUCTION &
DEVELOPMENT CORPORATION**
Sampaloc, Manila

By:


EDGARDO E. TULIN
President 
(OWNER)


FE R. GENABE
Authorized Managing Officer
(CONTRACTOR)

Signed in the presence of:

1. 
MARIO LILIO R. VALENZONA
Director, PRO

2. 
Witness 2

REPUBLIC OF THE PHILIPPINES)
 PROVINCE OF LEYTE) S.S.
 CITY OF _____)

BEFORE ME, this 24th day of MARCH 2022 at
TACLOBAN CITY, personally appeared:

Name	Comm. Tax Cert	Date/Place Issued
Dr. Edgardo E. Tulin	V000522	Visayas State University
Fe R. Genabe	01503484	Tacloban City

known to me to be the same persons who executed the foregoing instrument and they acknowledged to me that the same is their voluntary act and deed,

This instrument consisting of six (6) pages including this acknowledgement has been signed on each page by the parties and their witnesses and sealed with my notarial seal.

WITNESS MY HAND AND SEAL on the date and place first above given.

ATTY. VIRGINIA A. BRAZIL

NOTARY PUBLIC

NC#2020-01-44

UNTIL JUNE 30, 2022

IBP LIFETIME MEMBER

OR NO. 1030983 05/20/15

LEYTE CHAPTER

PTR NO. 8209826 01/03/2022

TACLOBAN CITY

Doc. No. 296
 Page No. 60
 Book No. VII
 Series of 2022

MARIO JULIO P. VALENZONA
 Director, PPO

EDGARDO E. TULIN
 President

FE R. GENABE
 Contractor



Untron Construction & Development Corporation

Main Office: 1246 Casillas St. Sempeloc Manila

Site Office: P4 85 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/2317 892 4534

untron.cdc@gmail.com

March 30, 2022

Dr. Dilberto O. Ferraren

Vice President, Planning,

Resource Generation and Auxiliary Services

Chairman, Bids and Awards Committee

Visayas State University

Baybay, City, Leyte

Sir:

Greetings!!!

May we request for a mobilization fee equivalent to fifteen percent (15%) of the contract amount of the project awarded to us, to wit:

Project: Construction of Animal Research and Testing Laboratory Building
(INFRA-22-01) Visayas State University Visca, Baybay City, Leyte

Hoping for your kind and usual consideration.

Thank you and god bless.

Very Truly Yours,

FE R. GENABE

Authorized Managing Officer

RECOMMENDATION APPROVAL:

MARIO LLO
Director, PRO

P. VALONZONA



MINUTES OF MEETING

Type of Meeting: Pre-construction Orientation for UNITRON Cons.

Time Started: 3:00 PM

Venue: OVPAF Conference Hall

Time Ended: 5:00 PM

Presided by (signature above full name): DR. DANIEL LESLIE S. TAN

DR. DILBERTO O. FERRAREN

Prepared by (signature above full name): MR. ADRIEL EFRAIM V. CUNANAN

Approved by (signature above full name): DR. DANIEL LESLIE S. TAN

ATTENDEES

NO.	NAME	OFFICE
1.	Dr. Daniel Leslie S. Tan	- OVPAF
2.	Dr. Dilberto O. Ferraren	- OVPPRGAS
3.	Dr. Santiago T. Peña	- CVM
4.	Engr. Mario Lilio P. Valenzona	- PPO
5.	Mrs. Louella C. Ampac	- ODAF
6.	Engr. Marcelo T. Abrera Jr.	- ODPIPDM
7.	Engr. Phloem D. Galupo	- PPO
8.	Arch. Elvin A. Cabañero	- ODPIPDM
9.	Engr. Jien April B. Jualo	- ODPIPDM
10.	Engr. Clint C. Sarvida	- PPO
11.	Mr. Alex O. Elorcha	- DRRM
12.	Engr. John Ly C. Lampayan	- UNITRON
13.	Engr. Quirino Jr. Y. Astorga	- UNITRON
14.	Engr. Antonio Jr. C. Peñaranda	- UNITRON
15.	Ms. Jansel Joi C. Villas	- OVPPRGAS
16.	Mr. Adriel Efraim V. Cunanan	- ODPIPDM

AGENDA

NO.	TOPIC/S DISCUSSED	AGREED ACTIONS	RESPONSIBLE PERSON
4	Call to order (March 31, 2022)		Dr. Tan
5	Introduction of the Inspectorate Team		
6	Chairman of the Inspectorate Team - Dr. Daniel Leslie S. Tan		
7	Members: Engr. Valenzona - Vice Chairman		
8	Ms. Louella C. Ampac	Arch. Elvin A. Cabañero	
9	Engr. Phloem D. Galupo	Engr. Jien April B. Jualo	
10	Ms. Jansel Joi C. Villas	Mr. Adriel Efraim V. Cunanan	
11			
12	Opening prayer, welcome remarks and rationale of the meeting and the need of the Inspectorate Team		Dr. Tan, Dr. Ferraren
13	1. The importance of VSU Inspectorate Team is to secure that the Project design must be followed by the contractor.		
14	2. The Inspectorate Team will conduct weekly on site inspection on the on going construction (specially when cement pouring of beams, post, etc.)		
15	3. The Inspectorate Team is open for considerations if there are other concerns or request by the contractor.		
16			
17	Explanation and discussion on the Quality of work of the Infrastructure and issues in the Project Implementation		Engr. Valenzona
18	1. The quality of work must appeased the project engineers.		
19	2. Follow the design plans and if there are concerns about the plans do not revise the plan instead contact the project engineers.		
20	3. The contractor must provide bunkhouses for their workers with wash and sanitary area and also to avoid loss of their personal things and company construction supplies and equipment.		
21	5. Follow the policies within the campus.		
22			
23	Discussion on the VSU policy on the Safety and Security in the Campus		Mr. Elorcha
24	1. The contractor must assign a safety officer to provide instructions and safety measure while on site within the campus.		
25	2. Individual members of the company must always wear safety gears while working		
26	2. Avoid wondering outside the construction site without purpose. And if going outside the site/campus to buy food/personal things in the market always bring company ID/University ID.		
27	3. On site workers should refrain from drinking intoxicating liquors, no smoking policy, no loitering/proper disposal of trashes, avoid vandalism, no gambling, no stealing, no catcalling, and observe curfew time (10:00 pm)		
28	5. In case of emergency/untoward Incident, contact immediately the security or the nearest guard post (09354147330/09518313535)		
29			
30	Presented the recording video of Dr. Guinocor discussing the Health and Safety in the Workplace (VSU Campus)		Mr. Cunanan
31	1. Upon entry to the university premises, students, employees, visitors must present a valid identification card to the guard on duty		
32	2. Safety officer/contractor must present vaccinated/partially vaccinated card of their company workers.		
33			
34	Discussion on the Billing of Payments Concerns/Issues (recording)		Mr. Cunanan
35	Other Matters		
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End of Meeting
(4:30)



Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.



VISAYAS
STATE UNIVERSITY

OFFICE OF THE DIRECTOR FOR PLANNING
AND INFRASTRUCTURE PROJECT
DEVELOPMENT AND MONITORING
Visaya, Baguio City, Leyte, P.I. 6101
Telephone: (053) 565-4000 local 1120
Email: offsu.edu.ph
Website: www.vsu.edu.ph

ATTENDANCE SHEET

Training/ Activity Title:

Pre-construction Orientation for UNITRON Construction

Implementing Office/ Unit:

INSPECTORATE TEAM












Venue:

VSU Main Campus: OVPAF Conference Hall

Date (s):

March 31, 2022, 3:00 PM

No.	Name	Gender	Department/ Unit	Designated Position	Email Address/ contact number	Signature
1.	DILBERTO O. FERRAREN	M	OVPPRGAS	VP	dilberto.ferraren@vsu.edu.ph	
2.	DANIEL LESLIE S. TAN	M	OVPAF	VP	daniellestie.tan@vsu.edu.ph	
3.	LOUELLA C. AMPAC	F	ODAF	DIRECTOR	louella.ampac@vsu.edu.ph	
4.	MARIO LILIO P. VALENZONA	M	PPO	DIRECTOR	mariolillo.valenzona@vsu.edu.ph	
5.	MARCELO T. ABRERA JR.	M	OHIPDMM	HEAD	marcelo.abrerajr@vsu.edu.ph	

6.	PHLOEM D. GALUPO	F	PPO	CIVIL ENGINEER	phloem.galupo@vsu.edu.ph	
7.	ELVIN A. CABAÑERO	M	ODPIPDM	ARCHITECT	elvin.cabanero@vsu.edu.ph	
8.	JHEN APRIL B. JUALO	F	ODPIPDM	CIVIL ENGINEER	jhenapril.jualo@vsu.edu.ph	
9.	CLINT C. SARVIDA	M	GSD	ELECTRICAL ENGINEER	clint.sarvida@vsu.edu.ph	
10.	JANSEL JOI C. VILLAS	F	OVPPRGAS	ADMIN AIDE	janseljoi.villas@vsu.edu.ph	
11.	ADRIEL EFRAM V. CUNANAN	M	ODPIPDM	ADMIN AIDE	adriel.cunanan@vsu.edu.ph	
12.	ALEX O. ELORCHA	M	SECURITY	ADMIN AIDE	alex.elorcha@vsu.edu.ph	
13.	AMANDA J. TAYLOR	M	UNITED STATES OF AMERICA	ADMIN AIDE	amanda.taylor@vsu.edu.ph	
14.	AMANDA J. TAYLOR	M	UNITED STATES OF AMERICA	ADMIN AIDE	amanda.taylor@vsu.edu.ph	
15.	PENARANDA, ANTONIO JR. C.	M	UNITED STATES OF AMERICA	ADMIN AIDE	antonio.cunanan@vsu.edu.ph	
16.	SANTIAGO T. PENA JR.	M	CUR	ADMIN AIDE	santiago.pena@vsu.edu.ph	

Standard Form Number: SF-INFR-72
Revised on: August 11, 2004

Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay City, Leyte

NOTICE TO PROCEED

March 23, 2022

MS. FE R. GENABE
Authorized Managing Officer
UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION
1246 Casafias St., Sampaloc, Manila

Dear Ms. Genabe:

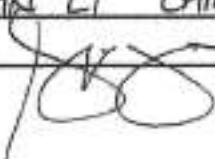
The attached Contract Agreement having been approved notice is hereby given to **UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION** that work may commence on the **Construction of Animal Research and Testing Laboratory Building (INFRA 22-01)** effective after receipt of this notice.

Upon receipt of this notice, you are responsible for performing the services under the terms and conditions of the Agreement and in accordance with the Implementation Schedule.

Please acknowledge receipt and acceptance of this notice by signing both copies in the space provided below. Keep one copy and return the other to the **VISAYAS STATE UNIVERSITY**.

Very truly yours,


EDGARDO E. TULIN
President 

I acknowledge receipt of this Notice on MARCH 31, 2022
Name of Bidder/Representative: JHIL LT LAMPATAN
Signature: 



August 5, 2022

FE R. GENABE

Authorized Managing Officer

Unitron Construction and Development Corporation

Dear Ms. Genabe,

It has been observed that the progress of the ongoing Construction of Animal Research and Testing Laboratory Building project is very minute. Since the commencement of the project last April 10, there are only five (5) out of thirty-two (32) column footings completed and still completing the excavation activity for the foundation. Checking on the actual slippage of the project, we are at a negative 65.31% slippage as of the end of July.

This alarming situation needs to be acted upon IMMEDIATELY. Please provide your catch-up plan as soon as possible and provide necessary manpower, materials and equipment on site.

For your immediate action. Thank you!

Respectfully yours,


PHLOEM D. GALUPO
Engineer III, PPO

Noted by:


ENGR. MARIO LILIB P. VALENZONA
Director, PPO


ENGR. DANIEL LESLIE S. TAN
Vice President for Administration and Finance
VSU

RECEIVED


DATE ENVELOPED: 08/15/22





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila
Site Office: P4 B5 L4 V&G Subd. Tacloban City
Tel. No. 255-3094/09182935195
unitron.cdc@gmail.com

August 19, 2022

EDGARDO E. TULIN
President
Visayas State University
Visca Baybay City Leyte

Subject: Request for Time Extension of Contract Period for the
Implementation of the Project **CONSTRUCTION OF ANIMAL RESEARCH
AND TESTING LABORATORY BUILDING (INFRA-22-01)**, Visayas State
University, Visca, Baybay City, Leyte with original contract price of Php
9,049,464.50.

Sir:

Greetings!!!

May I respectfully request for a time extension for the implementation of the Project **CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01)**, Visayas State University, Visca, Baybay City, Leyte due to the following reasons that causes the deferment of the operational activities on site:

- a.) Unfavorable weather conditions in the project site. As of this period that affects work accomplishments.
- b.) Typhoon Agaton that occur before implementation of the said project that destroys roads and bridges passages to the project location.
- c.) Inflation on the prices of construction materials due to increased prices of oil products caused by the invasion of Ukraine.

In this regard, the above reasons resulted to the operational deferral of our operational activities. Attached herewith are the Certifications from PAGASA for the amount of rainfall covering the construction period, S-Curve, Catch-up Plan, Manpower Schedule, and Equipment Utilization for this project. Therefore, I am hoping that this will be given due consideration.

Thank you very much and God Bless...

Very truly yours,


FE R. GENABE
Authorized Managing Officer



Unitron Construction & Development Corporation

Main Office: 1246 Casafias St. Sampaloc Manila

Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0917 892 4524

unitron.cdc@gmail.com

August 09, 2022

MARIO A. PEÑARANDA
OIC, PAGASA Weather Station
Airport, 6500, Tacloban City

Sir:

Greetings!!!

May we request for a certification on the daily amount of rainfall and bad weather condition data's for the period from April 1-30, 2022 to May 1-31, 2022, June 1-30, 2022 and July 1-31, 2022 near the area of Visayas State University Main Campus Visca Baybay City Leyte, for our reference and supporting document in our request for extension of contract period of the project awarded to us by the Visayas State University on the CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01), Visayas State University, Visca Baybay City, Leyte.

Thank you very much for the usual consideration & God bless.

Very Truly Yours,


FE R. GENABE

Authorized Managing Officer





Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

Philippine Atmospheric, Geophysical and Astronomical Services

Administration (PAGASA)

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of July 2022 are as follows:

July 2022	Rainfall in mm
01	0.9
02	0.0
03	0.2
04	1.7
05	3.6
06	20.8
07	0.8
08	5.6
09	19.6
10	8.8
11	0.0
12	0.3
13	0.0
14	0.0
15	0.6
16	1.1
17	4.8
18	Trace
19	0.0
20	0.2
21	0.4
22	0.0
23	0.0
24	4.2
25	0.0
26	1.2
27	42.8
28	3.8
29	2.5
30	18.0
31	0.0

*Note: trace means
measured rainfall is
less than 0.1mm*

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-22-01), Visayas State University, Visca Baybay City, Leyte** given this 12th day of August 2022.


MARIO A. PENARANDA
OIC, Tacloban Airport Station



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of June 2022 are as follows:

June 2022	Rainfall in mm
01	1.6
02	19.6
03	1.0
04	0.8
05	4.0
06	0.0
07	0.0
08	14.2
09	0.0
10	99.0
11	1.6
12	0.0
13	3.0
14	0.2
15	0.0
16	0.5
17	0.2
18	0.0
19	0.0
20	0.0
21	92.0
22	14.9
23	0.0
24	0.0
25	10.6
26	45.6
27	10.8
28	0.7
29	0.0
30	0.0

*Note: trace means
measured rainfall is
less than 0.1mm*

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-22-01), Visayas State University, Visca Baybay City, Leyte** given this 12th day of August 2022.


MARIO A. PEÑARANDA
OIC, Tacloban Airport Station



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of May 2022 are as follows:

May 2022	Rainfall in mm
01	0.0
02	0.0
03	0.0
04	0.6
05	0.0
06	3.3
07	3.6
08	0.8
09	21.2
10	8.8
11	0.0
12	0.0
13	25.6
14	8.5
15	0.2
16	0.0
17	0.0
18	0.0
19	0.0
20	0.0
21	0.0
22	0.0
23	0.0
24	0.0
25	0.0
26	1.4
27	9.0
28	0.0
29	15.4
30	11.2
31	0.0

*Note: trace means
measured rainfall is
less than 0.1mm*

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-22-01), Visayas State University, Visca Baybay City, Leyte** given this 12th day of August 2022.


MARIO A. PEÑARANDA
OIC, Tacloban Airport Station



Republic of the Philippines

DEPARTMENT OF SCIENCE AND TECHNOLOGY

**Philippine Atmospheric, Geophysical and Astronomical Services
Administration (PAGASA)**

PAGASA TACLOBAN, DZR AIRPORT, SAN JOSE, TACLOBAN CITY

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that, as per records of this station, the amount of rainfall collected over Baybay City and its neighboring municipalities for the month of April 2022 are as follows:

April 2022	Rainfall in mm
01	29.0
02	18.0
03	2.4
04	5.1
05	28.1
06	28.0
07	2.3
08	20.8
09	173.2
10	536.2
11	198.8
12	67.8
13	0.0
14	1.4
15	0.0
16	0.0
17	0.0
18	0.0
19	0.0
20	5.0
21	8.2
22	3.0
23	0.0
24	3.2
25	14.2
26	47.9
27	4.5
28	0.8
29	1.6
30	1.4

*Note: trace means
measured rainfall is
less than 0.1mm*

This certification is being issued upon the request of UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of Sampaloc, Manila in connection with their project entitled: **Construction of Animal Research and Testing Laboratory Building (INFRA-22-01), Visayas State University, Visca Baybay City, Leyte** given this 12th day of August 2022.


MARIO A. PEÑARANDA
OIC, Tacloban Airport Station



September 23, 2022

DR. EDGARDO E. TULIN

President

Visayas State University

Dear Dr. Tulin,

Greetings!


The contractor for the Construction of Animal Research and Testing Laboratory Building project, Unltron Construction and Development Corporation, requested a time extension due to the following reasons:

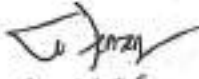
1. On the day of the schedule to commence the construction activities, typhoon Agaton hit the province of Leyte and caused floods and landslides in many areas in the city of Baybay and its adjacent municipalities. These events damaged bridges and blocked many portions of the national highway. This brought difficulties for the contractor to transport their construction materials and other resources to the site;
2. The company suffered from financial difficulties due to the worldwide economic crisis brought about by the pandemic and the ongoing conflict between major economic contributor countries. With this, the company was not able to cope with its financial obligations due to the high rising inflation rates of commodities, especially construction materials.


Currently, the contractor has already delivered onsite materials equivalent to 50% of the project. For the reasons stated above and the current condition onsite, the Physical Plant Office, as the infrastructure implementing unit of the university, would like to endorse the approval of a 100-calendar day extension for the completion of this contract.

Thank you very much.

Respectfully yours,

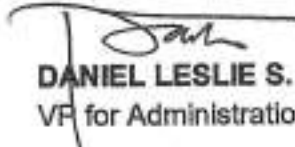

PHLOEM D. GALUPO
Engineer III


VP, PRG/IE
Delfino O. Fuman


SANTIAGO F. PEÑA JR.
Dean, College of
Veterinary Medicine

Noted by:


MARIO LILIO P. VALENZONA
Director, Physical Plant Office


DANIEL LESLIE S. TAN
VP for Administration and Finance



VISAYAS

STATE UNIVERSITY

OFFICE OF THE VICE PRESIDENT FOR
ADMINISTRATION AND FINANCE
Visaya Baybay City, Leyte 6521-A, PHILIPPINES
Phone/Fax: +63 583 7108; Local: 1092
Email Address: ovpa@vsu.edu.ph
Website: www.vsu.edu.ph

ANNEX C: ATTENDANCE SHEET DURING MEETING WITH CONTRACTOR

ATTENDANCE SHEET

Training/ Activity Title: Meeting with contractors.

Implementing Office/ Unit: OVPAF

Venue: OVPAF Conference room

Date (s) : September 23, 2022

No.	Name	Gender	Department/ Unit	Designated Position	Email Address/ contact number	Signature
1.	Tan, Daniel Leyle	M	OVPAF	VP	0936865396	
2.	Philem D. Galupo	F	PPD	ENCR	09264403556	
3.	Dalibol O. Toreros	M	OVPAF	VP/Asst. Chm	0917 634 1485	
4.	Apple Ann Montomayon	F		Director	09182935195	
5.	Fe Gumbala	F		- Asst -	09172587036	

6. *Mulgatier Hernandez* M

Director

09172587036



Vision:
Mission:

A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.



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A globally competitive university for science, technology, and environmental conservation.
Development of a highly competitive human resource, cutting-edge scientific knowledge and innovative technologies for sustainable communities and environment.

No.	Name	Gender	Department/ Unit	Designated Position	Email Address/ contact number	Signature
6.	AMPAYAN, JERRY B. C.	M	UCC			
7.	MARQUEZ, P. MARCOS	M	PPU			
8.						
9.						
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PROJECT
LOCATION
SUBJECT
DATE STARTED
CONTRACT TARGET TIME
ACCOMPLISHMENT AS OF

CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INTRA-22-02)
VSU Main Campus, Baybay City, Leyte
STATEMENT OF WORK ACCOMPLISHMENT
April 10, 2022
October 7, 2022
January 6, 2023

DESCRIPTION	TOTAL BID AMOUNT	WEIGHTED PERCENTAGE	ACCOMPLISHMENT					
			PREVIOUS		PRESENT		TO DATE	
			AMOUNT	%	AMOUNT	%	AMOUNT	%
1.0 MOBILIZATION	90,494.65	1.00%	-	-	90,494.65	100.00%	90,494.65	100.00%
2.0 EARTHWORKS	-	-	-	-	-	-	-	-
a. Excavation	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
b. Filling Materials (inside floor area)	9,049.46	0.10%	-	-	5,429.68	60.00%	5,429.68	60.00%
c. Removal of existing structures	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
3.0 FORMWORKS	542,967.87	6.00%	-	-	271,483.94	50.00%	271,483.94	50.00%
4.0 CIVIL/STRUCTURAL & MASONRY WORKS	-	-	-	-	-	-	-	-
a. Column Footings	415,370.42	4.59%	-	-	415,370.42	100.00%	415,370.42	100.00%
b. Columns from footing to floor beams	703,143.39	7.77%	-	-	703,143.39	100.00%	703,143.39	100.00%
c. Tie beams	252,480.06	2.79%	-	-	252,480.06	100.00%	252,480.06	100.00%
d. Floor beams	923,950.33	10.21%	-	-	369,580.13	40.00%	369,580.13	40.00%
e. Second floor slab	600,884.44	6.64%	-	-	-	-	-	0.00%
f. Columns up to roof beams	361,978.58	4.00%	-	-	-	-	-	0.00%
g. Roof beams	232,571.24	2.57%	-	-	-	-	-	0.00%
h. Concrete fascia	217,187.15	2.40%	-	-	-	-	-	0.00%
i. Concrete flooring	274,196.77	3.03%	-	-	-	-	-	0.00%
j. stairs and railings	102,258.95	1.13%	-	-	-	-	-	0.00%
k. Piling of CHB	688,664.25	7.61%	-	-	103,299.64	15.00%	103,299.64	15.00%
l. Cement plastering	282,343.29	3.12%	-	-	-	-	-	0.00%
5.0 ROOF FRAMING	884,132.68	9.77%	-	-	-	-	-	0.00%
6.0 ROOFING	501,340.33	5.54%	-	-	-	-	-	0.00%
7.0 CEILING WORKS	184,609.08	2.04%	-	-	-	-	-	0.00%
8.0 HALLWAY STEEL RAILINGS	76,015.50	0.84%	-	-	-	-	-	0.00%
9.0 DOORS AND WINDOWS	385,507.19	4.26%	-	-	-	-	-	0.00%
10.0 ELECTRICAL WORKS	665,135.64	7.35%	-	-	-	-	-	0.00%
11.0 PLUMBING WORKS	195,468.43	2.16%	-	-	-	-	-	0.00%
12.0 CONCRETE COUNTERS, CR TILES, FIXTURES	278,723.51	3.06%	-	-	-	-	-	0.00%
13.0 SEPTIC TANK	90,494.65	1.00%	-	-	-	-	-	0.00%
	9,049,464.50	100.00%	-	0.00%	2,301,776.54	25.44%	2,301,776.54	25.44%

PREPARED BY:
PHILIP B. CALUPO
Engineer III, PPO

REVIEWED BY:
MARIO LILIO R. VALENZONA
Director, PPO

Item No.	Description	APRIL	MAY	JUNE	JULY
1.0	CONSTRUCTION OF ASHLEY RESEARCH AND TESTING LABORATORY BUILDING				
1.1	Excavation				
1.2	Foundation				
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1.88	Foundation				
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1.94	Foundation				
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1.99	Foundation				
2.00	Foundation				

WORK SUSPENSION (APRIL 10 - JUNE 05, 2022)

ES. B. GOSWAMI
Authorized Signing Officer
Construction and Development Commission


[illegible]

PROJECT
LOCATION
SUBJECT
DATE STARTED
CONTRACT TARGET TIME
ACCOMPLISHMENT AS OF

: CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (IMFRA-22-01)
: VSU Main Campus, Baybay City, Leyte
: STATEMENT OF WORK ACCOMPLISHMENT
: April 10, 2022
: October 7, 2022
: October 7, 2022

DESCRIPTION	TOTAL BID AMOUNT	WEIGHTED PERCENTAGE	PREVIOUS		PRESENT		TO DATE	
			AMOUNT	%	AMOUNT	%	AMOUNT	%
1.0 MOBILIZATION	90,494.65	1.00%	90,494.65	100.00%	90,494.65	100.00%	180,989.29	200.00%
2.0 EARTHWORKS	-	-	-	-	-	-	-	-
a. Excavation	45,247.32	0.50%	22,623.66	50.00%	22,623.66	50.00%	45,247.32	100.00%
b. Filling Materials (inside floor area)	9,049.46	0.10%	-	-	-	-	-	0.00%
c. Removal of existing structures	45,247.32	0.50%	45,247.32	100.00%	45,247.32	100.00%	90,494.65	200.00%
3.0 FORMWORKS	542,967.87	6.00%	-	-	54,296.79	10.00%	54,296.79	10.00%
4.0 CIVIL/STRUCTURAL & MASONRY WORKS	-	-	-	-	-	-	-	-
a. Column Footings	415,370.42	4.59%	166,148.17	40.00%	415,370.42	100.00%	581,518.59	140.00%
b. Columns from footing to floor beams	703,143.39	7.77%	-	-	-	-	-	0.00%
c. Tie beams	252,480.06	2.79%	-	-	37,872.01	15.00%	37,872.01	15.00%
d. Floor beams	923,950.33	10.21%	-	-	-	-	-	0.00%
e. Second floor slab	600,884.44	6.64%	-	-	-	-	-	0.00%
f. Columns up to roof beams	361,578.58	4.00%	-	-	-	-	-	0.00%
g. Roof beams	232,571.24	2.57%	-	-	-	-	-	0.00%
h. Concrete fascia	217,187.15	2.40%	-	-	-	-	-	0.00%
h. Concrete flooring	274,198.77	3.03%	-	-	-	-	-	0.00%
i. stairs and railings	102,258.95	1.13%	-	-	-	-	-	0.00%
j. Piling of CHB	688,664.25	7.61%	-	-	-	-	-	0.00%
k. Cement plastering	282,343.29	3.12%	-	-	-	-	-	0.00%
5.0 ROOF FRAMING	884,132.68	9.77%	-	-	-	-	-	0.00%
6.0 ROOFING	501,340.33	5.54%	-	-	-	-	-	0.00%
7.0 CEILING WORKS	184,609.08	2.04%	-	-	-	-	-	0.00%
8.0 HALLWAY STEEL RAILINGS	76,015.50	0.84%	-	-	-	-	-	0.00%
9.0 DOORS AND WINDOWS	385,507.19	4.26%	-	-	-	-	-	0.00%
10.0 ELECTRICAL WORKS	655,135.64	7.35%	-	-	-	-	-	0.00%
11.0 PLUMBING WORKS	195,468.43	2.16%	-	-	-	-	-	0.00%
12.0 CONCRETE COUNTERS, CR TILES, FIXTURES	278,723.51	3.08%	-	-	-	-	-	0.00%
13.0 SEPTIC TANK	90,494.65	1.00%	-	-	-	-	-	0.00%
	9,049,464.50	100.00%	324,513.80	3.59%	665,904.85	7.36%	990,418.64	10.94%

PREPARED BY:


PHILOMENA B. GAUDIPIO
Engineer III, PPO

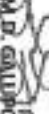
REVIEWED BY:


MARIO D. P. VALENZONA
Director, PPO


PROJECT : CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFR-22-01)
 LOCATION : VSU Main Campus, Baybay City, Leyte
 SUBJECT : STATEMENT OF WORK ACCOMPLISHMENT
 DATE STARTED : April 10, 2022
 CONTRACT TARGET TIME : October 7, 2022
 ACCOMPLISHMENT AS OF : December 16, 2022

DESCRIPTION	TOTAL BID AMOUNT	WEIGHTED PERCENTAGE	ACCOMPLISHMENT					
			PREVIOUS		PRESENT		TO DATE	
			AMOUNT	%	AMOUNT	%	AMOUNT	%
1.0 MOBILIZATION	90,494.65	1.00%	-	-	90,494.65	100.00%	90,494.65	100.00%
2.0 EARTHWORKS	-	-	-	-	-	-	-	-
a. Excavation	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
b. Filling Materials (inside floor area)	9,049.66	0.10%	-	-	5,429.68	60.00%	5,429.68	60.00%
c. Removal of existing structures	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
3.0 FORMWORKS	542,967.87	6.00%	-	-	217,187.15	40.00%	217,187.15	40.00%
4.0 CIVIL/STRUCTURAL & MASONRY WORKS	-	-	-	-	-	-	-	-
a. Column Footings	415,370.42	4.59%	-	-	415,370.42	100.00%	415,370.42	100.00%
b. Columns from footing to floor beams	703,143.39	7.77%	-	-	210,943.02	30.00%	210,943.02	30.00%
c. Tie beams	252,680.06	2.79%	-	-	227,232.05	90.00%	227,232.05	90.00%
d. Floor beams	923,950.33	10.21%	-	-	-	-	-	-
e. Second floor slab	600,894.44	6.64%	-	-	-	-	-	-
f. Columns up to roof beams	361,978.58	4.00%	-	-	-	-	-	-
g. Roof beams	232,571.24	2.57%	-	-	-	-	-	-
h. Concrete fascia	217,187.15	2.40%	-	-	-	-	-	-
h. Concrete Flooring	274,198.77	3.03%	-	-	-	-	-	-
i. stairs and railings	102,258.95	1.13%	-	-	-	-	-	-
j. Piling of CHB	688,664.25	7.61%	-	-	103,299.64	15.00%	103,299.64	15.00%
k. Cement plastering	282,343.29	3.12%	-	-	-	-	-	-
5.0 ROOF FRAMING	884,132.68	9.77%	-	-	-	-	-	-
6.0 ROOFING	501,340.33	5.54%	-	-	-	-	-	-
7.0 CEILING WORKS	184,609.08	2.04%	-	-	-	-	-	-
8.0 HALLOWAY STEEL RAILINGS	76,015.50	0.84%	-	-	-	-	-	-
9.0 DOORS AND WINDOWS	385,507.19	4.26%	-	-	-	-	-	-
10.0 ELECTRICAL WORKS	665,135.64	7.35%	-	-	-	-	-	-
11.0 PLUMBING WORKS	195,468.43	2.16%	-	-	-	-	-	-
12.0 CONCRETE COUNTERS, CR TILES, FIXTURES	278,723.51	3.08%	-	-	-	-	-	-
13.0 SEPTIC TANK	90,494.65	1.00%	-	-	-	-	-	-
	9,049,464.50	100.00%	-	0.00%	1,360,451.25	15.03%	1,360,451.25	15.03%

PREPARED BY:


 PHILGEM B. GALUPO
 Engineer III, PPO

REVIEWED BY:


 MARIO JUDIO P. VALENZONA
 Director, PPO



Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila
Site Office: P4 B5 L4 V&G Subd. Tacloban City
Tel. No. 255-3094/09182935195
unitron.cdc@gmail.com

January 12, 2023

EDGARDO E. TULIN
President
Visayas State University
Visca Baybay City, Leyte

Subject: Request for Work Suspension of Contract Period for the Implementation of the Project **CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01), Visayas State University, Visca, Baybay City, Leyte** with original contract price of Php 9,049,464.50.

Sir:

Greetings!!!

May I respectfully request for a time extension for the implementation of the Project: **CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01), Visayas State University, Visca, Baybay City, Leyte** due to the following reasons that causes the deferment of the operational activities on site:

- a.) Unfavorable weather conditions in the project site.

In this regard, the above reasons resulted to the operational deferral of our operational activities. Attached herewith are the Certifications from PAGASA for the amount of rainfall covering the construction period and contracts for this project. Therefore, I am hoping that this will be given due consideration.

Thank you very much and God Bless...

Very truly yours,


FE R. GENABE

Authorized Managing Officer

ACTUAL WORK ACCOMPLISHMENT (with No. of Days Request for Extension)

[illegible]

Richard
Vice President
Automated Marketing System
Medical Cardiology and Diagnostic Corporation

DESCRIPTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING	FEBRUARY 2023				MARCH 2023				APRIL 2023				MAY 2023				JUNE 2023				
	Week 1	Week 2	Week 3	Week 4	Week 5	Week 6	Week 7	Week 8	Week 9	Week 10	Week 11	Week 12	Week 13	Week 14	Week 15	Week 16	Week 17	Week 18	Week 19	Week 20	Week 21
	7days	14days	21days	28days	35days	42days	49days	56days	63days	70days	77days	84days	91days	98days	105days	112days	119days	126days	133days	140days	147days
Mobilization																					
Earthworks																					
Foundations																					
Civil/Structural and Masonry Work																					
a. Ceiling/Flooring																					
b. Carpets from flooring to floor beams																					
c. Floor Beams																					
d. Concrete Floor																					
e. Concrete Floor																					
f. Slabs and Partitions																					
g. Roof Beams																					
h. Roof Tracing																					
i. Roofing																					
j. Ceiling Plaster and Boards (Special Floor)																					
k. Halfway Steel Roofing																					
l. Doors and Windows																					
m. Electrical Wiring and Fittings																					
n. Plumbing																					
o. Carpentry, Timber Floor and wall, Shower Room floor, Carpets, Working Room Counter (Dry) and Partitions																					
p. Septic Tank																					
TOTAL CALENDAR DAYS, REQUEST FOR EXTENSION																					
121 CALENDAR DAYS (NOTE: UP TO June 24, 2023, if started on Feb 24, 2023 which was after the last meeting on																					

[illegible]

PROJECT : CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFR-22-01)
LOCATION : VSU Main Campus, Baybay City, Leyte
SUBJECT : STATEMENT OF WORK ACCOMPLISHMENT
DATE STARTED : April 10, 2022
CONTRACT TARGET TIME : October 7, 2022
ACCOMPLISHMENT AS OF : January 20, 2023

DESCRIPTION	TOTAL BID AMOUNT	WEIGHTED PERCENTAGE	ACCOMPLISHMENT			
			PREVIOUS		PRESENT	
			AMOUNT	%	AMOUNT	%
1.0 MOBILIZATION	90,494.65	1.00%	-	-	90,494.65	100.00%
2.0 EARTHWORKS	-	-	-	-	-	-
a. Excavation	45,247.32	0.50%	-	-	45,247.32	100.00%
b. Filling Materials (inside floor area)	9,049.46	0.10%	-	-	8,144.52	90.00%
c. Removal of existing structures	45,247.32	0.50%	-	-	45,247.32	100.00%
3.0 FORMWORKS	542,967.87	6.00%	-	-	380,077.51	70.00%
4.0 CIVIL/STRUCTURAL & MASONRY WORKS	-	-	-	-	-	-
a. Column Footings	415,370.42	4.59%	-	-	415,370.42	100.00%
b. Columns from footing to floor beams	703,143.39	7.77%	-	-	703,143.39	100.00%
c. Tie beams	252,480.06	2.79%	-	-	252,480.06	100.00%
d. Floor beams	923,950.33	10.21%	-	-	554,370.20	60.00%
e. Second floor slab	600,884.44	6.64%	-	-	60,088.44	10.00%
f. Columns up to roof beams	361,978.58	4.00%	-	-	-	0.00%
g. Roof beams	232,571.24	2.57%	-	-	-	0.00%
h. Concrete Fascia	217,187.15	2.40%	-	-	-	0.00%
i. Concrete Flooring	274,198.77	3.03%	-	-	-	0.00%
j. stairs and railings	102,258.95	1.13%	-	-	-	0.00%
k. Filing of CHB	688,654.25	7.61%	-	-	103,299.64	15.00%
l. Cement plastering	282,343.29	3.12%	-	-	-	0.00%
5.0 ROOF FRAMING	884,132.68	9.77%	-	-	-	0.00%
6.0 ROOFING	501,340.33	5.54%	-	-	-	0.00%
7.0 CEILING WORKS	184,609.08	2.04%	-	-	-	0.00%
8.0 HALLWAY STEEL RAILINGS	76,015.50	0.84%	-	-	-	0.00%
9.0 DOORS AND WINDOWS	385,507.19	4.26%	-	-	-	0.00%
10.0 ELECTRICAL WORKS	655,135.64	7.35%	-	-	-	0.00%
11.0 PLUMBING WORKS	195,468.43	2.16%	-	-	-	0.00%
12.0 CONCRETE COUNTERS, CR TILES, FIXTURES	278,723.51	3.08%	-	-	-	0.00%
13.0 SEPTIC TANK	90,494.65	1.00%	-	-	-	0.00%
	9,049,464.50	100.00%	-	0.00%	2,657,963.47	29.37%

PREPARED BY:

 PHAEDRA B. GARCIA
 Engineer III, PEO

REVIEWED BY:

 MARIO LILIA P. VALENZONA
 Director, PPO



Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/09182935195

unitron.cdc@gmail.com

March 06, 2023

Dr. Edgardo E. Tulin
President
Visayas State University
Visca, Baybay, City, Leyte

Sir,

Greetings!

Please be informed that we have temporarily suspended our work with the project: **CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA-22-01)**, Visayas State University, Visca, Baybay City effective today, March 06, 2023 until we received notice on the approval of our Motion for Reconsideration or after we received payment on our progress billing whichever comes first.

In this regard we are furnishing you a copy of the following:

1. Catch-up Plan and S-Curve
2. Actual Work Accomplishment
3. Pictures at the site of the project before and during construction.

Hoping for your kind and usual consideration.

Thank you very much and God bless.

Very truly yours,


FE R. GENABE
Authorized Managing Officer

PROJECT:
LOCATION:
SUBJECT:
DATE STARTED:
CONTRACT TARGET TIME:
ACCOMPLISHMENT AS OF:

: CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING (INFRA 22-01)
: VSU Main Campus, Baybay City, Leyte
: STATEMENT OF WORK ACCOMPLISHMENT
: April 10, 2022
: October 7, 2022
: March 22, 2023

DESCRIPTION	TOTAL BID AMOUNT	WEIGHTED PERCENTAGE	ACCOMPLISHMENT				TO DATE	
			PREVIOUS AMOUNT	%	PRESENT AMOUNT	%	AMOUNT	%
1.0 MOBILIZATION	90,494.65	1.00%	-	-	90,494.65	100.00%	90,494.65	100.00%
2.0 EARTHWORKS	-	-	-	-	-	-	-	-
a. Excavation	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
b. Filling Materials (Inside Floor area)	9,049.46	0.10%	-	-	9,049.46	100.00%	9,049.46	100.00%
c. Removal of existing structures	45,247.32	0.50%	-	-	45,247.32	100.00%	45,247.32	100.00%
3.0 FORMWORKS	542,967.87	6.00%	-	-	380,077.51	70.00%	380,077.51	70.00%
4.0 CIVIL/STRUCTURAL & MASONRY WORKS	-	-	-	-	-	-	-	-
a. Column Footings	415,370.42	4.59%	-	-	415,370.42	100.00%	415,370.42	100.00%
b. Columns from footing to floor beams	703,143.39	7.77%	-	-	703,143.39	100.00%	703,143.39	100.00%
c. Tie beams	252,480.06	2.79%	-	-	252,480.06	100.00%	252,480.06	100.00%
d. Floor beams	923,950.33	10.21%	-	-	554,370.20	60.00%	554,370.20	60.00%
e. Second floor slab	600,884.44	6.64%	-	-	-	-	-	0.00%
f. Columns up to roof beams	361,978.58	4.00%	-	-	-	-	-	0.00%
g. Roof beams	232,571.24	2.57%	-	-	-	-	-	0.00%
h. Concrete facade	217,187.15	2.40%	-	-	-	-	-	0.00%
i. Concrete flooring	274,198.77	3.03%	-	-	-	-	-	0.00%
j. stairs and railings	102,758.95	1.13%	-	-	-	-	-	0.00%
k. Piling of CHB	688,664.25	7.61%	-	-	206,599.27	30.00%	206,599.27	30.00%
l. Cement plastering	282,343.29	3.12%	-	-	-	-	-	0.00%
5.0 ROOF FRAMING	884,132.68	9.77%	-	-	-	-	-	0.00%
6.0 ROOFING	501,340.33	5.54%	-	-	-	-	-	0.00%
7.0 CEILING WORKS	194,609.08	2.04%	-	-	-	-	-	0.00%
8.0 HALLWAY STEEL RAILINGS	76,015.50	0.84%	-	-	-	-	-	0.00%
9.0 DOORS AND WINDOWS	385,507.19	4.26%	-	-	-	-	-	0.00%
10.0 ELECTRICAL WORKS	665,135.64	7.35%	-	-	-	-	-	0.00%
11.0 PLUMBING WORKS	195,468.43	2.16%	-	-	-	-	-	0.00%
12.0 CONCRETE COUNTERS, CR TILES, FIXTURES	278,723.51	3.08%	-	-	-	-	-	0.00%
13.0 SEPTIC TANK	90,494.65	1.00%	-	-	90,494.65	100.00%	90,494.65	100.00%
	9,049,464.50	100.00%	-	-	2,792,574.25	30.86%	2,792,574.25	30.86%

PREPARED BY:

REVIEWED BY:

RECOMMENDING APPROVAL:

APPROVED BY:

PHILIP D. SALUPO
Engineer III, PPD

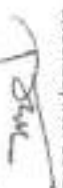
MARIO LITO P. VALENZONA
Director, PPD

DANIEL LESUE S. TAN
VP for Admin and Finance

EDGARDO E. TULIN
President, VSU

109676 / OP 4/12/23

CHECKED/INSPECTED:



DANIEL LESLIE S. TAN
Chairperson, Inspectorate Team



PHOEN D. GALUPPO
Member, Inspectorate Team



MARIO LITO P. VALENZONA
Vice-Chair, Inspectorate Team



JIEN APRIL B. JUALO
Member, Inspectorate Team



LOUELLA C. AMPAC
Member, Inspectorate Team



MARCELO T. ABRERA, JR.
Member, Inspectorate Team



ELVIN A. CABANERO
Member, Inspectorate Team



CLINT S. SARVIDA
Member, Inspectorate Team

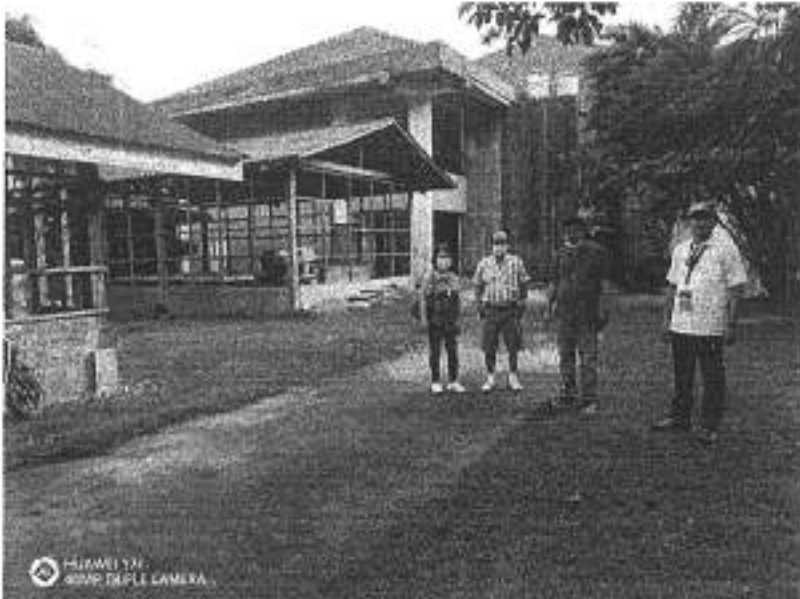


Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila
Site Office: P4 B5 L4 V&G Subd. Tacloban City
Tel. No. 255-3094/0918 293 5195
unitron.cdc@gmail.com

Project Name:	Construction of Animal Research and Testing Laboratory Building
Location:	Visca, Baybay City, Leyte
Project Reference No.:	INFRA-22-01
Owner:	Visayas State University
Contractor:	UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

PRE-CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:

Construction of Animal Research and Testing Laboratory Building

Location:

Visca, Baybay City, Leyte

Project Reference No.:

INFRA-22-01

Owner:

Visayas State University

Contractor:

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

PRE-CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

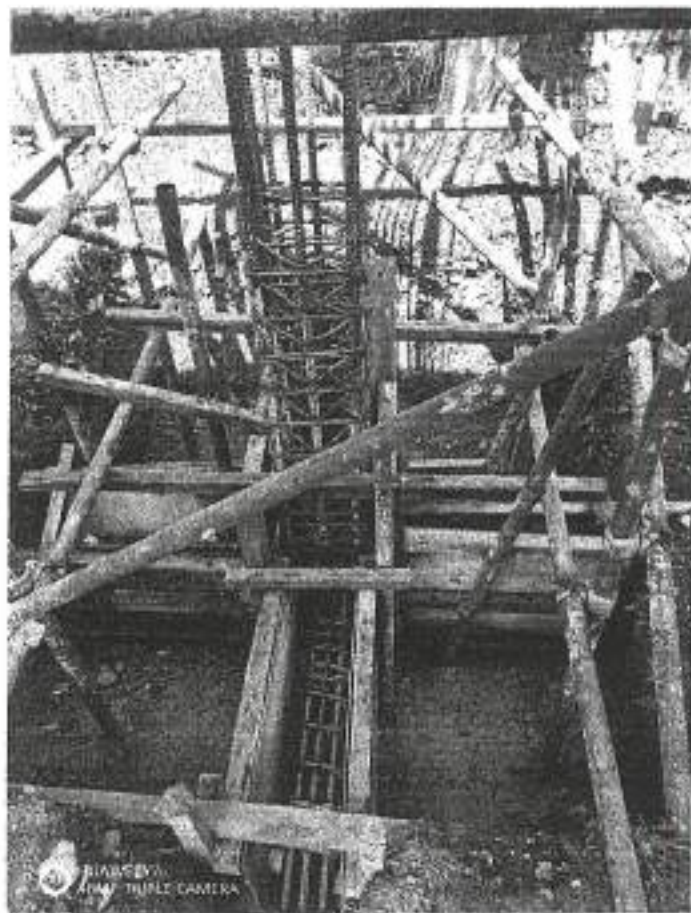
Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:	Construction of Animal Research and Testing Laboratory Building
Location:	Visca, Baybay City, Leyte
Project Reference No.:	INFRA-22-01
Owner:	Visayas State University
Contractor:	UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

DURING CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:	Construction of Animal Research and Testing Laboratory Building
Location:	Visca, Baybay City, Leyte
Project Reference No.:	INFRA-22-01
Owner:	Visayas State University
Contractor:	UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

BEFORE CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

Site Office: P4 B5 L4 V&G Subd, Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:

Construction of Animal Research and Testing Laboratory Building

Location:

Visca, Baybay City, Leyte

Project Reference No.:

INFRA-22-01

Owner:

Visayas State University

Contractor:

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

BEFORE CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casafias St. Sampaloc Manila

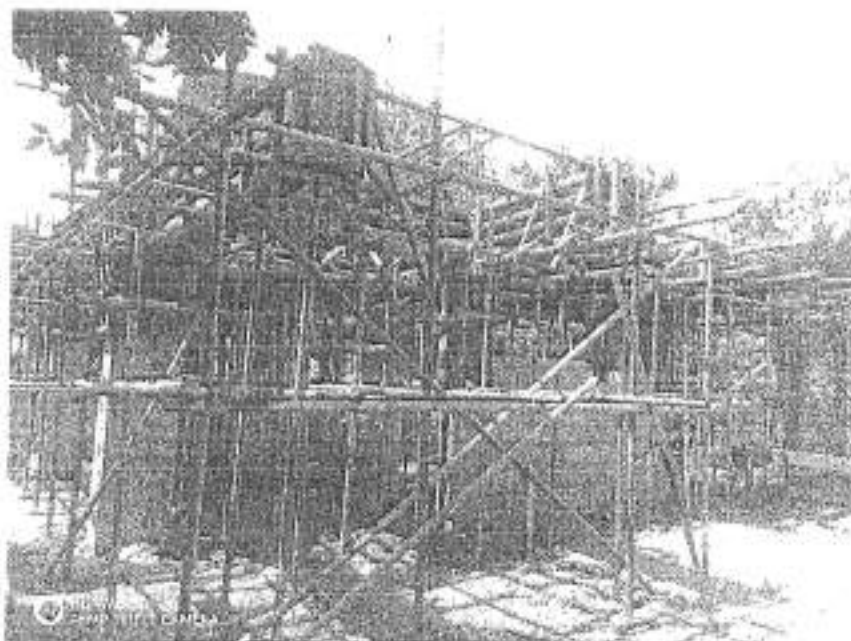
Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:	Construction of Animal Research and Testing Laboratory Building
Location:	Visca, Baybay City, Leyte
Project Reference No.:	INFRA-22-01
Owner:	Visayas State University
Contractor:	UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

DURING CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

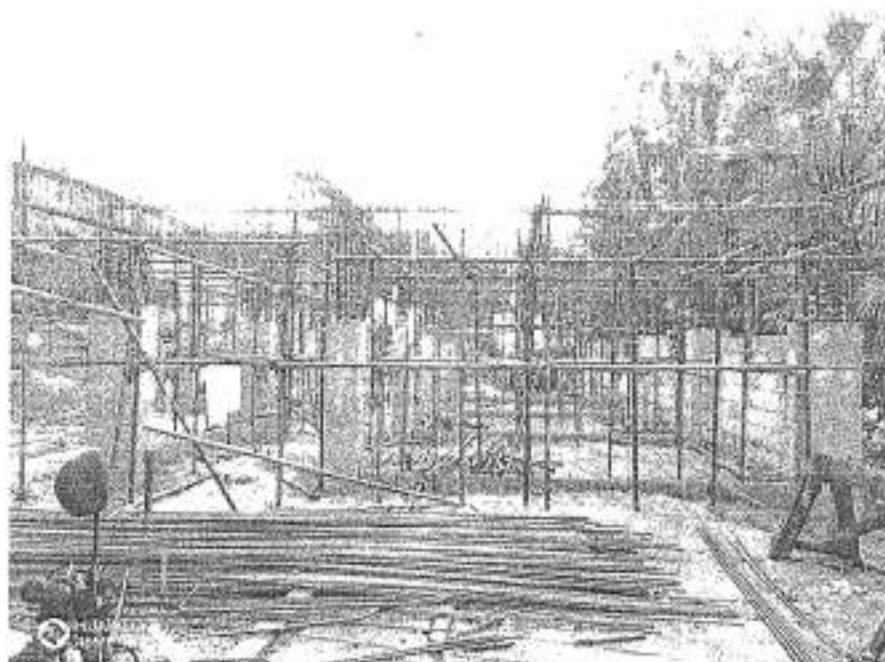
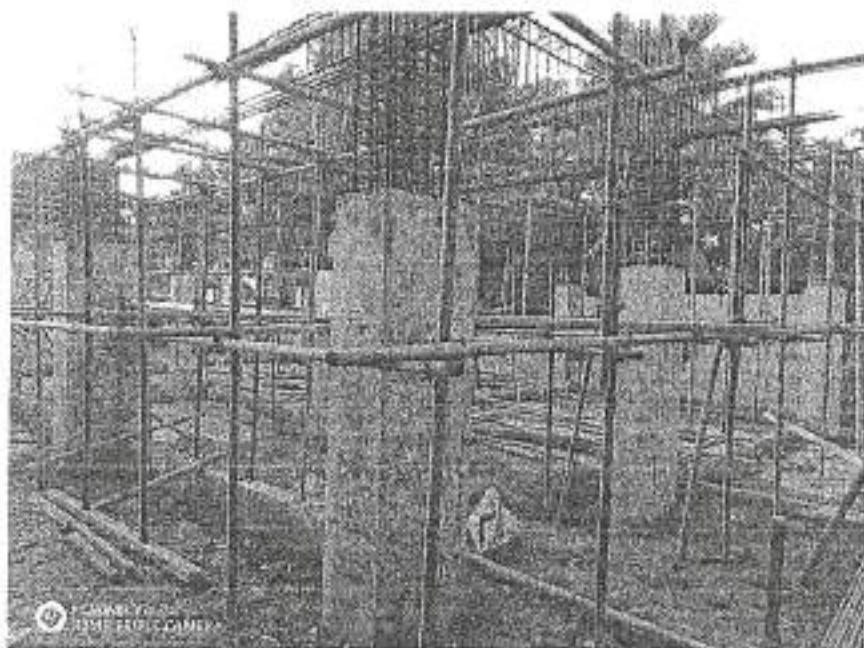
Site Office: P4 B5 L4 V&G Subd. Tacloban City

Tel. No. 255-3094/0918 293 5195

unitron.cdc@gmail.com

Project Name:	Construction of Animal Research and Testing Laboratory Building
Location:	Visca, Baybay City, Leyte
Project Reference No.:	INFRA-22-01
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DURING CONSTRUCTION





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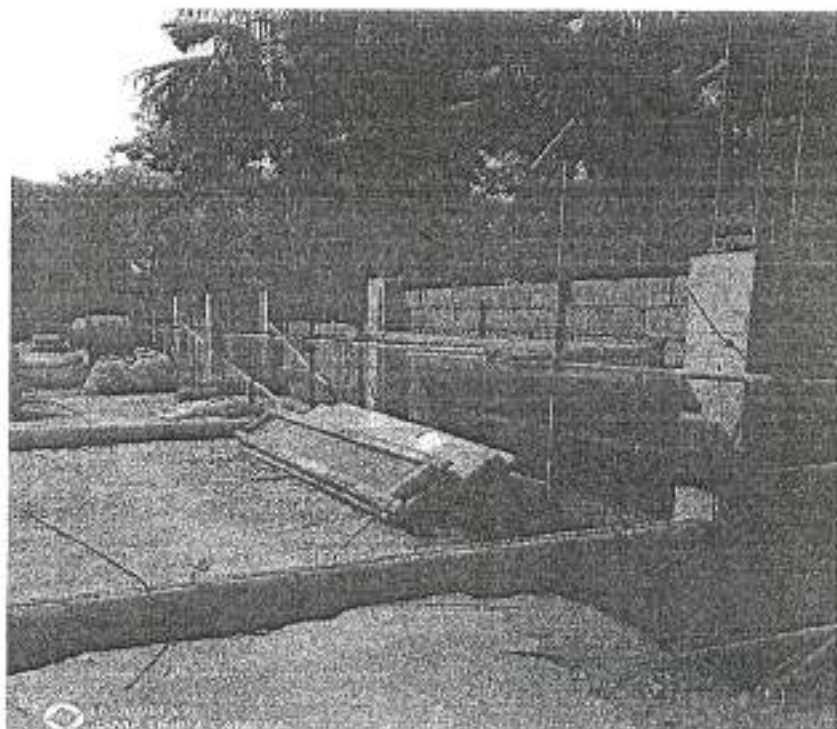
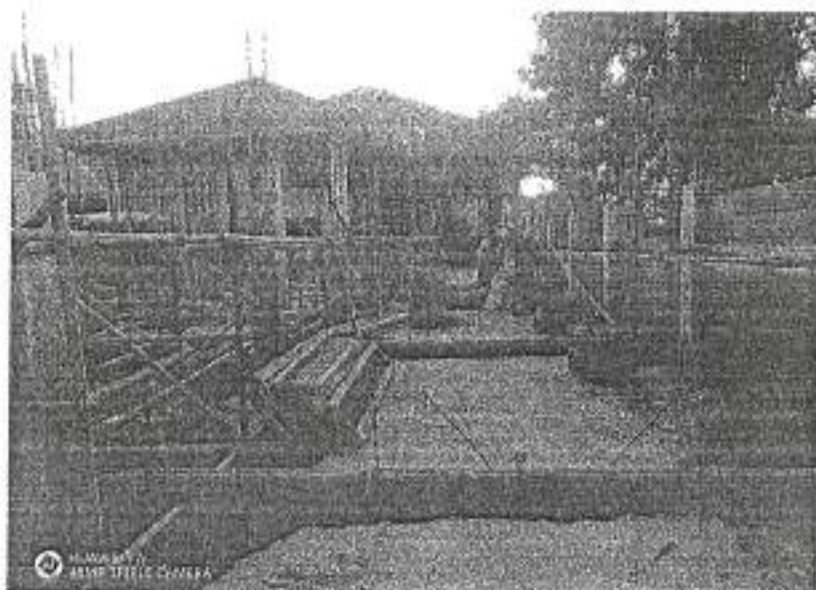
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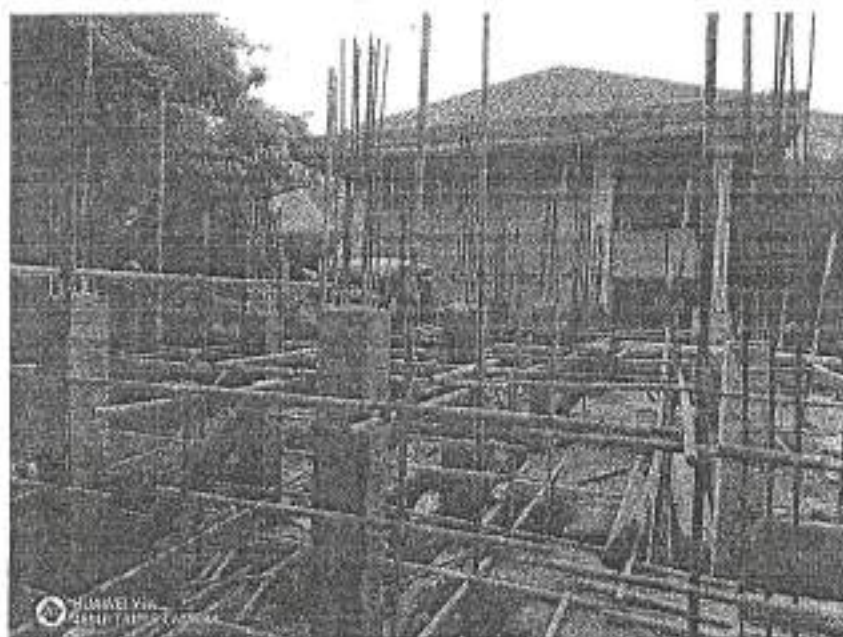
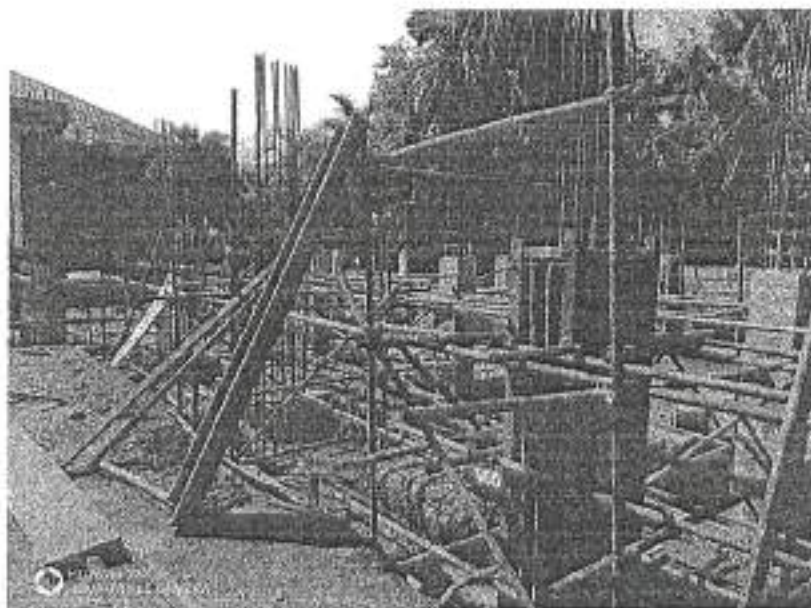


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Visca, Baybay City, Leyte

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INFRA-22-01

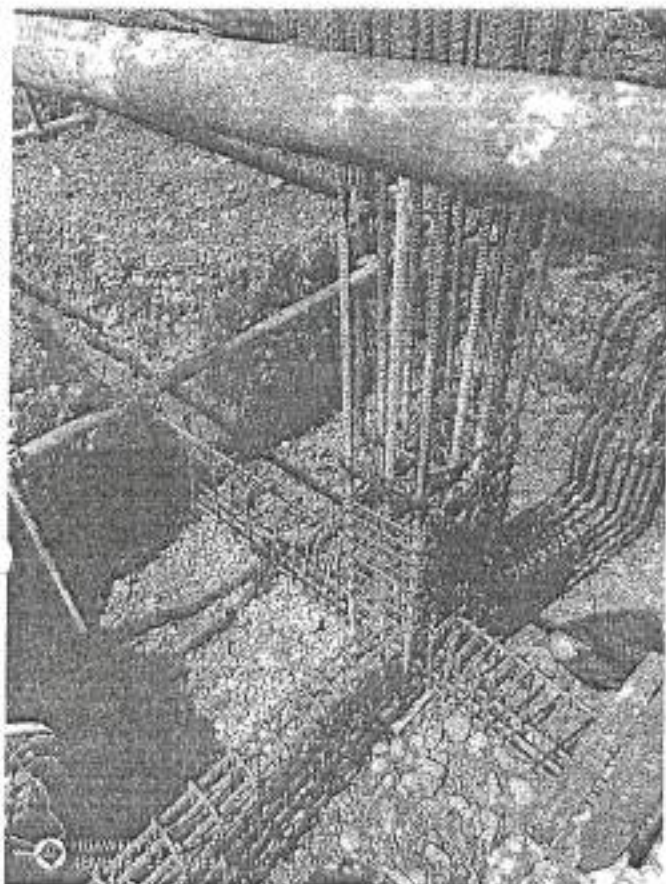
Owner:

Visayas State University

Contractor:

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

DURING CONSTRUCTION





Unitron Construction & Development Corporation

Main Office: 1246 Casafias St. Sampaloc Manila

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unitron.cdc@gmail.com

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Location:

Project Reference No.:

Owner:

Contractor:

Construction of Animal Research and Testing Laboratory Building

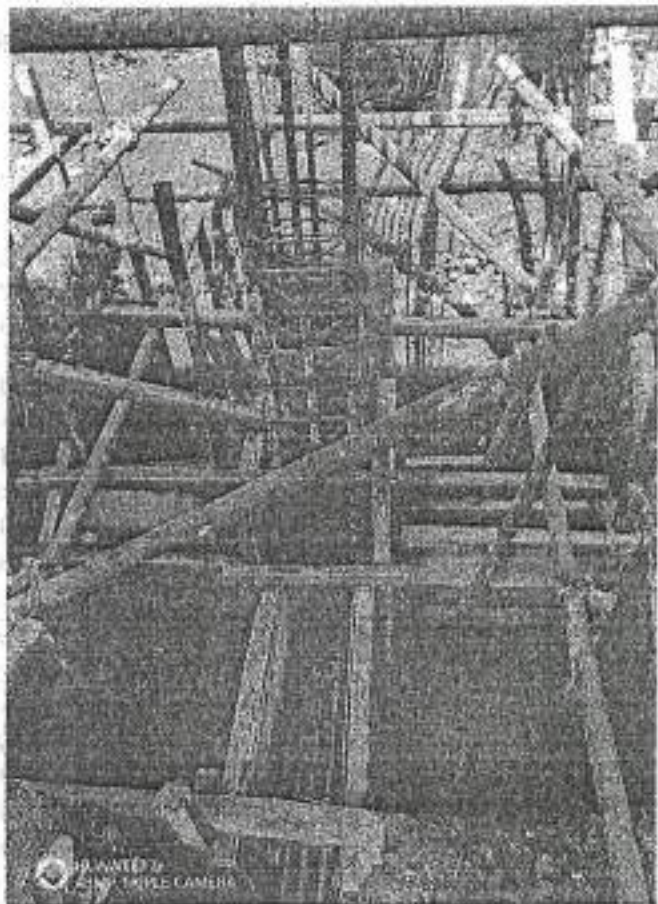
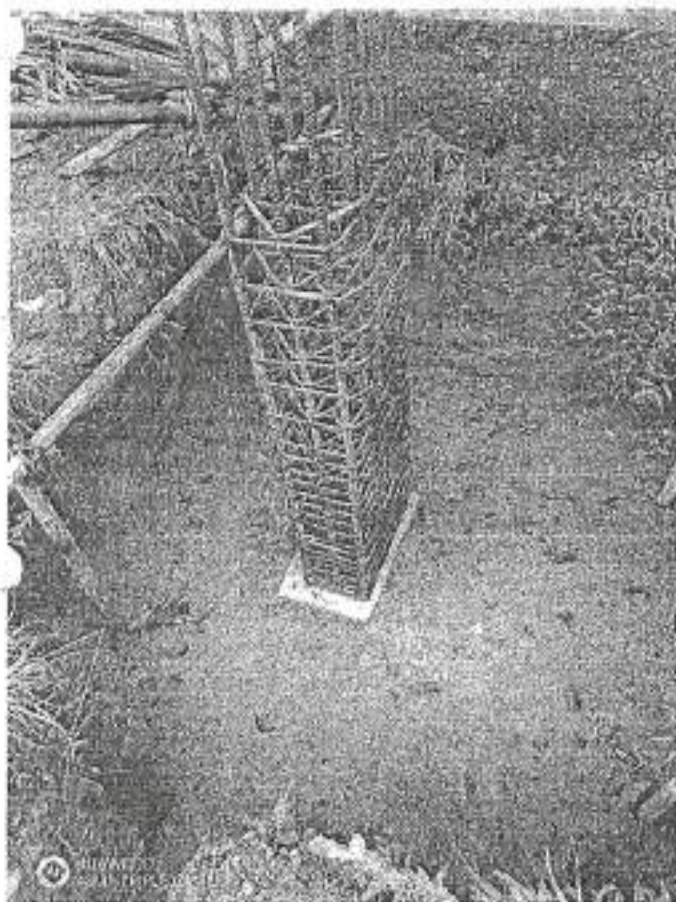
Visca, Baybay City, Leyte

INFRA-22-01

Visayas State University

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

DURING CONSTRUCTION





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unitron.cdc@qmsit.com

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Visca, Baybay City, Leyte

Project Reference No.:

INFRA-22-01

Owner:

Visayas State University

Contractor:

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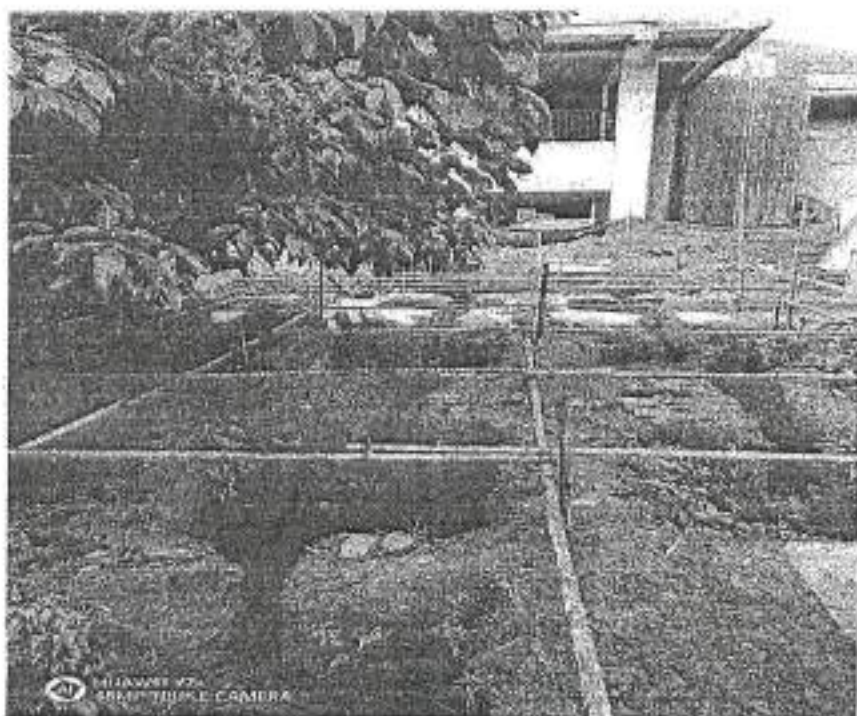
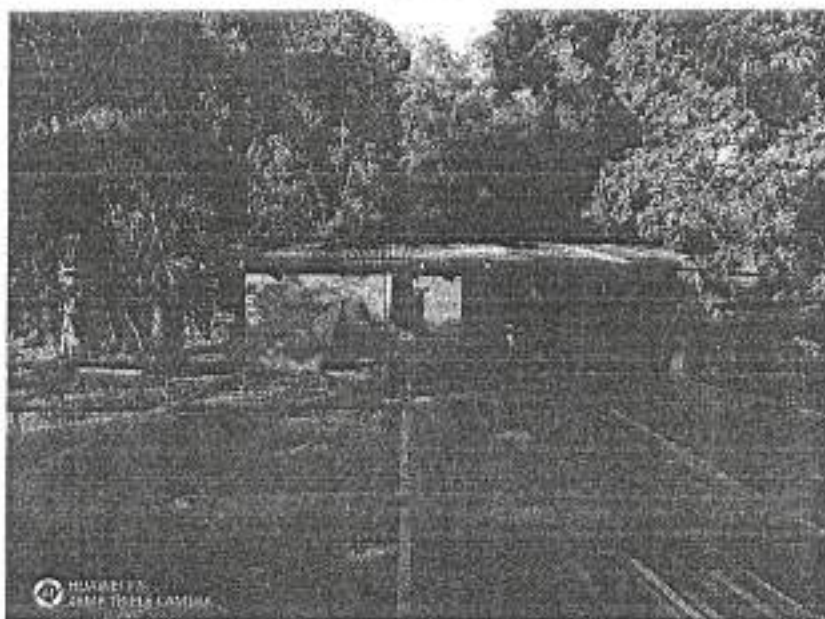
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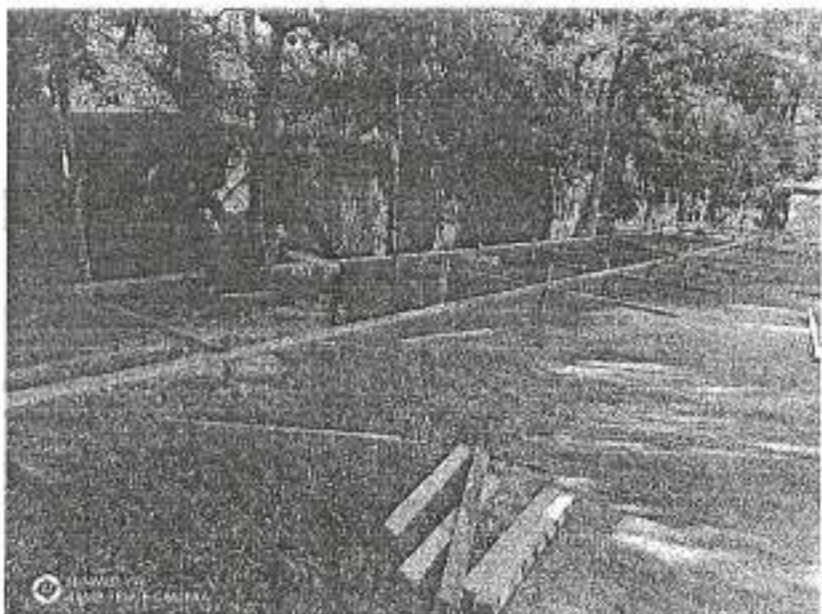
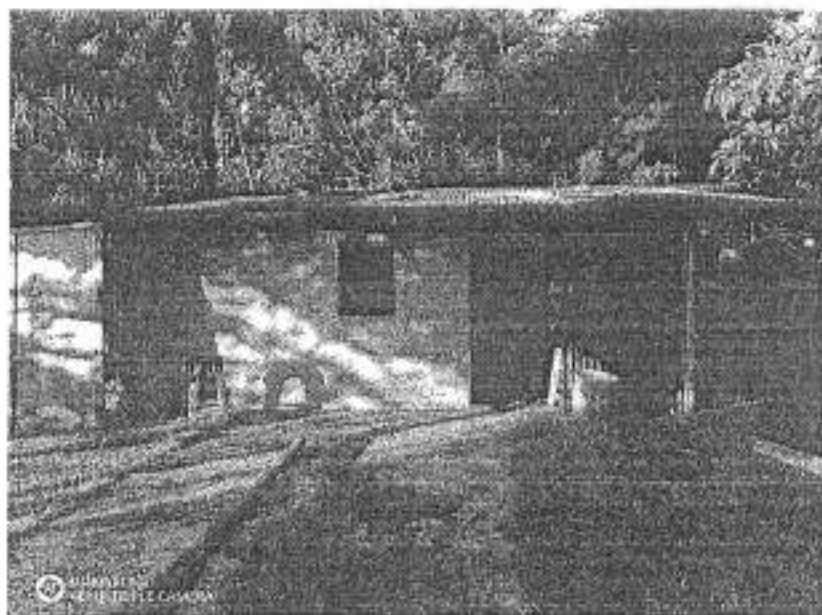
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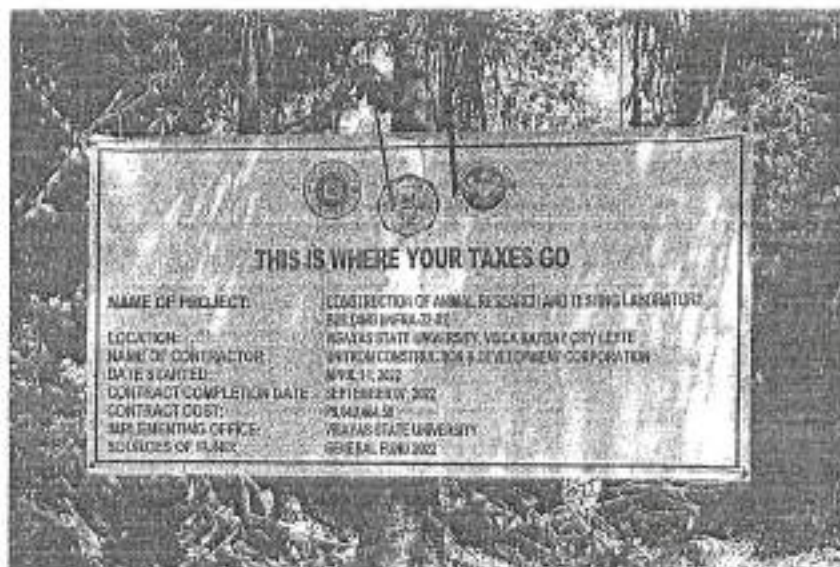
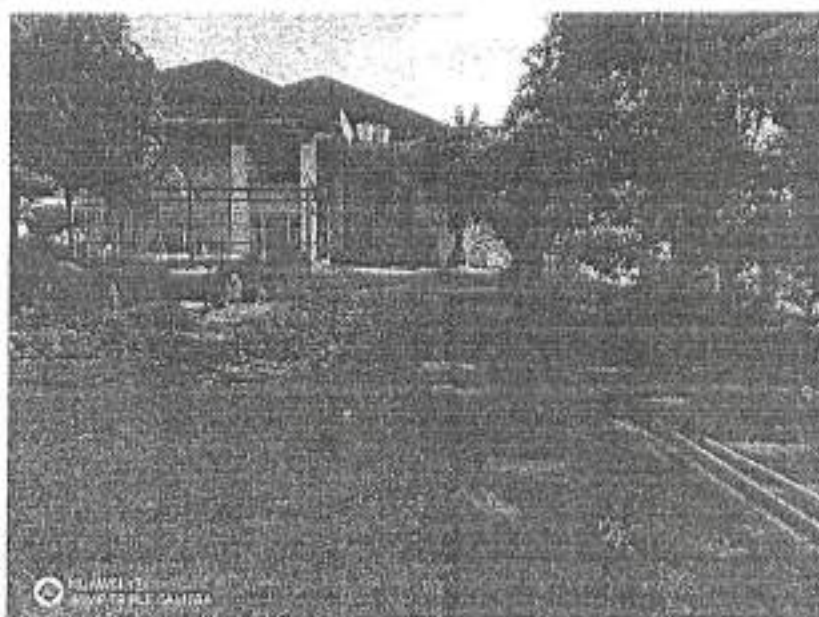
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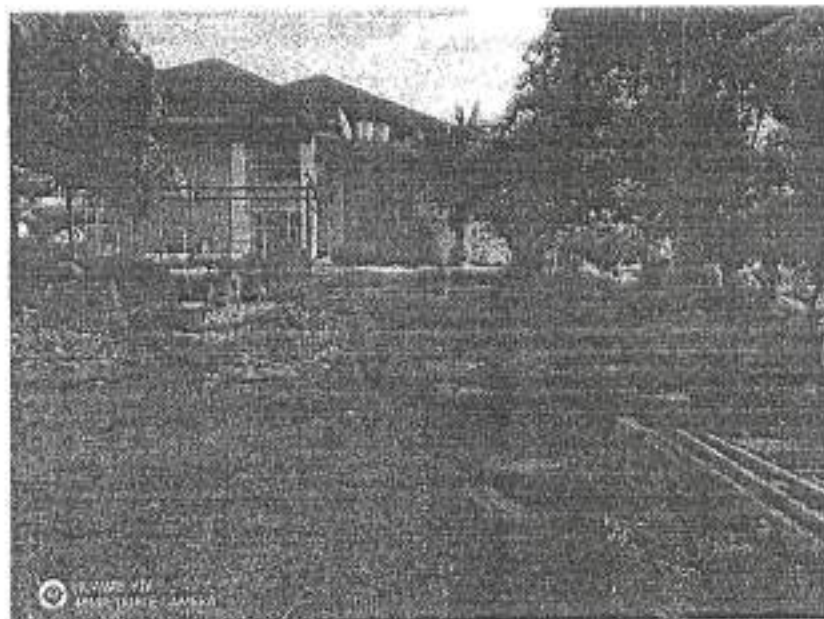
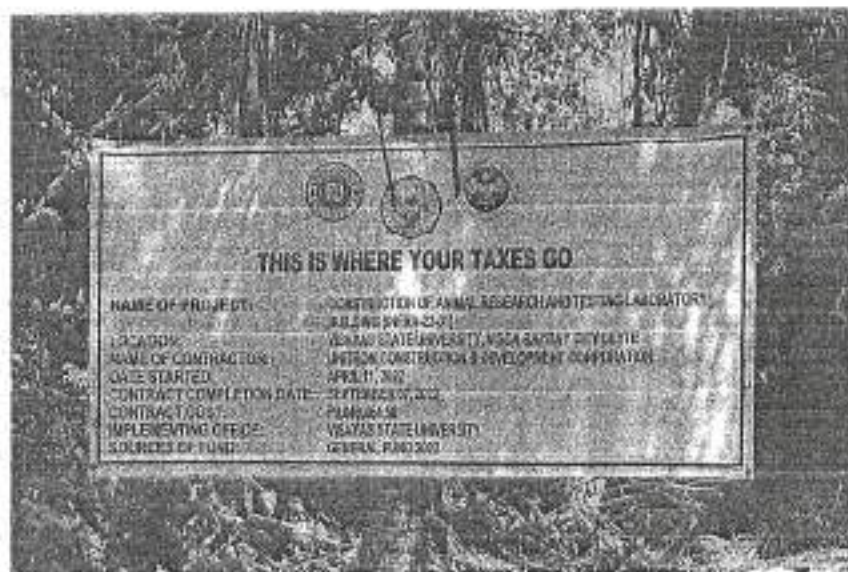


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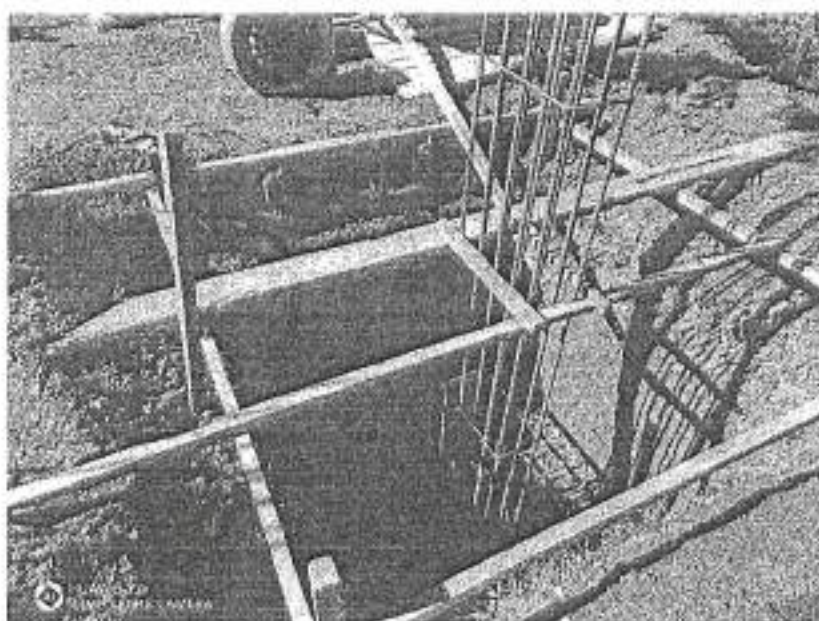
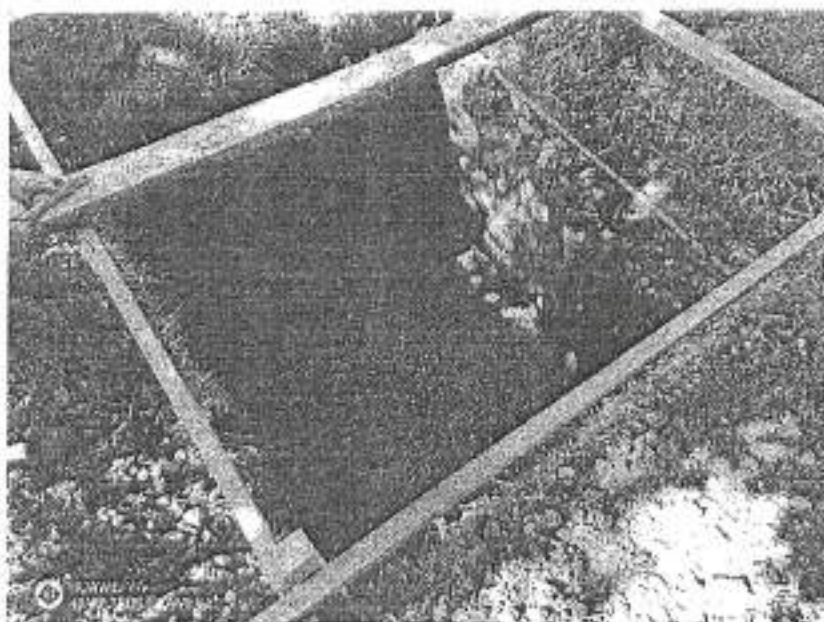
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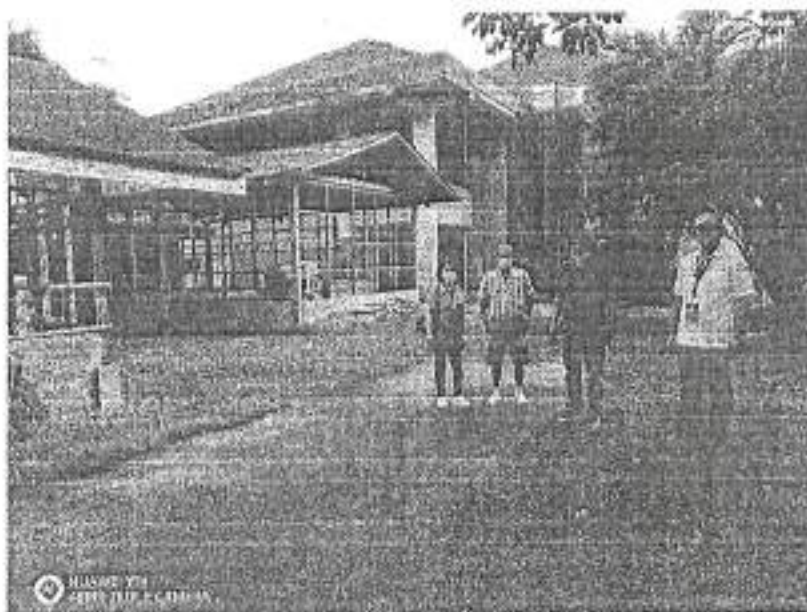
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BEFORE CONSTRUCTION





Unitron Construction & Development Corporation

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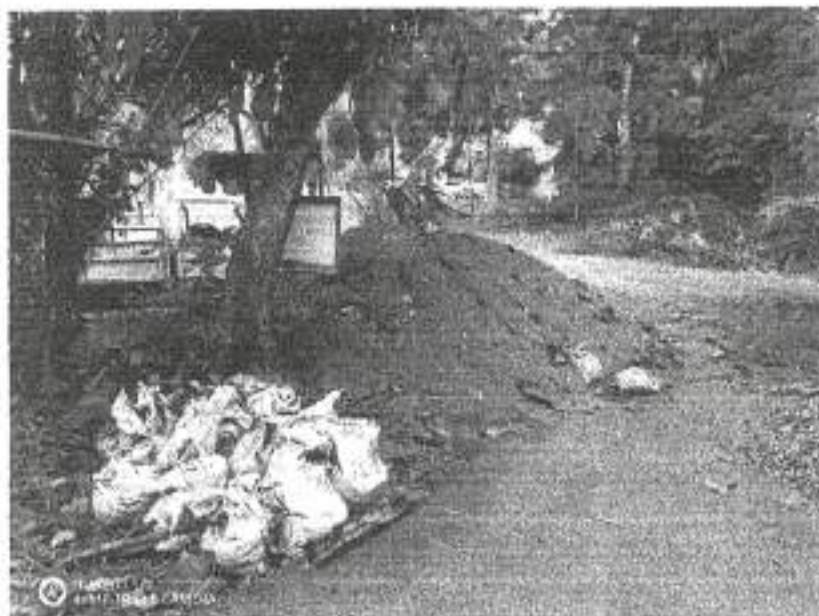
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Project Reference No.:	INFRA-22-01
Owner:	Visayas State University
Contractor:	UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

MATERIALS ON SITE





Unitron Construction & Development Corporation

Main Office: 1246 Casañas St. Sampaloc Manila

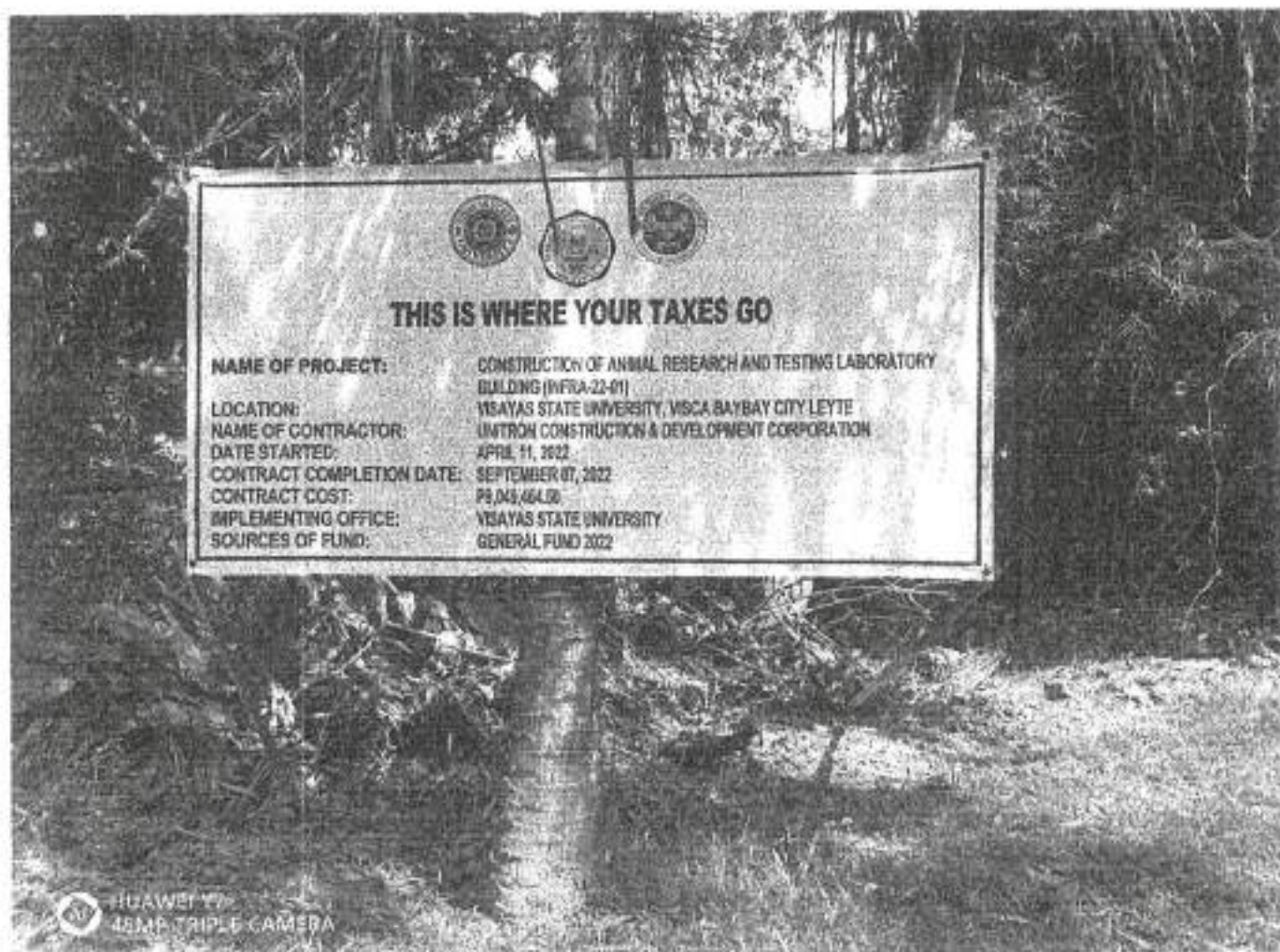
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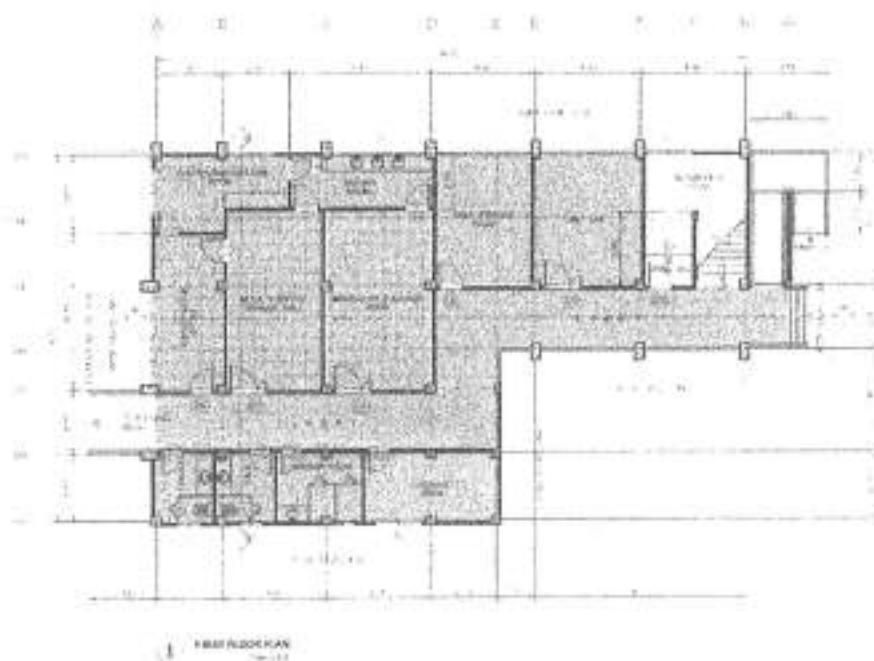
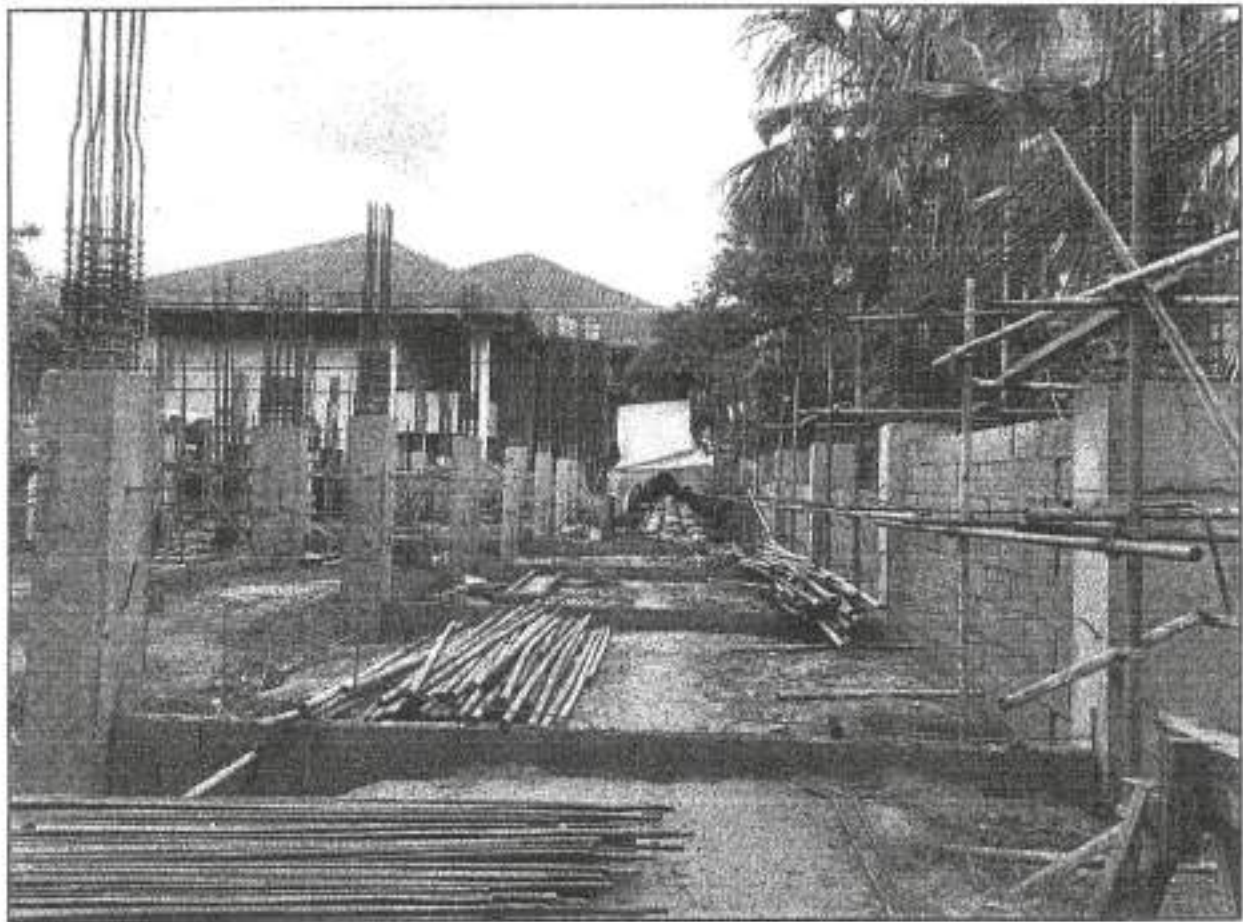
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PROJECT BILLBOARD





Removal of existing structures – 100%; excavation – 100%, and filling of materials (interior floor area) – 100%



Unitron Construction & Development Corporation

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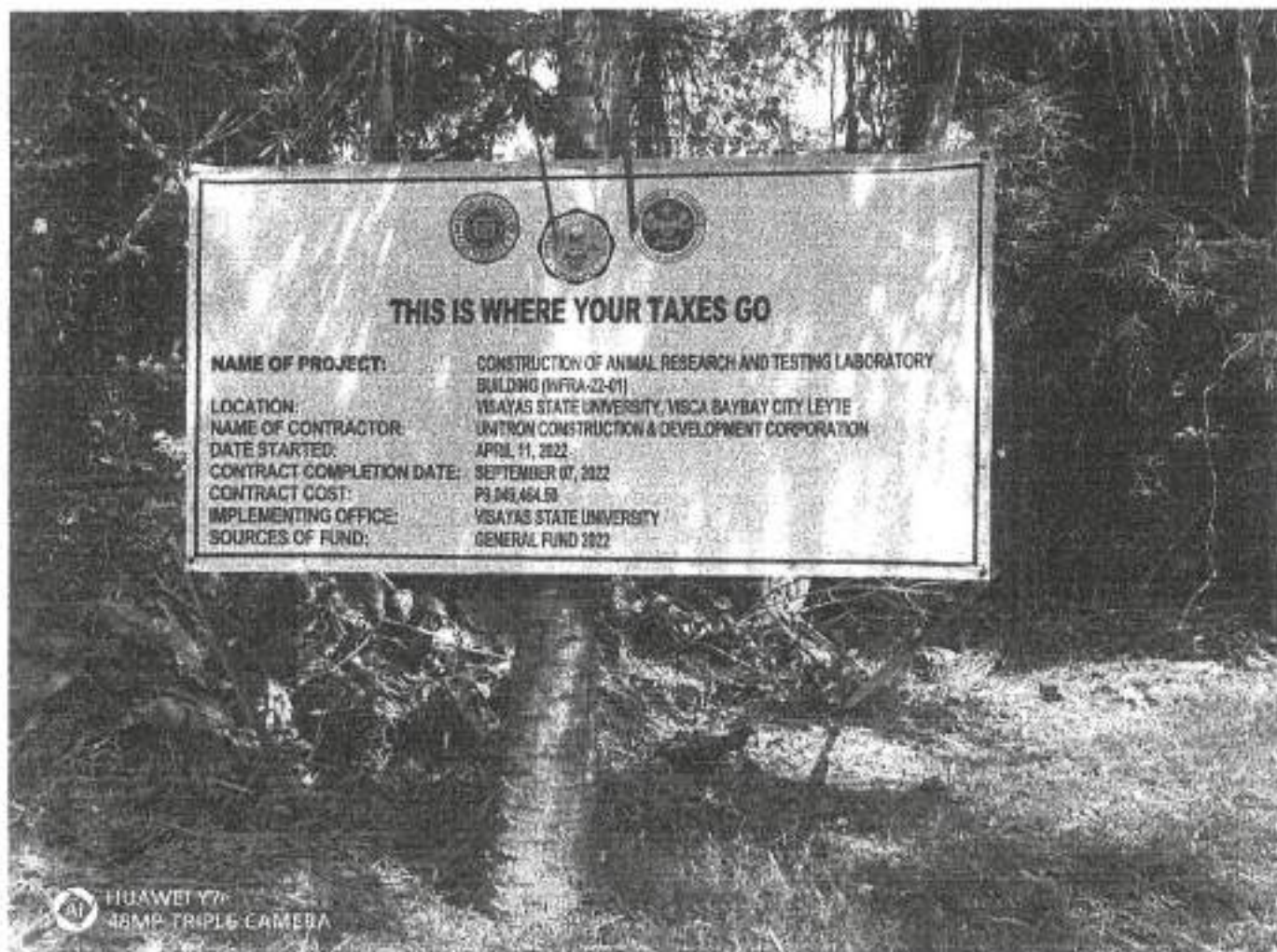
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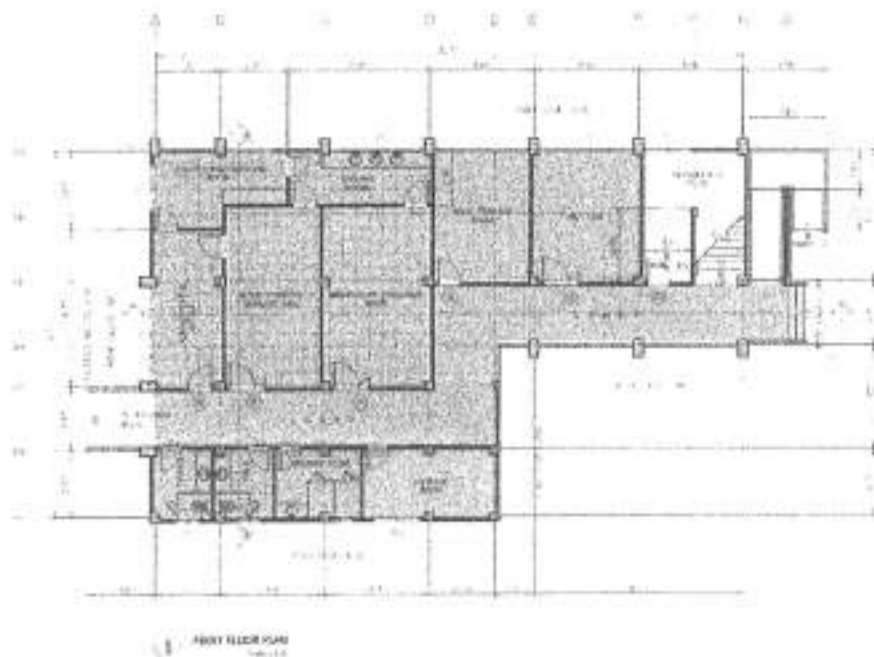
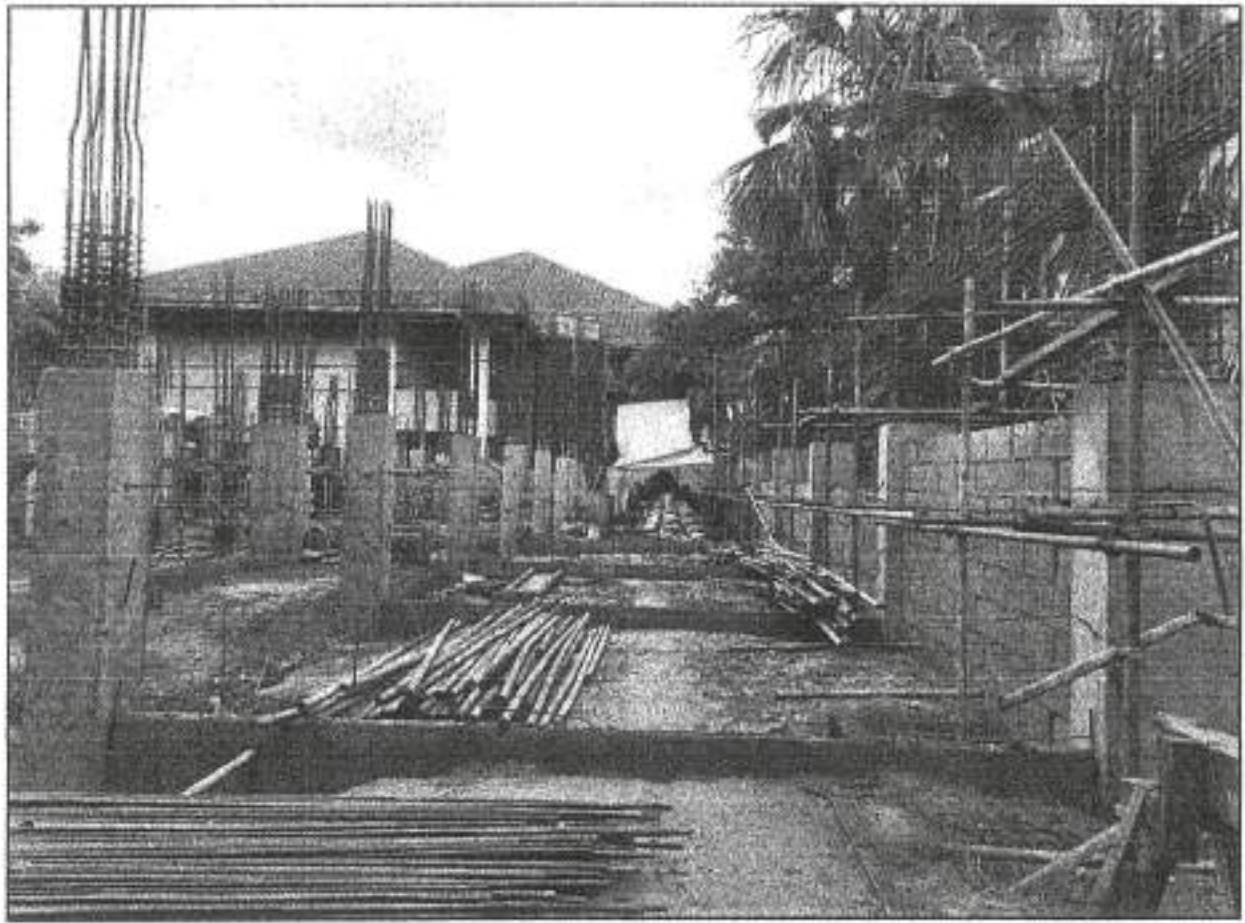
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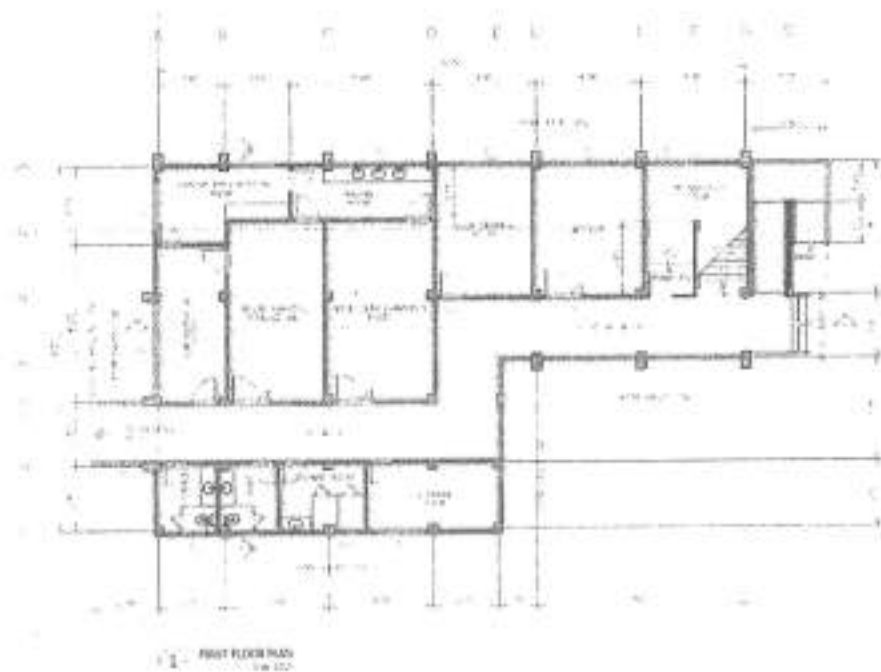
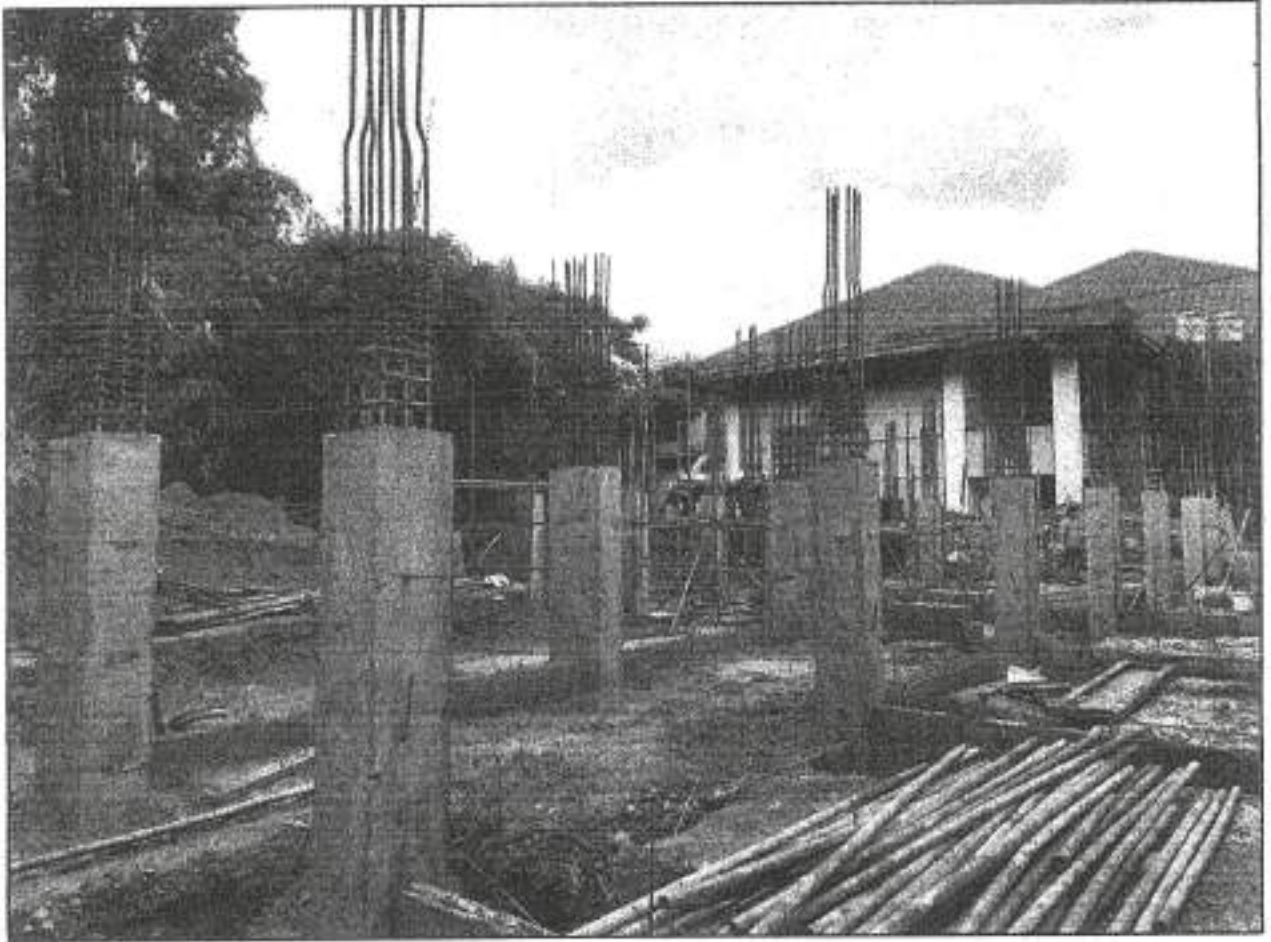
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PROJECT BILLBOARD



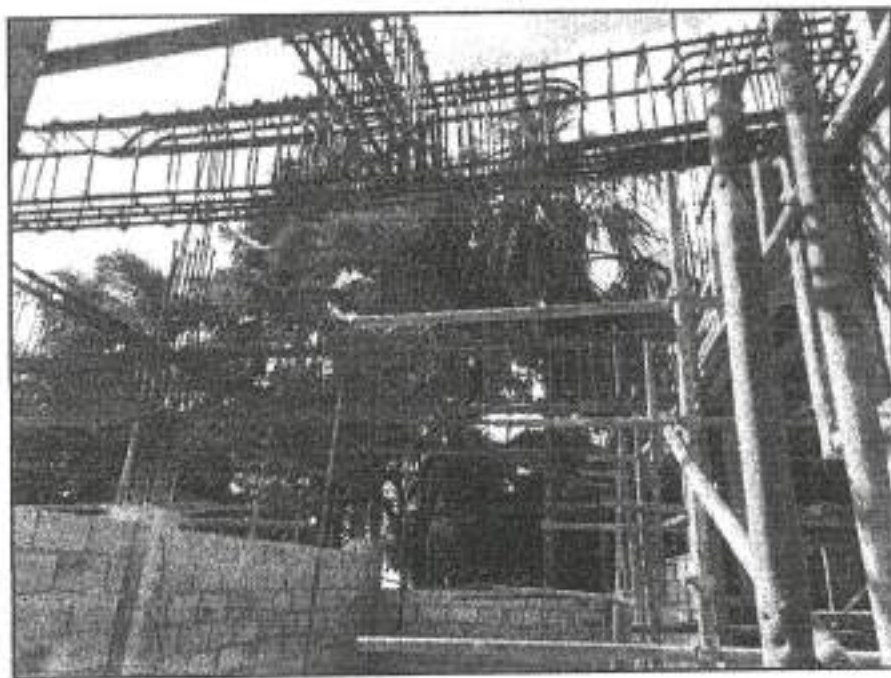
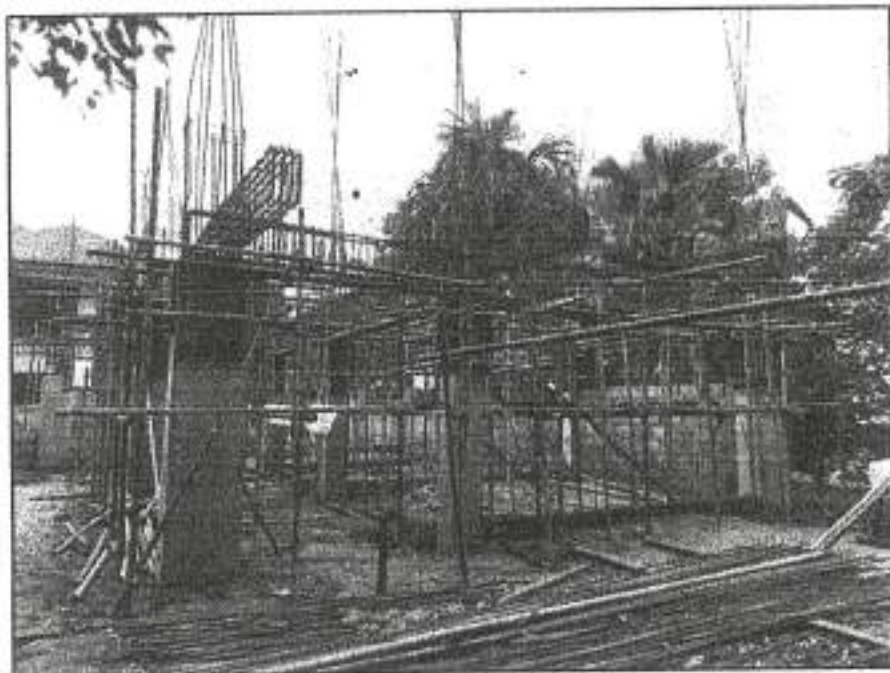


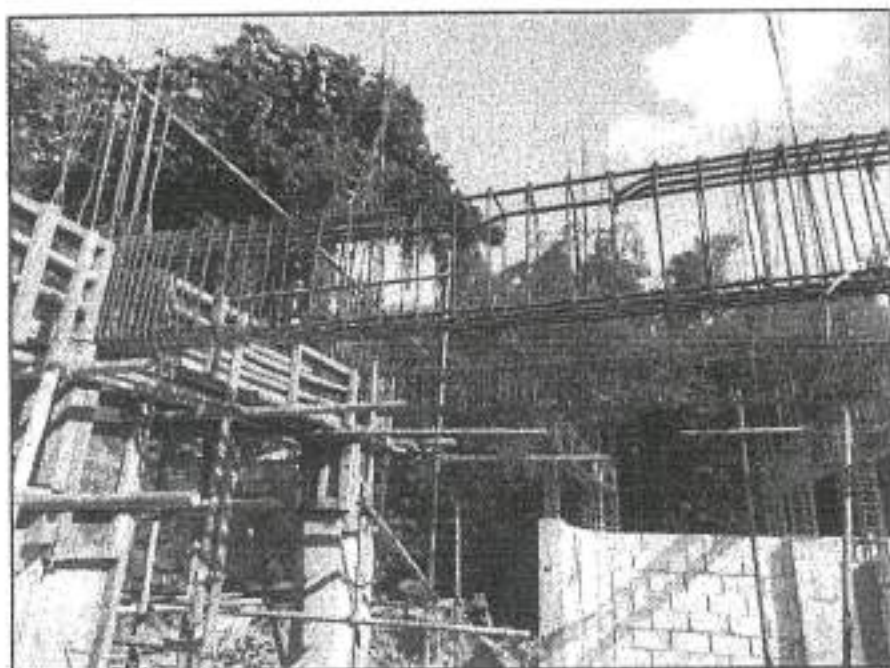
Removal of existing structures – 100%; excavation – 100%, and filling of materials (interior floor area) – 100%



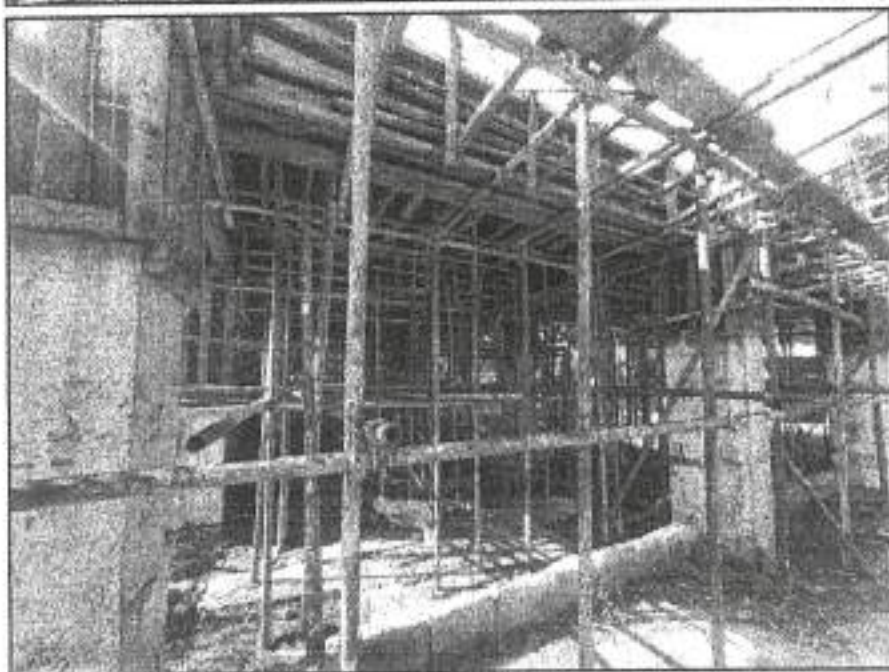
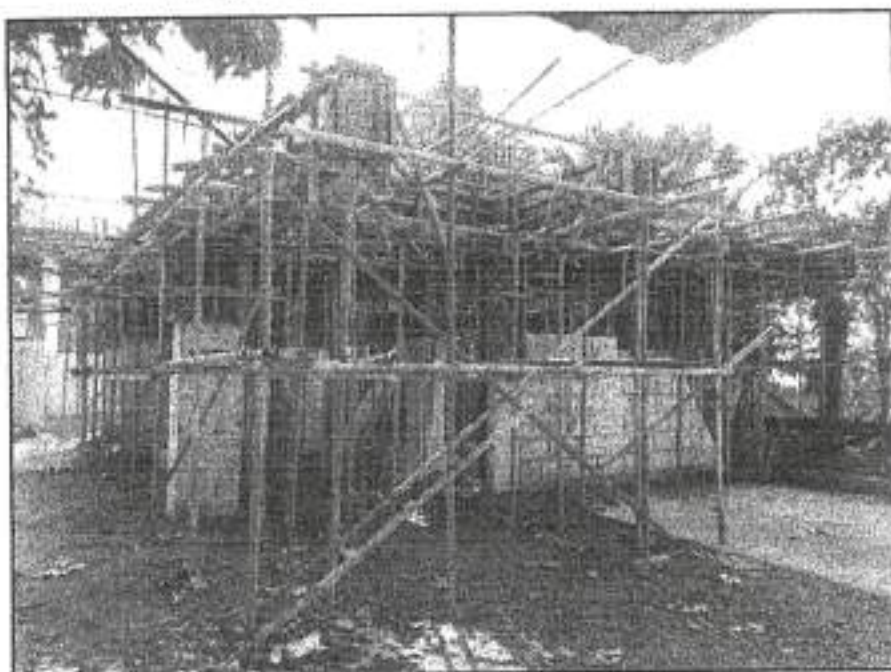
Column footings – 100%; columns from footing to floor beams – 100%; and tie beams – 100%

Installed reinforcing steel bars for the second floor beams





Installed formworks for the second floor beams





**Travellers Insurance
Surety Corporation**
Since 1964

"Your Key to stability. Your peace of mind in business."

10th Floor, G.E. Antonio Bldg., T.M. Kalaw
cor. J. Bocobo Streets, Ermita, Manila
Tels.: 8521-3822; 8521-5455; 8400-8327
Fax: 8521-4931; 8525-1119

G(13) No. 212570

TRISCO BOND NO. _____

Premium ₱ _____

D.S. _____

E-Val _____

LGT _____

N. Fee _____

PERFORMANCE BOND

TOTAL ₱ _____

KNOW ALL MEN BY THESE PRESENTS:

That we, UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION of SAMPALOC MANILA Principal
and **TRAVELLERS INSURANCE & SURETY CORPORATION**, a corporation organized and existing
under and by virtue of the laws of the Philippines, as SURETY, are held and firmly bound unto the OBLIGEE
VISAYAS STATE UNIVERSITY, VISCA BAYBAY CITY, LEYTE. in the sum of PESOS
TWO MILLION SEVEN HUNDRED FOURTEEN THOUSAND EIGHT HUNDRED FORTY 2,714,840.00
Philippine ~~PESOS ONLY~~ for the payment of which sum well and truly to be made, we bind, ourselves, our heirs executors,
administrators, successors and assigns, jointly and severally, firmly by these presents:

THE CONDITIONS OF THIS OBLIGATION ARE AS FOLLOWS:

"To guarantee true and faithful performance by the bounden principal in connection with the
project: **"CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING."**

2. The right to institute action on the penal bond pursuant to Act No. 3688 of any individual firm, partnership, corporation and association supplying the contractor with labor and materials and on the prosecution of work is hereby acknowledge and confirmed.
3. This guarantee/Surety bond shall be valid from the date of issuance of this Performance Security and shall remain valid until issuance of the Certificate of Acceptance after the One-year defects liability period; after all defects and failures if any shall have been repaired; and after submission of warranty Certificate by the contractor.

WHEREAS, the insurance company shall require the principal to put a collateral as a condition precedent for the issuance of this bond.

NOW, THEREFORE, if said Principal shall in all respect duly and fully perform all and singular covenant, terms, conditions and agreement stipulated in said award to the true intent and meaning thereof, then this obligation shall be null and void, otherwise it shall remain in full force and effect.

The liability of **TRAVELLERS INSURANCE & SURETY CORPORATION**, under this bond will expire on 1 YEAR and this bond will be deemed automatically cancelled ten (10) days after its expiration unless the Surety is notified in writing within said period of any existing obligation thereunder. It is hereby further agreed and understood that no action at law or equity shall be brought against the Surety under this Bond unless the same is brought before a competent Court within one year from the date said written notice of any existing obligation is received by the Surety, as herein stipulated.

IN WITNESS WHEREOF, this 24TH day of MARCH, 2022 at
TAC. CITY, Philippines.

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

FE K. GENABE
Principal

Principal

**Travellers Insurance
Surety Corporation**
Since 1964

TIN 009 195 058-000 VAT

ARIES N. DE PAZ
Branch Manager
Authorized Signature

BY:

SIGNED IN THE PRESENCE OF:

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES } S.S.

TAC. CITY

24TH

MAR. 2022

In the _____, Philippine Islands, this _____ day of _____, personally appeared before me,

NAME	IDENTIFICATION NO.	ISSUED	
		AT	ON
FE R. GENABE			
ARIES N. DE PAZ	01565413	TACLOBAN CITY	1/10/2022
TRISCO	00370994	MANILA	1/6/2022

01565413

and _____ **ARIES N. DE PAZ** Identification No. _____ **1/10/2022** issued at **TACLOBAN CITY** on _____ **00370994** for and in behalf of **TRAVELLERS INSURANCE & SURETY CORPORATION** with Comm. Tax No. _____ issued at Manila on _____ **1/6/2022** to me known to be the same persons who signed and executed the foregoing instrument and acknowledged before me the same is of their own voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my notarial seal at the place and date first above written.

Doc. No. **315**
Page No. **63**
Book No. **IV**
Series of **2022**

Atty. EARL CAEZAR N. ROSARIO
NOTARY PUBLIC
FOR TACLOBAN CITY AND PROVINCE OF LEYTE
Notarial Commission No. 2020-02-45
Valid Until June 30, 2022
PTR No. 8209827; 01-03-2022
Roll of Attorney's No. 65008
IBP Lifetime No. 015134-Leyte Chapter
MCLE Compliance No. VII-0005028
Unit 5, Fil-India Arcade, Picas-Sagkahan, Tacloban City
(*SC En Banc Resolution 09-28-2021 on B.M. No. 3795)

REPUBLIC OF THE PHILIPPINES } S.S.

CITY OF TACLOBAN

of TRAVELLERS INSURANCE & SURETY

ARIES N. DE PAZ having been duly sworn, states and deposes that the said **TRAVELLERS INSURANCE & SURETY CORPORATION** is a corporation duly organized and existing under and by virtue of the laws of the Philippines, with its principal office at Manila, and is duly authorized to execute and furnish bonds for all purposes within the Philippines, and that it is actually worth the amount specified in the foregoing undertaking to wit:

TWO MILLION SEVEN HUNDRED FOURTEEN THOUSAND EIGHT HUNDRED FORTY PESOS ONLY.

(P **2,714,840.00**) **ONLY** Pesos; Philippine Currency, over and above all just debts and obligations and property, exempt for execution.

Subscribed and sworn to before me this **24TH** day of **TACLOBAN CITY** and **PROVINCE OF LEYTE** Philippines, Affiant exhibited to me his Identification No. and that of the Corporation mentioned.

Doc. No. **316**
Page No. **64**
Book No. **IV**
Series of **2022**

Travellers Insurance
Surety Corporation
Since 1964
TIN 000-196-058-000 VAT
ARIES N. DE PAZ
BRANCH MANAGER
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MAR. 2022
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Republika ng Pilipinas
Republic of the Philippines
Kagawaran ng Pansanalapi
Department of Finance
INSURANCE COMMISSION

KATIBAYAN NG PAGKAMAYKAPANGYARIHAN
CERTIFICATE OF AUTHORITY

ITOG AY PATUNAY na ang **TRAVELLERS INSURANCE & SURETY CORPORATION**
na itinatagapang
NG LUNGSOD NG MAYNILA, PILIPINAS

na itinatagapang pang **DI-BOHAY**
NON LIFE
(FIRE, MARINE, CASUALTY & SURETY)

na kumpanya ng seguro ay nakatugon sa lahat ng mga kailangang itinakda ng batas
insurance company has complied with all requirements of law

ng Pilipinas kaugnay sa gayong mga kumpanya ng seguro, kung kaya pinagkakalooban
of the Philippines relative to such insurance companies, and it is hereby granted

na ang **KATIBAYAN NG PAGKAMAYKAPANGYARIHAN** upang maging negosyo ng
that CERTIFICATE OF AUTHORITY to transact

ang negosyo ng insurance business above set forth until twelve o'clock midnight, on the thirty-first

araw ng Disyembre, taong dalawang libo't dalawampung apat
day of December 2024

maliban kung agad na bawlin o pigilin ng may nakatuwirang dahilan.
unless it is sooner annulled or suspended for cause



bilang **KATUNAYAN NITO**, inilagda ko ang aking pangalan:
In WITNESS WHEREOF, I have hereunto subscribed my name

at idinantal ang Opisyal na Tatak ng aking Tanggapan
and caused my Official Seal to be affixed

sa Lungsod ng Maynila, Pilipinas itatag may bisa
in the City of Manila, Philippines This becomes

simula ika-isa ng Enero 2023.
effective on 1 January 2023

DENNIS B. FUNA
Insurance Commissioner

*Act No. 119 issued on
April 4, 1965

Page 1 of 1

2023



**Travelers Insurance
Surety Corporation**

Since 1964

401 J. Bocobo Street, Ermita, Manila
Tel: 8521-3822; 8521-5455; 8400-9327
Fax: 8521-4931; 8525-1199

G (40) 025252

TRISCO BOND NO. _____

PREMIUM P. _____

D.S. _____

E-VAT _____

LGT _____

N. FEE _____

MISC. _____

TOTAL P. _____

**ADVANCE PAYMENT BOND
(SURETY BOND)**

(for Advance Payment pursuant to Section 4, Annex "E"
Implementing Rules and Regulations of R.A. No. 9184)

KNOW ALL MEN BY THIS PRESENTS:

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

That we **SAMPALOC-MANILA**

as Principal
of **TRAVELLERS INSURANCE & SURETY CORPORATION**, a corporation duly organized and existing under and by virtue of
the laws of the Philippines, as Surety, are held and firmly bound unto **VISAYAS STATE UNIVERSITY, VISCA BAYBAY CITY, LEYTE**
as procuring entity/Obligee in the sum of Pesos

ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN 1,357,419.68

Philippine **PESOS & 68/100 ONLY** of which sum, well and truly to be made, we bind ourselves, our heirs, executors
administrators, successors, and assigns jointly and severally, firmly by these presents.

WHEREAS, the above-bounded Principal entered into a contract with the Obligor for the:

"CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING."

WHEREAS, said Obligor requires the above-bounded principal to give a good and sufficient bond in the above stated
sum to guarantee the repayment of the advance payment/down payment made by the Obligor to the herein Principal to be
used exclusively for the aforesaid project with a specified contract period from **MAR. 24, 2022**
to **MAR. 24, 2023** as specified in the bidding documents which will be liquidated on a fixed
percentage deduction from the progress billing of the principal pursuant to Section 4, Annex "E" of the Implementing Rules
and Regulations of R.A. 9184

WHEREAS, this bond is callable on demand.

WHEREAS, in case of default by the principal, the liability of the Surety shall only be the unliquidated portion of the
down payment, less, whatever retention money withheld from progress billing by the Obligor.

ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN 1,357,419.68
PESOS & 68/100 ONLY (P.P.S.) Philippine Currency;

NOW THEREFORE, if the Principal shall well and truly perform and fulfill all the undertakings, covenants, terms
conditions, and agreements stipulated in said contract and Implementing Rules and Regulations of R.A. No. 9184, then the
obligation shall be null and void; otherwise it shall remain in full force and effect.

The liability of the Surety under this bond shall remain valid until the advance payment is fully recouped or liquidated
during the period of completion of the project and its extension given by the Obligor and with the concurrence of the Surety
provided, however, the Principal was first declared in default in accordance with the contract and the IRR of R.A. No. 9184

IN WITNESS WHEREOF, we have set our hands and signed our names on the **24TH** day of **MARCH**
2022 at **TAC CITY**

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

**Travelers Insurance
Surety Corporation**

TIN: 000-198-858-000 VAT

ARICA MINE 0A7

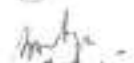


Principal



SIGNED IN THE PRESENCE OF

Principal's Signature



ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES

} S.S.

24TH

MAR. 2022

In the TAC. CITY, Philippine Islands, this _____ day of _____, personally appeared before me.

NAME	IDENTIFICATION NO.	ISSUED	
		AT	ON
FE R. GENABE			
ARIES N. DE PAZ	01565413	TACLOBAN CITY	1/10/2022
TRISCO	00370994	MANILA	1/6/2022

and _____ **ARIES N. DE PAZ** with Identification No. **01565413**
issued at **TACLOBAN CITY** on **1/10/2022** for and in behalf of **TRAVELLERS**
INSURANCE & SURETY CORPORATION with Comm. Tax No. **00370994** issued at Manila on **1/6/2022**
to me known to be the same persons who signed and executed the foregoing instrument and acknowledged
before me the same is of their own voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my notarial seal at the place and date first above written.

Doc. No. 317
Page No. 64
Book No. IV
Series of 2022

Atty. EARL CAEZAR N. ROSARIO
NOTARY PUBLIC
FOR TACLOBAN CITY AND PROVINCE OF LEYTE
Notarial Commission No. 2020-02-45
Valid Until June 30, 2022
PTR No. 8209827; 01-03-2022
Roll of Attorney's No. 65008
IBP Lifetime No. 015134-Leyte Chapter
MCLE Compliance No. VII-0005028
Unit 5, Fli-India Arcade, Picas-Sagkahan, Tacloban City
(*SC En Banc Resolution 09-28-2021 on B.M. No. 3795)

REPUBLIC OF THE PHILIPPINES

} S.S.

CITY OF TACLOBAN

ARIES N. DE PAZ of **TRAVELLERS INSURANCE & SURETY CORPORATION** having been duly sworn, states and deposes that the said **TRAVELLERS INSURANCE & SURETY CORPORATION** is a corporation duly organized and existing under and by virtue of the laws of the Philippines, with its principal office at Manila, and is duly authorized to execute and furnish bonds for all purposes within the Philippines, and that it is actually worth the amount specified in the foregoing undertaking to wit:
ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN PESOS & 68/100
(P **1,357,419.68**) **ONLY**, Philippine Currency, over and above all just debts and obligations and property, exempt for execution.

**Travellers Insurance
Surety Corporation**

TIN 000 196 658 000 VAT
ARIES N. DE PAZ
BRANCH MANAGER

24TH

Atty. EARL CAEZAR N. ROSARIO
NOTARY PUBLIC

Subscribed and sworn to before me this _____ day of _____, Philippines, Affiant exhibited to me his Identification No. and that of the Corporation as above mentioned.

Doc. No. 318
Page No. 64
Book No. IV
Series of 2022

FOR TACLOBAN CITY AND PROVINCE OF LEYTE
Notarial Commission No. 2020-02-45
Valid Until June 30, 2022
PTR No. 8209827; 01-03-2022
Roll of Attorney's No. 65008
IBP Lifetime No. 015134-Leyte Chapter
MCLE Compliance No. VII-0005028



**Travellers Insurance
Surety Corporation**

Since 1964

1200 J. Bocobo Streets, Ermita, Manila

in Business

Tel. 8521-3822; 8521-5455; 8400-0127
Fax. 8521-4931; 8525-1119

G (40) 025252

TRISCO BOND NO. _____

PREMIUM P. _____

D.S. _____

E-VAT _____

LGT _____

N. FEE _____

MISC _____

TOTAL P. _____

**ADVANCE PAYMENT BOND
(SURETY BOND)**

(for Advance Payment pursuant to Section 4, Annex "E"
Implementing Rules and Regulations of R.A. No. 9184)

KNOW ALL MEN BY THIS PRESENTS:

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

That we **SAMPALOC MANILA**, as Principal

of **TRAVELLERS INSURANCE & SURETY CORPORATION**, a corporation duly organized and existing under and by virtue of the laws of the Philippines, as Surety, are held and firmly bound unto **VISAYAS STATE UNIVERSITY, VISCA BAYBAY CITY, LEYTE**

as procuring entity/Obligee in the sum of Pesos **ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN 1,357,419.68**

Philippine **PESOS & 69/100 ONLY** of which sum, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally, firmly by these presents.

WHEREAS, the above-bounded Principal entered into a contract with the Obligor for the:

"CONSTRUCTION OF ANIMAL RESEARCH AND TESTING LABORATORY BUILDING."

WHEREAS, said Obligor requires the above-bounded principal to give a good and sufficient bond in the above stated sum to guarantee the repayment of the advance payment/down payment made by the Obligor to the herein Principal to be used exclusively for the aforesaid project with a specified contract period from **MAR. 24, 2022** to **MAR. 24, 2023** as specified in the bidding documents which will be liquidated on a fixed percentage deduction from the progress billing of the principal pursuant to Section 4, Annex "E" of the implementing Rules and Regulations of R.A. 9184

WHEREAS, this bond is callable on demand.

WHEREAS, in case of default by the principal, the liability of the Surety shall only be the unliquidated portion of the down payment, less, whatever retention money withheld from progress billing by the Obligor

IT IS UNDERSTOOD, however, that the liability of the Surety shall in no case exceed the sum of **ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN 1,357,419.68** Philippine Currency.

PESOS & 69/100 ONLY BEFORE, if the Principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements stipulated in said contract and Implementing Rules and Regulations of R.A. No. 9184, then the obligation shall be null and void; otherwise it shall remain in full force and effect.

The liability of the Surety under this bond shall remain valid until the advance payment is fully recouped or liquidated during the period of completion of the project and its extension given by the Obligor and with the concurrence of the Surety provided, however, the Principal was first declared in default in accordance with the contract and the IRR of R.A. No. 9184

IN WITNESS WHEREOF, we have set our hands and signed our names on the **24TH** day of **MARCH** 20 **22** at **TAC. CITY**

UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION

FE R. GENABE
FE R. GENABE

Principal

BY: **ARIES N. DE PAZ**
Authorized Signature

SIGNED IN THE PRESENCE OF

**Travellers Insurance
Surety Corporation**
TIN: 000-138-058-000 VAT

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES

} S.S.

24TH

MAR. 2022

In the TAC. CITY, Philippine Islands, this _____ day of _____, personally appeared before me.

NAME	IDENTIFICATION NO.	ISSUED	
		AT	ON
FE R. GENABE			
ARIES N. DE PAZ	01565413	TACLOBAN CITY	1/10/2022
TRISCO	00370994	MANILA	1/6/2022

and ARIES N. DE PAZ with Identification No. 01565413
issued at TACLOBAN CITY on 1/10/2022 for and in behalf of **TRAVELLERS**
INSURANCE & SURETY CORPORATION with Comm. Tax No. 00370994 issued at Manila on 1/6/2022
to me known to be the same persons who signed and executed the foregoing instrument and acknowledged
before me the same is of their own voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my notarial seal at the place and date first
above written.

Doc. No. 317
Page No. 64
Book No. IV
Series of 2022

Atty. EARL CAEZAR M. ROSARIO
NOTARY PUBLIC
FOR TACLOBAN CITY AND PROVINCE OF LEYTE
Notarial Commission No. 2020-02-45
Valid Until June 30, 2022
PTR No. 8209827; 01-03-2022
Roll of Attorney's No. 65008
IBP Lifetime No. 015134-Leyte Chapter
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Unit 5, Fil-India Arcade, Picas-Sagkahan, Tacloban City
(*SC En Banc Resolution 09-28-2021 on B.M. No. 3795)

REPUBLIC OF THE PHILIPPINES

} S.S.

CITY OF TACLOBAN

ARIES N. DE PAZ of **TRAVELLERS INSURANCE & SURETY**
CORPORATION having been duly sworn, states and deposes that the said **TRAVELLERS INSURANCE & SURETY**
CORPORATION is a corporation duly organized and existing under and by virtue of the laws of the Philippines, with
its principal office at Manila, and is duly authorized to execute and furnish bonds for all purposes within the Philippines,
and that it is actually worth the amount specified in the foregoing undertaking to wit:
ONE MILLION THREE HUNDRED FIFTY SEVEN THOUSAND FOUR HUNDRED NINETEEN PESOS & 68/100
(P 1,357,419.68) ONLY, Philippine Currency, over and above all just debts and obligations and property,
exempt for execution.

Travellers Insurance
Surety Corporation
Since 1984

TIN 090 106 658 000 VAT

ARIES N. DE PAZ

„BRANCH MANAGER

24TH

day of _____, Philippines, Affiant exhibited to me his Identification No. and that of the Corporation as above mentioned.

Doc. No. 318
Page No. 64
Book No. IV
Series of 2022

Atty. EARL CAEZAR M. ROSARIO
„NOTARY PUBLIC TAC. CITY
FOR TACLOBAN CITY AND PROVINCE OF LEYTE
Notarial Commission No. 2020-02-45
Valid Until June 30, 2022
PTR No. 8209827; 01-03-2022
Roll of Attorney's No. 65008
IBP Lifetime No. 015134-Leyte Chapter
MCLE Compliance No. VII-0005028
NOTARY PUBLIC



Travellers Insurance Surety Corporation

10F GE Antonio Bldg., TM, Kalaw cor. J. Macabes St., Barangay 686, Zone 72, 1000 Ermita,
NCR, City of Manila, First District, Philippines
VAT Reg. TIN: 000-198-050-00000

01

OFFICIAL RECEIPT

CONDITIONS GOVERNING ISSUE OF THIS RECEIPT

If this payment is not acceptable to the Company for the purpose offered, it will be returned to the source of business. A tender of premium shall be considered only as payment if the underwriting standards of the Company and/or the provisions of the policy/bond contract of insurance coverage will have been, or is to be, met. Any check or money order tendered shall not be considered as payment until such check or money is cleared/cashed by the Company.

Date: **MAR. 24, 2022**

RECEIVED from **UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**

Address: **SAMPALOC MANILA** Business Style: _____

the sum of: _____

pesos (P **10,306.19**) in payment of the following: _____

Policy / Bond No.: **G(40)025252** Amount of Coverage: **P 1,357,419.68** Period of Coverage: From " " To " "

		PHILIPPINE CURRENCY	
		Pesos	Cty.
Cash <input type="checkbox"/>	VAT/PREMIUM (Invoice Value)	P	8,144.51
Check <input type="checkbox"/>			
Bank			
No.			1,018.06
Agency	Documentary Stamps		
Code	Fire Service Tax		977.34
	Premium Tax		15.28
	Local Gov't. Tax		
This cancels Provisional	Notarial Fee		150.00
Receipt No.	Reinsurance Account		
Dated	OTHERS		
	TOTAL	P	10,306.19

Variable Sales _____
 VAT Exempt Sales _____
 Zero Rated Sales _____
 VAT Amount _____
 Total Sales (VAT inclusive) _____
 Less: VAT _____
 Amount Net of VAT _____
 Less: SC-PWD Discount _____
 Less: Withholding Tax _____
 Amount Due _____
 Add: VAT _____
TOTAL AMOUNT DUE _____

THIS OFFICIAL RECEIPT BY STANDARD PRATICE OF TRAVELLERS
 INSURANCE & SURETY CORPORATION IS VALID IF SIGNED BY A
 DULY AUTHORIZED OFFICIAL OF THE CORPORATION AND/OR
 DULY AUTHORIZED AGENT ONLY

**Travellers Insurance
Surety Corporation**

NOEL URGEL

Authorized Signature

B N° 2936757

By: <input type="checkbox"/> Cashier	TIN: _____
Stamp: <input type="checkbox"/> Stamp	Signature: _____

1000 Series (Serials) 00000000-00000000
 ROR Authority to Print No. 12345678901234567890
 Date Issued: 08-05-2021 Expiry Date: 08-05-2024
SECURE PRINTING PROCESS
 U-A-EASY-Print: Manila, City of Philippines, NCR,
 First District, Philippines
 Issue Date: 11/11/2021 (11/11/2021)
 Printer's Authentication No. 00000000000000000000
 Date Issued: 12-11-2021 Expiry Date: 12-11-2024

THIS OFFICIAL RECEIPT SHALL BE VALID FOR FIVE (5) YEARS FROM THE DATE OF ACP
 WHITE PAPER COPY - PUR, ACCOUNTING COPY - BLUE, ADMIN COPY - YELLOW, REG COPY - GREEN, EXTRA COPY



1761 10/2/2022

komisyon ng panatilihan
Department of Finance
INSURANCE COMMISSION

KATIBAYAN NG PAGKAMAYKAPANGYARIHAN
NOTARIALITY OF WITNESSES

ITO AY PATUNAY ng mga **TRAVELLERS INSURANCE & SURETY CORPORATION**

SA LUNGSDO NG MAYNILA, PILIPINAS

na nang pang **DI-REHAY**

(TRAVELLERS INSURANCE & SURETY)

na kompanya ng seguro ay nakatugon sa lahat ng mga kailangang makada ng batas
the insurance company has complied with the requirements of law

at ang lahat ng mga kompanya ng seguro, kung kaya magkakataon
and all the insurance companies, and it is hereby granted

ang **KATIBAYAN NG PAGKAMAYKAPANGYARIHAN** ng mga magkakatugon
the NOTARIALITY OF WITNESSES of the insurance companies

na nang ng insurance companies shall set forth and shall be subject to the law of the
the insurance companies shall set forth and shall be subject to the law of the

magkakatugon ng mga magkakatugon ng mga magkakatugon
the insurance companies shall set forth and shall be subject to the law of the



Buong **KATIBAYAN NITO**, nilagda ko ang aking pangalan
The WITNESS, DENNIS B. FUNA, I have hereunto subscribed my name

at ang lahat ng mga kompanya ng seguro, kung kaya magkakataon
and caused my Official Seal to be affixed

sa Lungsdo ng Maynila, Pilipinas. Kung may bina

simula ika-15 ng Enero 2022.
effective on 15 January 2022

DENNIS B. FUNA
Insurance Commissioner

April 1, 2022

Date issued

10/2/2022



Travellers Insurance Surety Corporation

Since 1964

10F GE Antonio Bldg., T.M. Islaw cor. J. Bocobo St., Barangay 986, Zone 72, 1000 Manila,
NCR, City of Manila, First District, Philippines
VAT Reg. TIR 000-105-058-00000

OFFICIAL RECEIPT

01

CONDITIONS GOVERNING ISSUE OF THIS RECEIPT

If this payment is not acceptable to the Company for the purpose offered, it will be returned in due course of business. A tender of premium shall be considered only as payment if the undersigned standards of the Company and/or the provisions of the policy/bond contract of insurance coverage will have been, in full or in part. Any check or money order tendered shall not be considered as payment until such check or money is cleared/cashed by the Company.

Date: **MAR. 24, 2022**

RECEIVED from **UNITRON CONSTRUCTION & DEVELOPMENT CORPORATION**

Address: **SAMPALOC MANILA** Business Style: _____

the sum of _____

pesos (P **18,769.72**) in payment of the following: _____

Policy / Bond No.: **G(13)212570** Amount of Coverage: **P 2,714,840.00** from " To " Period of Coverage: _____

PHILIPPINE CURRENCY	
Pesos	Cyrs.
P 14,931.62	
	1,866.15
	1,791.79
	29.86
	150.00
TOTAL	P 18,769.42

Cash ☐ **P**
Check ☐ **P**
Bank _____
No. _____
Agency _____
Code _____
This cancels Provisional
Receipt No. _____
Dated _____

VAT/PREMIUM (Includes Value)
Documentary Stamps
Fire Service Tax
Premium Tax
Local Gov't. Tax
Notarial Fee
Reinsurance Account
OTHERS
TOTAL

Variable Sales _____
VAT Exempt Sales _____
Zero Rated Sales _____
VAT Amount _____
Total Sales (VAT Inclusive) _____
Less: VAT _____
Amount Net of VAT _____
Less: SCIPWD Discount _____
Less: Withholding Tax _____
Amount Due _____
Add: VAT _____
TOTAL AMOUNT DUE _____

1000 (Bills, Pesos) 02000001-02000000
2000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000
1000 (Bills, Pesos) 02000001-02000000

THIS OFFICIAL RECEIPT BY STANDARD PRACTICE OF TRAVELLERS INSURANCE & SURETY CORPORATION IS VALID IF SIGNED BY A DULY AUTHORIZED OFFICIAL OF THE CORPORATION AND / OR DULY AUTHORIZED AGENT ONLY.



NOEL URGEL

Authorized Signature

B N° 2936756

By Client TIR	
Uncashed (P) No.	Signature

THIS OFFICIAL RECEIPT SHALL BE VALID FOR FIVE (5) YEARS FROM THE DATE OF ATTESTATION. THREE (3) COPIES: ORIGINAL COPY - BLUE: ADDN'S COPY - YELLOW: FILE COPY - GREEN: EXTRA COPY.