



## NOTICE TO PROCEED

17 April 2020

### ALJERON MEDICAL ENTERPRISES

77 Kanlaon St. Highway Hills  
Quezon City  
Tel No.: 8583-0798

Dear Sir/Madame:

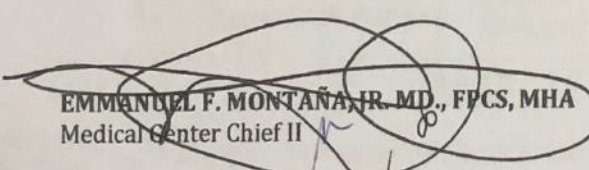
The attached Contract Agreement having been approved, notice is hereby given to **ALJERON MEDICAL ENTERPRISES** that the delivery of **FOUR (4) UNITS PORTABLE MOBILE AIR PURIFIER / AIR PURIFIER DISINFECTANT WITH PLASMA TECHNOLOGY** is in the total amount of **EIGHT MILLION SEVEN HUNDRED FIFTY EIGHT THOUSAND PESOS (P8,758,000.00) only**. You may deliver the following items within **Seven (7) days**:

ITEM NO.	ITEM DESCRIPTION	BRAND / MODEL / COUNTRY OF ORIGIN	QTY.	UNIT	UNIT PRICE (PhP)	TOTAL PRICE (PhP)
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology	NOVAERUS / NV1050 / IRELAND	4	Unit	2,189,500.00	8,758,000.00
GRAND TOTAL						8,758,000.00

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 JOSE R. REYES MEMORIAL MEDICAL CENTER.

Very truly yours,

  
EMMANUEL F. MONTAÑA, JR. MD., FPCS, MHA  
Medical Center Chief II



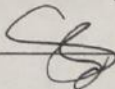
I acknowledge receipt of this Notice on

April 21, 2020

Name of the Representative of the Bidder:

Jalbie Lou Valenzuela

Authorized Signature



  
RICHARD

**CONTRACT FOR THE PROCUREMENT OF  
FOUR (4) UNITS PORTABLE MOBILE AIR PURIFIER / AIR  
DISINFECTANT WITH PLASMA TECHNOLOGY**

KNOW ALL MEN BY THESE PRESENTS:

THIS CONTRACT ENTERED INTO THIS 31<sup>st</sup> day of March 2020, BY AND BETWEEN:

The **JOSE R. REYES MEMORIAL MEDICAL CENTER**, a government hospital under the Department of Health of the Republic of the Philippines, with address at San Lazaro Compound, Rizal Avenue, Sta. Cruz, Manila, represented by its Medical Center Chief II, **EMMANUEL F. MONTAÑA, Jr., MD, FPCS, FACS, MHA** and hereinafter referred to as the "ENTITY"

- and -

**ALJERON MEDICAL ENTERPRISES** a corporation created under Philippine Law with office address at #77 Kanlaon Street, Highway Hills Mandaluyong City herein represented by its General Manager, **ALPHA B. TONOG** and hereinafter referred to as the "SUPPLIER".

**WITNESSETH:**

**WHEREAS**, a competitive bidding was conducted last 24 March 2020 by the Entity through the Hospital Bids and Awards Committee for the procurement of **FOUR (4) UNITS PORTABLE MOBILE AIR PURIFIER / AIR DISINFECTANT WITH PLASMA TECHNOLOGY** hereinafter called the "ITEM."

**WHEREAS**, the SUPPLIER being the lone bidder which purchased the bidding documents, submitted the specified requirements on the above mentioned item and was found eligible during the preliminary examination of bids last 24 March 2020. The SUPPLIER was awarded the project in the sum of **EIGHT MILLION SEVEN HUNDRED FIFTY EIGHT THOUSAND PESOS (₱8,758,000.00)** only, inclusive of local taxes and the ENTITY has accepted the bid for the following particular/s:

ITEM NO.	ITEM DESCRIPTION	BRAND / MODEL / COUNTRY OF ORIGIN	QTY.	UNIT	UNIT PRICE (PhP)	TOTAL PRICE (PhP)
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology	NOVAERUS / NV1050 / IRELAND	4	Unit	2,189,500.00	8,758,000.00
<b>GRAND TOTAL</b>						<b>8,758,000.00</b>

The Supplier, having the necessary resources and expertise, is willing and competent to provide the required items.

**NOW THEREFORE**, in consideration of the premises and of terms and conditions hereinafter set forth, the parties hereby agree as follows:





**Article I- SCOPE OF CONTRACT**

1. In this Agreement words and expressions shall have the same meaning as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
  - a. Hospital Bids and Awards Committee Resolution to Award no. 0403 s. 2020 (Annex 1);
  - b. Notice of Award (Annex 2);
  - c. Purchase Request No. 2020-02-1006 (Annex 3);
  - d. Certificate of Availability of Fund No. 2020-02-242 (Annex 4);
  - e. Bid Bulletin (Annex 5);
  - f. The Bid Form and the Price Schedule submitted by the Bidder (Annex 6);
  - g. The Schedule of Requirements (Annex 7);
  - h. The Technical Specifications (Annex 8);
  - i. The General Conditions of Contract (Annex 9);
  - j. The Special Conditions of Contract (Annex 10);
  - k. The Abstract of Bids (Annex 11);
  - l. The Warranty (Annex 12);
  - m. The Performance Security (Annex 13);
  - n. Project Procurement Management Plan (Annex 14);
  - o. Brochures and Other Certifications for the Standard Requirements (Annex 15).

**ARTICLE II - EFFECTIVITY OF THE CONTRACT**

The effectivity date of this contract is the date of the SUPPLIER's receipt of the Notice to Proceed (NTP) unless a different date is stated in the NTP.

The SUPPLIER shall deliver the **ITEM** within the period specified in the Notice To Proceed (NTP).

**ARTICLE III- DURATION OF ENGAGEMENT**

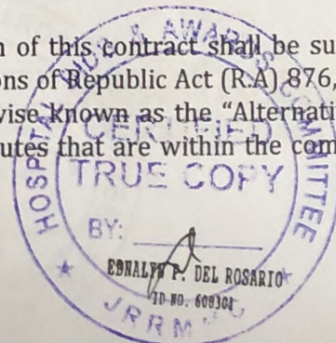
Unless sooner terminated, this Contract shall be valid for **Seven (7) days** reckoned from the receipt of Notice to Proceed (NTP).

**ARTICLE IV- TERMS OF PAYMENT**

- a) In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and to remedy defects therein in conformity in all respects with the provisions of the Contract.
- b) The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

**ARTICLE V- SETTLEMENT OF DISPUTES**

Any and all disputes arising from the implementation of this contract shall be submitted to arbitration in the Philippines according to the provisions of Republic Act (R.A.) 876, otherwise known as the "Arbitration Law" and RA 9285 otherwise known as the "Alternative Dispute Resolution Act of 2004": Provided however, that disputes that are within the competence of





the Construction Industry Arbitration Commission to resolve shall be referred thereto. Provided further, that by mutual agreement, the parties may agree in writing to resort to other alternative modes of disputes resolution.

#### ARTICLE VI- LIQUIDATED DAMAGES

When SUPPLIER fails to perform its obligation within the period as set in the Contract, SUPPLIER shall be liable for damages for the delay and shall indemnify the ENTITY liquidated damages in an amount of one-tenth (1/10) of one percent (1%) of the cost of the unperformed portion for everyday of delay. Provided, that such delay is not attributed to ENTITY'S failure to meet its obligation to SUPPLIER, or due to force majeure. Provided further that, in the event the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, ENTITY may rescind or terminate the Contract, without prejudice to other courses of action and remedies available with the circumstances.

#### ARTICLE VII- ADDITIONAL PROVISIONS

- a) It is understood that no employer-employee relationship exists between the ENTITY and SUPPLIER and/or the latter's staff or employees by reason of this Contract;
- b) Should the ENTITY be constrained to resort to court action to protect its right and interests hereunder, the SUPPLIER shall pay the ENTITY an amount equivalent to 20% of the total sum claimed in the complaint as and by way of attorney's fees plus expenses of litigation recoverable under pertinent laws provided, that the attorney's fees shall in no case be less than Twenty Thousand Pesos (Php20,000.00). Venue of such court action shall be laid exclusively in the proper court of Manila Philippines.

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

Signed:

JOSE R. REYES MEMORIAL  
MEDICAL CENTER

By:

EMMANUEL F. MONTANA, JR., M.D., FPCS, FACS, MHA  
Medical Center Chief II

ALJERON MEDICAL ENTERPRISES

By:

ALPHA B. TONOG  
General Manager

Signed in the presence of:

JAYSON DELA CRUZ, CPA, MPA  
Financial & Management Officer II

MCKIE LOU VALENZUELA  
Area Sales Manager





# ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES )  
City of Manila ) ss.

**BEFORE ME**, a Notary Public for and in the City of Manila, Philippines, personally appeared:

Name	CTC No./Govt. ID	Date/Place Issued
<u>EMMANUEL F. MONTAÑA, JR., MD, FPCS, FACS, MHA</u>	<u>06280835</u>	<u>January 04, 2020 / Manila</u>

ALPHA B. TONOG

PSIS 7891A / PASSPORT

NOV. 23, 2022 / DPA NCR EAST

Known to me and to me known to be the same persons who executed the foregoing contract and acknowledged to me the same as free and voluntary act and deed of the entities herein represented.

This **CONTRACT** consisting of four (4) pages including this page of which this acknowledgement is written and has been signed by the parties and their witnesses on each and every page thereof.

**WITNESS MY HAND AND SEAL** on this MAY 05 2020, 2020 at CALOOCAN CITY, Philippines.

EMMANUEL F. MONTAÑA, JR., MD, FPCS, FACS, MHA  
Medical Director Chief II

JAYSON G. DELA CRUZ, FPMARZ  
Financial Management Officer II

JACQUELOU VALENZUELA  
Area Sales Manager

ALPHA B. TONOG  
Confidential Manager

Notary Public

ATTY. SEVERINA S. AGUILAR-ACUÑA

NOTARY PUBLIC

MY COM. EXPIRES ON DEC. 31, 2020

ICP LIFETIME MEMBER CALAMBA CHAPTER

OR. 08218-27100-16

ATTY'S ROLL NO. 00032

PTR NO. 11015731-7-2020

MCLE COMP NO. V-0004743-412019

Doc. No. 244  
Page No. 5  
Book No. XLV  
Series of 2020







**HBAC-A2 RESOLUTION NO. 0403 s. 2020**

**BAC Resolution Declaring SCRB and Recommending Award  
To ALJERON MEDICAL ENTERPRISES**

WHEREAS, the JOSE R. REYES MEMORIAL MEDICAL CENTER posted the Invitation to Bid for the procurement of **FOUR (4) UNITS PORTABLE MOBILE AIR PURIFIER / AIR PURIFIER DISINFECTANT WITH PLASMA TECHNOLOGY** at the G-EPS and a conspicuous place at the premises of the JOSE R. REYES MEMORIAL MEDICAL CENTER continuously for 23 days;

WHEREAS, HBAC received approved Purchase Request No. 2020-02-1006 of **Four (4) Units Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology**;

WHEREAS, Execom Resolution No. 9 s. 2020 was received last 14 February 2020;

WHEREAS, Certificate of Availability of Funds (CAF) was received last 18 February 2020 with CAF number 2020-02-242 is available out of *INCOME Fund*;

WHEREAS, a public bidding for the following items was held last **24 March 2020**;

Item No.	Description	Quantity	Unit	Unit Price	Total ABC
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology	4	Units	2,190,000.00	8,760,000.00

WHEREAS, in response to the said advertisement, only one (1) bidder purchased bidding documents, submitted the specified requirements on the above mentioned item and was found eligible during the preliminary examination of bids last 24 March 2020;

WHEREAS, the detailed evaluation of bids was completed and received by BAC Secretariat on 26 March 2020 resulted in the following:

Item No.	Description	Qty.	Unit	Name of Bidder	Bid Price (As Calculated)	% Variance from ABC
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology	4	Units	ALJERON MEDICAL ENTERPRISES	2,189,500.00	0.02

WHEREAS, the bid proposal of **ALJERON MEDICAL ENTERPRISES** was found to be substantially complying;

WHEREAS, upon careful examination, validation and verification of all the eligibility, technical and financial requirements submitted by the **ALJERON MEDICAL ENTERPRISES** have been found to be **responsive**;

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

- a) To declare **ALJERON MEDICAL ENTERPRISES** as the Bidder with Single Calculated and Responsive Bid for the procurement of the following:



*rich/mh/32620AN*





JOSE R. REYES MEMORIAL MEDICAL CENTER  
HOSPITAL BIDS AND AWARDS COMMITTEE

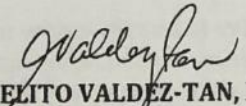
RIZAL AVE., STA. CRUZ  
MANILA, 711-9491 loc. 245

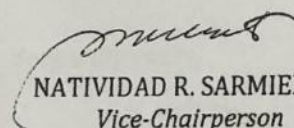
Item No.	Description	Qty.	Unit	ABC/Unit (PhP)	Total ABC	Bid Price (As Calculated)	% Variance from ABC	Total Amount (PhP)
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology BRAND / MODEL: NOVAERUS / NV1050 / IRELAND	4	Units	2,190,000.00	8,760,000.00	2,189,500.00	0.02	8,758,000.00
GRAND TOTAL								8,758,000.00

- b) To award to **ALJERON MEDICAL ENTERPRISES** the contract price of **EIGHT MILLION SEVEN HUNDRED FIFTY EIGHT THOUSAND PESOS (P8,758,000.00)** only for the procurement of the above mentioned item;
- c) To recommend for approval by the MEDICAL CENTER CHIEF II of the JOSE R. REYES MEMORIAL MEDICAL CENTER the foregoing findings.

**RESOLVED**, this **26<sup>th</sup> day of March 2020**, at **JOSE R. REYES MEMORIAL MEDICAL CENTER, Santa Cruz, Manila**.

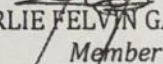
Recommending Approval:

  
**EMELITO VALDEZ-TAN, MD**  
Chairperson

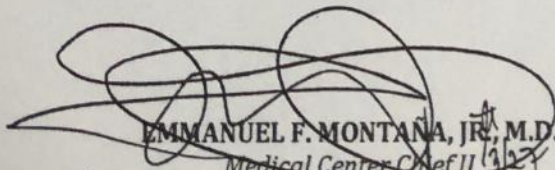
  
**NATIVIDAD R. SARMIENTO**  
Vice-Chairperson

*on - leave*  
**MARIA REDENCION BUKID - ABELLA, M.D.**  
Member

*on - leave*  
**BLANQUITA JIMENEZ- BELEN**  
Member

  
**ARLIE FELVIN GACIAS**  
Member

Approved by:

  
**EMMANUEL F. MONTANA, JR., M.D.**  
Medical Center Chief II

Approved on MAR 27 2020





## NOTICE OF AWARD

27 March 2020

### ALJERON MEDICAL ENTERPRISES

77 Kanlaon St. Highway Hills

Quezon City

Tel No.: 8583-0798

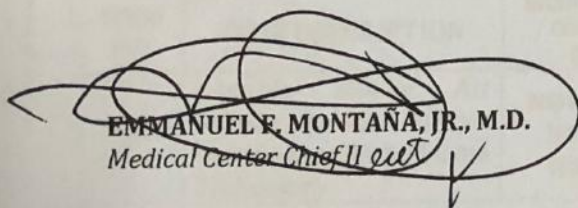
Dear Sir/Madame:

We are happy to notify you that your Bid for the **FOUR (4) UNITS PORTABLE MOBILE AIR PURIFIER / AIR PURIFIER DISINFECTANT WITH PLASMA TECHNOLOGY** in the amount of **EIGHT MILLION SEVEN HUNDRED FIFTY EIGHT THOUSAND PESOS (P8,758,000.00)** only, as corrected and modified in accordance with the Instructions to Bidders is hereby accepted:

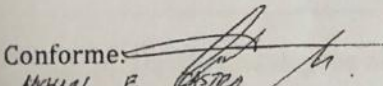
ITEM NO.	ITEM DESCRIPTION	BRAND / MODEL / COUNTRY OF ORIGIN	QTY.	UNIT	UNIT PRICE (PhP)	TOTAL PRICE (PhP)
1	Portable Mobile Air Purifier / Air Purifier Disinfectant With Plasma Technology	NOVAERUS / / NV1050 / IRELAND	4	Unit	2,189,500.00	8,758,000.00
GRAND TOTAL						8,758,000.00

You are hereby required to provide within **three (3) calendar days** the performance security in the form of cash or cashier's/manager's check or bank draft/guarantee or irrevocable letter of credit. Failure to provide the performance security shall constitute sufficient ground for cancellation of the award.

Very truly yours,

  
EMMANUEL F. MONTAÑA, JR., M.D.  
Medical Center Chief

Conforme:

  
MICHAEL F. CASTRO

Date: 3/27/2020

