



Republic of the Philippines  
Department of Health  
Center for Health Development – Northern Mindanao  
**NORTHERN MINDANAO MEDICAL CENTER**  
Capitol Compound, Cagayan de Oro City  
Email Address: nmmc\_cdo@yahoo.com \* Website: nmmc.doh.gov.ph



NOTICE OF AWARD

08 October 2019

MR. HERBERT JAMES C. FIELDING  
**INSTRUMIX SUPPLIER, INC.**  
Unit 433/434 Cityland Pasong Tamo Tower  
2210 Don Chino Roces Avenue  
Makati City

Dear Sir:

This is to inform you that based on the result of the Competitive Bidding conducted on July 16, 2019 for the procurement of various Hospital Equipment under ITB No. 2019-02-002 as per BAC Resolution No. G-614 s. dated 04 October 2019, your proposal was found to be the Lowest Calculated Responsive Bid with a Total Contract Price of **Twenty Four Million Nine Hundred Ninety Five Thousand Pesos (Php 24,995,000.00)** inclusive of local taxes.

Item No.	Complete Specification of Items	Qty	Unit	Brand	Unit Cost	Total Cost
6	ESWL Machine	1	unit	Dornier Compact Sigma Germany	24,995,000.00	24,995,000.00
	(Please see attached complete specifications)	TOTAL AMOUNT			Php	24,995,000.00

You are hereby requested to post your Performance Security equivalent to the percentage of the Total Contract Price of the acceptable forms as listed below within ten (10) calendar days from receipt of the Notice of Award (NOA).

The required amount of the above forms of security shall be in accordance with the following schedule:

Form of Performance Security	Amount of Performance Security (Not less than the required percentage of the Total Contract Price)
a) Cash or cashier's/manager's check issued by a Universal or Commercial Bank.	Five percent (5%) (Php 1,249,750.00)
b) Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank: Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank.	
c) Surety bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security.	Thirty percent (30%) (Php 7,498,500.00)

The original NOA with signature on "CONFORME" shall be returned within two (2) working days upon receipt of the approved NOA.

Please bear in mind that failure to provide the performance security shall constitute sufficient ground for recession of the award.

Very truly yours,

JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA  
Medical Center Chief II

Conforme:

Herbert James C. Fielding  
Signature of Authorized Representative over Printed Name

Name of Bidder: Instrumix Supplier Inc.  
Date: October 28, 2019



### CONTRACT AGREEMENT

THIS AGREEMENT made this 5<sup>th</sup> day of November 2019 between **NORTHERN MINDANAO MEDICAL CENTER**, Capitol Compound, Cagayan de Oro City, Philippines (hereinafter called "the Entity") of the one part and **INSTRUMIX SUPPLIER INC.** of Unit 433/434 Cityland Pasong Tamo Tower, 2210 Don Chino Roces Avenue, Makati City, Philippines (hereinafter called "the Supplier") of the other part:

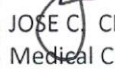
WHEREAS the Entity invited Bids for certain goods and ancillary services, viz., [one (1) unit **ESWL Machine (Dornier Compact Sigma, Germany)**], has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **Twenty Four Million Nine Hundred Ninety Five Thousand Pesos (Php 24,995,000.00)** (hereinafter called "the Contract Price").

#### NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents shall be deemed to form and be read and construed as part of this Agreement, viz.:
  - (a) the Bid Form and the Price Schedule submitted by the Bidder;
  - (b) the Schedule of Requirements;
  - (c) the Technical Specifications;
  - (d) the General Conditions of Contract;
  - (e) the Special Conditions of Contract; and
  - (f) the Entity's Notification of Award.
3. 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 services and to remedy defects therein in conformity in all respects with the provisions of the Contract
4. 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.

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

Signed, sealed, delivered by (for the Entity):

  
JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA  
Medical Center Chief II

Signed, sealed, delivered by:

  
MR. HERBERT JAMES C. FIELDING  
INSTRUMIX SUPPLIER, INC. (for the Supplier)



ACKNOWLEDGMENT

BEFORE ME, a notary public for and in the City of Cagayan de Oro City, Philippines personally appeared:

JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA  
Medical Center Chief II

CTC No. 04269653                      January 11, 2019                      CDOC  
TIN No. 179-202-271

MR. HERBERT JAMES C. FIELDING  
INSTRUMIX SUPPLIER, INC.    (for the Supplier)

Passport No. P0605112B  
Validity: September 9, 2019 to September 9, 2029  
TIN No. 000-124-893-000

Known to me to be same persons who executed the foregoing instrument and acknowledge the same to be their voluntary act and deed.

WITNESS MY HAND AND SEAL this \_\_\_\_\_ day of 10.8 NOV 2019 2019, in the City  
of Cagayan de Oro City, Philippines

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Page No. 73  
Book No. 22  
Series of 2019

  
**ROWELL B. VALLEDOR**  
Notary Public  
Until December 31, 2020  
TIN No. 9330656-901  
IBP O.R No. 038478-Lifetime  
PTR No. 4102271, 01/03/2019; CDC  
Roll No. 67069; NC No. 2019-59  
MCLE Compliance Exempt  
Contact No. 0995-704-9232  
Cagayan de Oro City



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**NOTICE TO PROCEED**

08 November 2019

MR. HERBERT JAMES C. FIELDING  
**INSTRUMIX SUPPLIER, INC.**  
Unit 433/434 Cityland Pasong Tamo Tower  
2210 Don Chino Roces Avenue  
Makati City


Dear Sir:

The attached Contract Agreement having been approved, notice is hereby given to **INSTRUMIX SUPPLIER, INC.**, that work may commence for the supply and delivery of **one (1) unit ESWL Machine (Dornier Compact Sigma, Germany)** for Northern Mindanao Medical Center, effective after the receipt of this notice.

Thus, you shall be 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 Northern Mindanao Medical Center.

Very truly yours,

  
JOSE C. CHAN, MD, FPOA, FPCS, MHA, FPCHA  
Medical Center Chief II

I acknowledge receipt of this Notice on

Name of the Representative of the Bidder:

Authorized Signature:

Nov 8, 2019  
Instrumix Supplier Inc.  
Herbert James C. Fielding