

June 7, 1993

002594 AUG 17 93

Dear Sir:

I would like to draw your attention to a matter that involves the United States Army allowing two dentists who provided services in good faith to be, for lack of a better term, ripped off.

Drs. Paul Alota and Garrett Burkhart provided dental care and treatment on active military soldiers, dependents, and retirees at Fort Ord, California for months March and April of 1993 and have not received compensation.

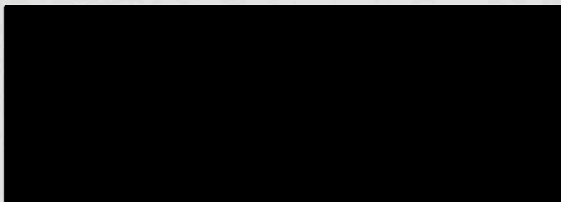
The Army did not do their homework when they hired a company called Contract Dental Services, Inc. out of Gilbert, Arizona to contract the two above dentists, because the company filed chapter 7 of the Bankruptcy Code claiming no assets available from which payment may be made.

The Army owes Dr. Alota and Dr. Burkhart compensation of \$6,836.73 and \$6,244.64 respectively. The work was done, the bills and school loans are overdue, but where is their paycheck?

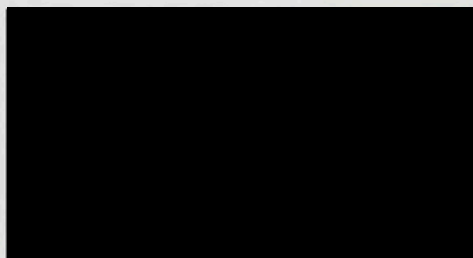
Companies just do not go out of business overnight! They leave trails. Did the U. S. Army investigate? Did the Army look up Contract Dental Services Inc. tax returns, or did they just rewrite old contracts?

Please be so kind as to inquire about this and assist two care providers who did their part, help the Army do their part and pay the buck instead of passing it.


Sincerely,



Monterey CA 93940



Fort Ord, CA 93941



The fact that the United States Army Health Service Command awarded contracts to Culver Emergency Services Inc. and Contract Dental Services, both bankrupt within a couple years of each other, clearly shows that The U.S. Army neglected to do their homework.



DEPARTMENT OF THE ARMY  
HEADQUARTERS U.S. ARMY DENTAL ACTIVITY (DENTAC) FORT ORD  
FORT ORD, CALIFORNIA 93941-5810

HSBT-XO

11 June 1993

MEMORANDUM FOR SJA, ATTN: AFZW-JA, Fort Ord, CA 93941

SUBJECT: Verification of hours worked

This memorandum is to certify that [REDACTED] and [REDACTED] worked for Contract Dental Services as contract dentists for the months of March and April, inclusive, at USA DENTAC, Fort Ord, California. Finance at Fort Sam Houston has confirmed that Contract Dental Services was paid for the month of March. In March, [REDACTED] worked a total of 120 hours and [REDACTED] worked a total of 152 hours. In April, [REDACTED] worked 152 hours and 2 DOD hours and [REDACTED] worked a total of 96 hours. They provided their services via a contract company, [REDACTED] contracted through [REDACTED] under [REDACTED]. During that time, [REDACTED] had exclusive rights for providing dental services to Fort Ord.

[REDACTED]  
Executive Officer, COR

FORM B9B 6/90	United States Bankruptcy Court District of Arizona Case Number: 93-04493-PHX-GBN	NOTICE OF COMMENCEMENT OF CASE UNDER CHAPTER 7 OF THE BANKRUPTCY CODE, MEETING OF CREDITORS, AND FIXING OF DATES (Corporation/Partnership No Asset Case)	
In re (Name of Debtor) [REDACTED]	<b>FILED</b>  MAY 13 1993 [REDACTED] CLERK	Address of Debtor [REDACTED]	Soc. Sec./Tax ID Nos. [REDACTED]
Addressee:	UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF ARIZONA	Address of the Clerk of the Bankruptcy Court U.S. Bankruptcy Court 230 North First Ave., 5th Fl. Phoenix, AZ 85025	
[X] Corporation [ ] Partnership			
Name and Address of Attorney for Debtor [REDACTED] TUCSON, AZ 85716	Telephone Number [REDACTED]	Name and Address of Trustee [REDACTED] PHOENIX, AZ 85022	Telephone Number [REDACTED]
DATE, TIME, AND LOCATION OF MEETING OF CREDITORS June 14, 1993, 9:00 A.M., OFFICE OF THE U.S. TRUSTEE, 320 North Central, Suite 105, Phoenix, AZ 85004			
<p>AT THIS TIME THERE APPEAR TO BE NO ASSETS AVAILABLE FROM WHICH PAYMENT MAY BE MADE TO UNSECURED CREDITORS. DO NOT FILE A PROOF OF CLAIM UNTIL YOU RECEIVE NOTICE TO DO SO.</p> <p>COMMENCEMENT OF CASE. A petition for liquidation under chapter 7 of the Bankruptcy Code has been filed in this court by or against the debtor named above, and an order for relief has been entered. You will not receive notice of all documents filed in this case. All documents filed with the court, including lists of the debtor's property and debts, are available for inspection at the office of the clerk of the bankruptcy court.</p> <p>CREDITORS MAY NOT TAKE CERTAIN ACTIONS. A creditor is anyone to whom the debtor owes money or property. Under the Bankruptcy Code, the debtor is granted certain protection against creditors. Common examples of prohibited actions by creditors are contacting the debtor to demand repayment, taking action against the debtor to collect money owed to creditors or to take property of the debtor, and starting or continuing foreclosure actions or repossessions. If unauthorized actions are taken by a creditor against a debtor, the court may penalize that creditor. A creditor who is considering taking action against the debtor or the property of the debtor should review § 362 of the Bankruptcy Code and may wish to seek legal advice. If the debtor is a partnership, remedies otherwise available against general partners are not necessarily affected by the commencement of this partnership case. The staff of the clerk of the bankruptcy court is not permitted to give legal advice.</p> <p>MEETING OF CREDITORS. The debtor's representative, as specified in Bankruptcy Rule 9001(5), is required to appear at the meeting of creditors on the date and at the place set forth above for the purpose of being examined under oath. Attendance by creditors at the meeting is welcomed, but not required. At the meeting, the creditors may elect a trustee other than the one named above, elect a committee of creditors, examine the debtor, and transact such other business as may properly come before the meeting. The meeting may be continued or adjourned from time to time by notice at the meeting, without further written notice to the creditors.</p> <p>LIQUIDATION OF THE DEBTOR'S PROPERTY. The trustee will collect the debtor's property, if any, and turn it into money. At this time, however, it appears from the schedules of the debtor that there are no assets from which any distribution can be paid to the creditors. If at a later date it appears that there are assets from which a distribution may be paid, the creditors will be notified and given an opportunity to file claims.</p> <p>Failure of the debtor or his attorney to appear at the Section 341(a) meeting or to timely file schedules and statement of affairs shall result in dismissal.</p>			
DO NOT FILE A PROOF OF CLAIM UNLESS YOU RECEIVE A COURT NOTICE TO DO SO			
For the Court: [REDACTED] Clerk of Court		Date: May 13, 1993	
Clerk of the Bankruptcy Court			

26 Copies mailed to all creditors and interested parties on MAY 25 1993

by: [REDACTED] deputy clerk.

21m 3p



DEPARTMENT OF THE ARMY  
CHIEF, DENTAL CORPS  
5109 LEESBURG PIKE  
FALLS CHURCH, VA 22041-3258

REPLY TO  
ATTENTION OF

1 July 1993

[REDACTED]  
Fort Ord, California 93941

Dear [REDACTED]

I have received your recent letter asking for assistance in dealing with [REDACTED] is responsible for contract administration. I have forwarded your packet to the [REDACTED] and have asked them to reply direct to you.

Sincerely,

[REDACTED]  
Senior Dental Corps Staff Officer



DEPARTMENT OF THE ARMY  
HEADQUARTERS, UNITED STATES ARMY HEALTH SERVICES COMMAND  
FORT SAM HOUSTON, TEXAS 78234-6000



REPLY TO  
ATTENTION OF

June 30, 1993

Central Contracting Office

SUBJECT: [REDACTED]

James M. Lauderdale  
150 Carmelito Avenue  
Monterey, California 93940

Dear Mr. Lauderdale:

This is in response to your letter dated June 9, 1993 regarding the funds allegedly owed to [REDACTED] and [REDACTED]

Our legal department advises that the subcontractor has no contractual rights against the government upon the termination of a prime contractor. We invite your attention to the Federal Acquisition Regulation, part 49.108-1, regarding subcontractor rights.

Having received notice that the prime contractor, Contract Dental Services, has filed bankruptcy we are unable to distribute any funds due the prime contractor/bankrupt without the approval of the bankruptcy court.

If you have any questions, please contact [REDACTED]

Sincerely,

[REDACTED]  
Contracting Officer, Central  
Contracting Office

SUPPLEMENTAL TO BASIC.

<b>PURCHASE REQUEST AND COMMITMENT</b> <small>For use of this form, see AR 37-108: the proponent agency is USAFAC.</small>				<b>PURCHASE INSTRUMENT NO.</b> [REDACTED]		<b>REQUISITION NO.</b> [REDACTED]		<b>DATE</b> 26 Oct 92		<b>PAGE</b> 1		<b>OF</b> PAGES 1			
<b>TO:</b> Purchasing and Contracting Officer				<b>THRU:</b> [REDACTED] Fort Ord, CA 93941-5800				<b>FROM:</b> [REDACTED] Fort Ord, CA 93941-5800							
It is requested that the supplies and services enumerated below or on attached list be:															
<b>PURCHASED FOR</b> [REDACTED] HO DENTAC, Ft Ord, CA 93941-5810				<b>DELIVERED TO</b> [REDACTED] Fort Ord, CA 93941				<b>NOT LATER THAN (Date)</b> ASAP							
The supplies and services listed below cannot be secured through normal supply channels or other Army supply sources in the immediate vicinity, and their procurement will not violate existing regulations pertaining to local purchases for stock, therefore, local procurement is necessary for the following reason: (Check appropriate box and complete item.)								<b>NAME AND TELEPHONE NO. OF PERSON TO CALL FOR ADDITIONAL INFORMATION</b> [REDACTED]							
LOCAL PURCHASES AUTHORIZED AS THE NORMAL MEANS OF SUPPLY FOR THE FOREGOING BY				REQUISITIONING DISCLOSES NONAVAILABILITY OF ITEMS AND LOCAL PURCHASE IS AUTHORIZED BY				<b>Fund Certification</b> The supplies and services listed on this request are properly chargeable to the following allotments, the available balances of which are sufficient to cover the cost thereof, and funds have been committed.							
EMERGENCY SITUATION PRECLUDES USE OF REQUISITION CHANNELS FOR SECURING ITEM															
ITEM	DESCRIPTION OF SUPPLY OR SERVICES	QUANTITY	UNIT	ESTIMATED		ACCOUNTING CLASSIFICATION			AMOUNT						
				Unit Price	Total Cost	[REDACTED]			91681.60						
01	FSC: 6520 SOURCE: [REDACTED] SIERRA VISTA, ARIZONA 85635 Contract Service for 2FTE Contract Dentist Period: 1 Feb 93 - 30 Sep93														
	0007AA	2720	HR	\$32.53	\$88,481.60										
	0007AB	128	HR	\$25.00	\$ 3,200.00										
					\$91,681.60										
THE FOREGOING ITEMS ARE REQUIRED NOT LATER THAN AS INDICATED ABOVE FOR THE FOLLOWING PURPOSE DENTAC MISSION ESSENTIAL. NOT IN MRCL 1 Provide professional dental coverage, direct patient care								Approved by commanding officer or his designee							
<b>DATE</b> 27 Oct 92		<b>TYPED NAME AND GRADE OF INITIATING OFFICER</b> [REDACTED]				<b>SIGNATURE</b> [REDACTED]				<b>DATE</b> 27 Oct 92		<b>TYPED NAME AND GRADE OF COMMANDING OFFICER OR DESIGNEE</b> [REDACTED]			
<b>DATE</b> 27 Oct 92		<b>TYPED NAME AND GRADE OF APPLY OFFICER</b> [REDACTED]				<b>SIGNATURE</b> [REDACTED]				<b>DATE</b> 27 Oct 92		<b>TYPED NAME AND GRADE OF COMMANDING OFFICER OR DESIGNEE</b> [REDACTED]			

ORDER FOR SUPPLIES OR SERVICES

Form Approved

PAGE 1 OF 2

Expires Aug 31, 1992

Public reporting burden for this collection of information is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Washington Headquarters Services, Directorate for Information Operations and Reports, 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302, and to the Office of Management and Budget, Paperwork Reduction Project (0704-0187), Washington, DC 20503.

1. CONTRACT/PURCH ORDER NO. [REDACTED]		2. DELIVERY ORDER NO. [REDACTED]		3. DATE OF ORDER 10/01/91		4. REQUISITION/PURCH REQUEST NO. [REDACTED]		5. CERTIFIED FOR NATIONAL DEFENSE UNDER DMS REG 1 DO S10	
6. ISSUED BY Commander [REDACTED] Ft. San Houston, TX 78234-6000			CODE [REDACTED]		7. ADMINISTERED BY See Block 6			CODE [REDACTED]	
7. CONTRACTOR NAME AND ADDRESS [REDACTED] Sierra Vista, AZ 85635-		CODE [REDACTED]		FACILITY CODE [REDACTED]		10. DELIVER TO FOB POINT BY 01/31/92		11. MARK IF BUS. IS [ ] SMALL [X] SMALL DIS-ADVANTAGED [ ] WOMEN-OWNED	
12. DISCOUNT TERMS .5 % 20 Net 30		13. MAIL INVOICES TO see block 15		14. SHIP TO Commander U. S. Army Dental Activity Fort Ord, CA 93941-5800 [REDACTED]		CODE [REDACTED]		15. PAYMENT WILL BE MADE BY [REDACTED] Ft San Houston, TX 78234-5000	
CODE [REDACTED]		15. PAYMENT WILL BE MADE BY [REDACTED]		CODE [REDACTED]		MARK ALL PACKAGES AND PAPERS WITH CONTRACT OR ORDER NUMBER			

16. DELIVERY  This delivery order is issued on another Government agency or in accordance with and subject to terms and conditions of above numbered contract.

PURCHASE  Reference your \_\_\_\_\_ furnish the following on terms specified herein.

ACCEPTANCE. THE CONTRACTOR HEREBY ACCEPTS THE OFFER REPRESENTED BY THE NUMBERED PURCHASE ORDER AS IT MAY PREVIOUSLY HAVE BEEN OR IS NOW MODIFIED, SUBJECT TO ALL OF THE TERMS AND CONDITIONS SET FORTH, AND AGREES TO PERFORM THE SAME.

NAME OF CONTRACTOR	SIGNATURE	TYPED NAME AND TITLE	DATE SIGNED
If this box is marked, supplier must sign Acceptance and return the following number of copies:			

17. ACCOUNTING AND APPROPRIATION DATA/LOCAL USE  
SUBJECT TO THE AVAILABILITY OF FUNDS

18. ITEM NO.	19. SCHEDULE OF SUPPLIES/SERVICE	20. QUANTITY ORDERED/ACCEPTED*	21. UNIT	22. UNIT PRICE	23. AMOUNT

*If quantity accepted by the Government is same as quantity ordered, indicate by x. If different, enter actual quantity accepted below quantity ordered and encircle.	24. UNITED STATES OF [REDACTED]	25. TOTAL	0.00
	[REDACTED] ORDERING OFFICER	29. DIFFERENCES	

26. QUANTITY IN COLUMN 20 HAS BEEN <input type="checkbox"/> INSPECTED <input type="checkbox"/> RECEIVED <input type="checkbox"/> ACCEPTED AND CONFORMS TO THE CONTRACT EXCEPT AS NOTED	27. SHIP. NO.	28. D.O. VOUCHER NO.	30. INITIALS
	[ ] PARTIAL [ ] FINAL	32. PAID BY	33. AMT VERIFIED CORRECT FOR
DATE _____ SIGNATURE OF AUTHORIZED GOVERNMENT REP.	31. PAYMENT [ ] COMPLETE [ ] PARTIAL [ ] FINAL	34. CHECK NUMBER	35. BILL OF LADING NO.
I certify this account is correct and proper for payment		DATE _____ SIGNATURE AND TITLE OF CERTIFYING OFFICER	

37. REC'D AT	38. RECEIVED BY	39. DATE REC'D	40. TOTAL CONT.	41. S/R ACCOUNT NUMBER	42. S/R VOUCHER NO.
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AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE  
J

PAGE OF PAGES  
1 2

2. AMENDMENT/MODIFICATION NO.  
04

3. EFFECTIVE DATE  
03/05/91

4. REQUISITION/PURCHASE REQ. NO.

5. PROJECT NO. (If applicable)

ISSUED BY  
[Redacted]  
Ft Sam Houston, TX 78234-6000

CODE  
DADA10

7. ADMINISTERED BY (If other than Item 6)

CODE

NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)

[Redacted]  
Portland TX 78374-  
[Redacted]

*wrong*

(X)

9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

X

10A. MODIFICATION OF CONTRACT/ORDER NO.  
[Redacted] 0033

10B. DATED (SEE ITEM 13)  
09/10/90

CODE [Redacted] FACILITY CODE

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended. Offerers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

ACCOUNTING AND APPROPRIATION DATA (If required)

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

- (X) A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
- X B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103 (b).
- C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
- D. OTHER (Specify type of modification and authority)

IMPORTANT: Contractor  is not,  is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

A. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged in force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) \_\_\_\_\_ 16A. NAME AND TITLE OF CONTRACTOR (Type or print) \_\_\_\_\_

15B. CONTRACTOR/OFFEROR \_\_\_\_\_ 15C. DATE SIGNED \_\_\_\_\_ 16C. DATE SIGNED 9/10/90

(Signature of person authorized to sign) \_\_\_\_\_





DEPARTMENT OF THE ARMY  
HEADQUARTERS, UNITED STATES ARMY HEALTH SERVICES COMMAND  
FORT SAM HOUSTON, TEXAS 78234-6000

August 2, 1993



RCPLV TO  
ATTENTION OF

Central Contracting Office

SUBJECT: [REDACTED] Notice of  
Termination of Purchase Order

[REDACTED]  
Mountain View, CA 94041-2145

Dear [REDACTED]

This is to confirm the Government's intent to terminate subject purchase order in accordance with Federal Acquisition Regulation clause 52.249-12, Termination (Personal Services).

Therefore, the termination will be effective 15 days from date of receipt of this notice.

Please acknowledge receipt of this notice by return telefacsimile to:

[REDACTED] Contracting Officer

If you have any questions please contact [REDACTED] area code [REDACTED] or myself.

[REDACTED]  
Contracting Officer, Central  
Contracting Office

Acknowledgement of Notice:

The undersigned acknowledges receipt of this notice on \_\_\_\_\_, 1993. One signed copy of this notice is returned by telefacsimile.

BY

\_\_\_\_\_  
signature

[REDACTED]  
Fort Ord, CA 93941