



Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
Bonifacio Drive, Port Area, Manila



DPWH 13 DPWH
09.27.2024

SEP 26 2024

DEPARTMENT ORDER)
171)
No.)
Series of 2024 49/27/2024

SUBJECT: Blacklisting for Two (2) Years of TJB CONSTRUCTION

Pursuant to Sec. 69.1 (i) Rule XXIII of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (R.A.) 9184, and in accordance with Department Order No. 28 series of 2024, this Blacklisting Order is hereby issued to **TJB CONSTRUCTION**. The findings and recommendations from the DPWH Bukidnon 2nd District Engineering Office (DEO) Bids and Awards Committee (BAC), as stated in their submitted Strike Documents dated March 11, 2024, and March 19, 2024, found that the entity, bearing PCAB Contractor's License Number 48100 and PhilGEPS Registration No. 2020072204701594975740, located at Barangay Polo, Ditsaan-Ramain, Lanao del Sur, Bangsamoro Autonomous Region in Muslim Mindanao (BARMM), has committed the offense of submitting patently insufficient bids at least three (3) times within a year, without valid reasons. This act tends to defeat the purpose of competitive bidding. Consequently, considering that the accumulated strikes constitute more than two (2) sets of three (3) similar offenses, the entity is suspended/disqualified from participating in all government procurement for a period of **2 years**, starting from 26 SEP 2024 until 26 SEP 2026, pursuant to Item 4.1 of Appendix 17 of the 2016 Revised IRR of R.A. 9184.

The penalty relates to the procurement of the following projects:

| Name of the Project/Contract | Location of the Project | Approved Budget for the Contract (ABC) |
|--|--|--|
| 1. 24KB0072- Construction of 1-Storey 2-Classroom School Building in Balud Elementary School at Sitio Labud, Barangay Tangkulan, Damulog, Bukidnon | Sitio Labud, Barangay Tangkulan, Damulog, Bukidnon | PhP 4,975,000.00 |
| 2. 24KB0073- Construction of 1-Storey 2-Classroom School Building in Kadingilan National High School, Brgy Poblacion Kadingilan, Bukidnon | Brgy Poblacion Kadingilan, Bukidnon | PhP 4,975,000.00 |
| 3. 24KB0074- Construction of 1-Storey 2-Classroom School Building in Mahayahay Elementary School, Don Carlos, Bukidnon | Don Carlos, Bukidnon | PhP 4,975,000.00 |
| 4. 24KB0075- Construction of 1-Storey 2-Classroom School Building in Apyao | Barangay Butong, Quezon, Bukidnon | PhP 4,975,000.00 |

| | | |
|--|---|------------------|
| National High School, Barangay Butong, Quezon, Bukidnon | | |
| 5. 24KB00108- Construction of Road, Barangay Kipaypayon, Quezon, Bukidnon | Barangay Kipaypayon, Quezon, Bukidnon | PhP 4,950,000.00 |
| 6. 24KB00109- Construction of Road, Barangay Panganan, Kitaotao, Bukidnon | Barangay Panganan, Kitaotao, Bukidnon | PhP 4,950,000.00 |
| 7. 24KB0070- Construction of 1-Storey 2-Classroom School Building in Kiulom Elementary School, Kitaotao, Bukidnon | Kitaotao, Bukidnon | PhP 4,975,000.00 |
| 8. 24KB00130- Construction of Road, Barangay Kipilas, Kitaotao, Bukidnon | Barangay Kipilas, Kitaotao, Bukidnon | PhP 4,950,000.00 |
| 9. 24KB00114- Construction of Multi-Purpose Building, Brgy. Poblacion, Quezon, Bukidnon | Brgy. Poblacion, Quezon, Bukidnon | PhP 4,950,000.00 |
| 10. 24KB00124- Construction of Road, Brgy. Cagawasan, Kibawe, Bukidnon | Brgy. Cagawasan, Kibawe, Bukidnon | PhP 4,950,000.00 |
| 11. 24KB00122- Construction of Box Culvert, Barangay San Roque, Quezon, Bukidnon | Barangay San Roque, Quezon, Bukidnon | PhP 4,950,000.00 |
| 12. 24KB00118- Construction of Multi-Purpose Building (Building II), Purok 7, Brgy. Poblacion, Dangcagan, Bukidnon | Purok 7, Brgy. Poblacion, Dangcagan, Bukidnon | PhP 4,950,000.00 |
| 13. 24KB00117- Construction (Completion) of Multi-Purpose Facility, Brgy. Kitingting, Damulog, Bukidnon | Brgy. Kitingting, Damulog, Bukidnon | PhP 4,950,000.00 |

As additional measure, the following sanction is also imposed:

1. Forfeiture of Bid Security, which for violations committed prior to opening of financial envelope, is a fixed amount equivalent to two percent (2%) of the Approved Budget for the Contract (ABC). Given the multiple projects involved, the total forfeiture amount is PhP 1,289,500.00, calculated as 2% of the combined ABC for all 13 projects listed.

In accordance with Section 10 of the "Uniform Guidelines for Blacklisting of Manufacturers, Suppliers, Distributors, Contractors and Consultants", as amended by GPPB Resolution No. 14-2020 dated 25 June 2020, the name of the blacklisted entity will be posted in the Consolidated Blacklisting Report (CBR) through the Online Blacklisting Portal within three (3) calendar days from the date of effectivity of this Blacklisting Order. The entity's name will be removed upon



the lapse of the penalty period. An accomplished copy of the Government Procurement Policy Board (GPPB) Blacklisting Order Prescribed Form-Appendix 1 is attached for further reference.

This Order shall take effect immediately.


MANUEL M. BONOAN

Secretary

Department of Public Works and Highways
Office of the Secretary

Encl: As stated.

12.1 MVSG/MSV/MAP



APPENDIX "1"

Republic of the Philippines
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
Manila

BLACKLISTING ORDER No. 171, series of 2024

Pursuant to Sec. 69 of Republic Act No. 9184 and upon the findings and recommendations of the DPWH Bukidnon 2nd District Engineering Office (DEO) Bids and Awards Committee (BAC) in its submitted Strike Documents dated March 11, 2024, and March 19, 2024, respectively, the undersigned, under Department Order No. 28 series of 2024 dated 26 February 2024, hereby issues this Blacklisting Order to the entity hereafter stated:

1. **TJB CONSTRUCTION** with PCAB Contractor's License Number 48100 and PhilGEPS Registration No. 2020072204701594975740 having business address at Barangay Polo, Ditsaan-Ramain, Lanao del Sur, Bangsamoro Autonomous Region in Muslim Mindanao (BARMM), is hereby **SUSPENDED/DISQUALIFIED** from participating in all government procurement –

- ☒ for: 2 years starting from 26 SEP 2024 until 26 SEP 2026
- ☐ permanently/in perpetuity

2. Specific ground/offense committed:

(Please choose the applicable offense committed by the bidder/contractor)

| <i>During the Procurement Stage:</i> | |
|--------------------------------------|---|
| <input type="checkbox"/> | Submission of eligibility requirements containing false information or falsified documents. |
| <input type="checkbox"/> | Submission of Bids that contain false information or falsified documents, or the concealment of such information in the Bids in order to influence the outcome of eligibility screening or any other stage of the public bidding. |
| <input type="checkbox"/> | Allowing the use of one's name, or using the name of another for purpose of public bidding. |
| <input type="checkbox"/> | Withdrawal of a bid, or refusal to accept an award or enter into contract with the government without justifiable cause, after he had been adjudged as having submitted the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid. |
| <input type="checkbox"/> | Refusal or failure to post the required performance security within the prescribed time. |
| <input type="checkbox"/> | Refusal to clarify or validate in writing its Bid during post qualification within a period of seven (7) calendar days from receipt of the request for clarification. |
| <input type="checkbox"/> | Any documented unsolicited attempt by a bidder to unduly influence the outcome of the bidding in his favor. |
| <input type="checkbox"/> | Refusal to enter into, or withdrawal from, a joint venture in the event of a contract award without justifiable reason. |
| <input type="checkbox"/> | Refusal to submit post-qualification requirements on time without justifiable reason or a finding against the veracity of such post-qualification requirements. |
| <input checked="" type="checkbox"/> | All other acts that tend to defeat the purpose of the competitive bidding, such as |



| | |
|---------------------------------------|--|
| | habitually withdrawing from bidding or submitting late bids or patently insufficient bids, for at least three (3) times within a year, except for valid reasons. |
| <input type="checkbox"/> | Withdrawal, without justifiable reason, of bid during the period of bid validity required in the bidding documents. |
| <input type="checkbox"/> | Failure or refusal, without justifiable reason, to accept the award and enter into contract or perform any and all acts necessary to the execution of the contract, in accordance with the bidding documents, after having been duly notified of the acceptance. |
| <i>During Contract Implementation</i> | |
| <input type="checkbox"/> | Failure of the contractor, due solely to his fault or negligence, to mobilize and start work or performance within the specified period in the Notice to Proceed ("NTP"). |
| <input type="checkbox"/> | Failure by the contractor to fully and faithfully comply with its contractual obligations without valid cause, or failure by the contractor to comply with any written lawful instruction of the procuring entity or its representative(s) pursuant to the implementation of the contract. |
| <input type="checkbox"/> | Assignment and subcontracting of the contract or any part thereof or substitution of key personnel named in the proposal without prior written approval by the procuring entity. |
| <input type="checkbox"/> | Unsatisfactory progress in the delivery of the goods by the manufacturer, supplier or distributor arising from his fault or negligence and/or unsatisfactory or inferior quality of goods, as may be provided in the contract. |
| <input type="checkbox"/> | Poor performance by the consultant of his services arising from his fault or negligence - Defective design resulting in substantial corrective works in design and/or construction. |
| <input type="checkbox"/> | Poor performance by the consultant of his services arising from his fault or negligence - Failure to deliver critical outputs due to consultant's fault or negligence. |
| <input type="checkbox"/> | Poor performance by the consultant of his services arising from his fault or negligence - Specifying materials which are inappropriate, substandard, or way above acceptable standards. |
| <input type="checkbox"/> | Poor performance by the consultant of his services arising from his fault or negligence - Allowing defective workmanship or works by the contractor being supervised by the consultant. |
| <input type="checkbox"/> | Poor performance by the contractor or unsatisfactory quality and/or progress of work arising from his fault or negligence as reflected in the CPES rating sheet - Negative slippage of 15%. |
| <input type="checkbox"/> | Poor performance by the contractor or unsatisfactory quality and/or progress of work arising from his fault or negligence as reflected in the CPES rating sheet - Quality of materials and workmanship not complying with the approved specifications. |
| <input type="checkbox"/> | Willful or deliberate abandonment or non-performance of the project or contract by the contractor resulting to substantial breach thereof without lawful and/or just cause. |
| <input type="checkbox"/> | The contractor has engaged, before or during implementation of the contract, in unlawful deeds and behaviors relative to contract acquisition and implementation as enumerated in Section III.D. of the Guidelines on Termination of Contracts. |
| <i>During Warranty Period</i> | |
| <input type="checkbox"/> | Failure of contractor to repair works, at his own expense, of any defect or damage to the infrastructure projects on account of the use of materials of inferior quality within ninety (90) days from the time the HoPE has issued an order to undertake repair. |
| <i>Other Violations</i> | |
| <input type="checkbox"/> | Violation of Sec. 65(a) of R.A. No. 9184 - Opening of sealed bid prior to scheduled time of bid opening. |



| | |
|--------------------------|---|
| <input type="checkbox"/> | Violation of Sec. 65(a) of R.A. No. 9184 - Delaying, without justifiable cause, the screening for eligibility, opening of bids, evaluation and post evaluation of bids, and awarding of contracts beyond the prescribed periods of action. |
| <input type="checkbox"/> | Violation of Sec. 65(a) of R.A. No. 9184 - Unduly influencing or exerting undue pressure on any member of the BAC or any officer or employee of the procuring entity to take a particular action which favors, or tends to favor a particular bidder. |
| <input type="checkbox"/> | Violation of Sec. 65(a) of R.A. No. 9184 - Splitting of Contracts. |
| <input type="checkbox"/> | Violation of Sec. 65(a) in relation to Sec. 47 of R.A. No. 9184 - Abuse of Reservation Clause with manifest preference to relatives. |
| <input type="checkbox"/> | Violation of Sec. 65(b) of R.A. No. 9184 - Collusion among bidder. |
| <input type="checkbox"/> | Violation of Sec. 65(b) of R.A. No. 9184 - Maliciously submitting different bids through two or more persons, corporations, partnerships or any other business entity in which he has interest to create the appearance of competition. |
| <input type="checkbox"/> | Violation of Sec. 65(b) of R.A. No. 9184 - Agreeing to refrain from submitting, or withdrawal of bids. |
| <input type="checkbox"/> | Violation of Sec. 65(b) of R.A. No. 9184 - Employment of schemes to suppress competition. |
| <input type="checkbox"/> | Other violation: (Specify) State the violation and the legal basis |

3. The penalty is being imposed in connection with the following procurement details:

| (a) Name of the Project/Contract | (b) Location of the Project | (c) ABC for offenses committed during procurement stage |
|--|--|---|
| 1. 24KB0072- Construction of 1-Storey 2-Classroom School Building in Balud Elementary School at Sitio Labud, Barangay Tangkulan, Damulog, Bukidnon | Sitio Labud, Barangay Tangkulan, Damulog, Bukidnon | PhP 4,975,000.00 |
| 2. 24KB0073- Construction of 1-Storey 2-Classroom School Building in Kadingilan National High School, Brgy Poblacion Kadingilan, Bukidnon | Brgy Poblacion Kadingilan, Bukidnon | PhP 4,975,000.00 |
| 3. 24KB0074- Construction of 1-Storey 2-Classroom School Building in Mahayahay Elementary School, Don Carlos, Bukidnon | Don Carlos, Bukidnon | PhP 4,975,000.00 |
| 4. 24KB0075- Construction of 1-Storey 2-Classroom School Building in Apyao National High School, Barangay Butong, Quezon, Bukidnon | Barangay Butong, Quezon, Bukidnon | PhP 4,975,000.00 |

| | | |
|--|---|------------------|
| 5. 24KB00108- Construction of Road, Barangay Kipaypayon, Quezon, Bukidnon | Barangay Kipaypayon, Quezon, Bukidnon | PhP 4,950,000.00 |
| 6. 24KB00109- Construction of Road, Barangay Panganan, Kitaotao, Bukidnon | Barangay Panganan, Kitaotao, Bukidnon | PhP 4,950,000.00 |
| 7. 24KB0070- Construction of 1-Storey 2-Classroom School Building in Kiulom Elementary School, Kitaotao, Bukidnon | Kitaotao, Bukidnon | PhP 4,975,000.00 |
| 8. 24KB00130- Construction of Road, Barangay Kipilas, Kitaotao, Bukidnon | Barangay Kipilas, Kitaotao, Bukidnon | PhP 4,950,000.00 |
| 9. 24KB00114- Construction of Multi-Purpose Building, Brgy. Poblacion, Quezon, Bukidnon | Brgy. Poblacion, Quezon, Bukidnon | PhP 4,950,000.00 |
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| 12. 24KB00118- Construction of Multi-Purpose Building (Building II), Purok 7, Brgy. Poblacion, Dangcagan, Bukidnon | Purok 7, Brgy. Poblacion, Dangcagan, Bukidnon | PhP 4,950,000.00 |
| 13. 24KB00117- Construction (Completion) of Multi-Purpose Facility, Brgy. Kitingting, Damulog, Bukidnon | Brgy. Kitingting, Damulog, Bukidnon | PhP 4,950,000.00 |

4. In addition to the foregoing, the following sanctions are also imposed:

[Please check other applicable sanctions]

- ☒ Forfeiture of Bid Security in the amount of PhP 1,289,500.00.
- ☐ Forfeiture of Performance Security in the amount of PhP [Bid Security amount].
- ☐ Suspension of account in the PhilGEPS website.
- ☐ Cancellation of account in the PhilGEPS website.
- ☐ Denial of registration with PhilGEPS.



5. Additional information, if any: [Please specify]

The name/s of the foregoing persons and/or entities shall be posted within three (3) calendar days from the date of effectivity of this Blacklisting Order in the Consolidated Blacklisting Report (CBR) through the Online Blacklisting Portal pursuant to Section 10 of the "Uniform Guidelines for Blacklisting of Manufacturers, Suppliers, Distributors, Contractors and Consultants", as amended by GPPB Resolution No. 14-2020 dated 25 June 2020. The names of the Blacklisted Persons/Entity shall be removed upon the lapse of the period of penalty.

Issued this **SEP 26 2024**, in Manila, Philippines.

SO ORDERED.


MANUEL M. BONOAN
Secretary

Department of Public Works and Highways
Office of the Secretary



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Received by: _____

Designation: _____

Date Received: _____

In case of concerns/clarifications, you may contact the agency through:

Address: _____

Contact Person: _____

Telephone No.: _____

E-mail Address: _____

Posted on:

Date & time: _____

Name: _____

Position: _____