



**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION**

**Department of Administration**

**DIVISION OF LEGAL SERVICES**

One Capitol Hill, 4<sup>th</sup> Floor

Providence, RI 02908-5890

Tel: (401) 222-8880

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October 11, 2018

**SENT VIA REGULAR MAIL AND ELECTRONIC MAIL (Cover letter only)**

**[dwollin@hinckleyallen.com]:**

David A. Wollin, Esq.  
Hinckley Allen  
100 Westminster Street, Suite 1500  
Providence, Rhode Island 02903

**RE: APRA Request Received on August 31, 2018**

Dear Mr. Wollin:

The Rhode Island Department of Administration, Division of Purchases (“Division”), received your request on October 3, 2018 for the below listed records:

1. **Any emails or correspondence sent or received in connection with or regarding the RFP, including but not limited to emails or correspondence about current or prospective bidders or the current holder of the contract for transportation brokerage services.**
2. **Any bids or responses to the RFP.**
3. **Any analysis or evaluations conducted concerning or as a result of the RFP.**
4. **Any minutes notes or other documents reflecting the Division's consideration of the RFP.**
5. **Any negotiations, awards or contracts in connection with or regarding the RFP.**
6. **The procurement file for the RFP.**
7. **All documents showing compliance or noncompliance with the State Purchasing Act and the Procurement Regulations for the RFP including Section 1.4 of the Regulations.**
8. **Any requests for public records regarding the RFP and responses to those requests.**

Your request is exclusively governed by the Rhode Island Access to Public Records Act (“APRA”) contained in R.I. Gen. Laws § 38-2-1 *et seq.* This response is solely on behalf of the Division and not any other agency. My understanding is that you have also submitted a similar request to the Executive Office of Health and Human Services (“EOHHS”). EOHHS will respond separately and independently.

The Division has identified responsive records which it has placed on two discs with electronic files:

1. Procurement File for RFP 7591562
2. Redacted Proposals for RFP 7591562.

The Department spent seven (7) hours searching, retrieving, scanning and reviewing the requested records. In accordance with R.I. Gen. Laws § 38-2-4(b), the Department may charge up to \$15.00 per hour with the first hour free. Therefore, please make a check payable to the "General Fund" for \$90.00 (\$15 x 6 hours) and send it to my attention. Once the payment is received, please contact my assistant Nancy Russolino at (401)222-8880 or at [nancy.russolino@doa.ri.gov](mailto:nancy.russolino@doa.ri.gov) to arrange pickup or mailing of the discs.

The Division responds as follows:

- 1. Any emails or correspondence sent or received in connection with or regarding the RFP, including but not limited to emails or correspondence about current or prospective bidders or the current holder of the contract for transportation brokerage services.**

RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division.

- 2. Any bids or responses to the RFP.**

RESPONSE: The redacted proposals are included in a disc marked "Redacted Proposals for RFP 7591562." More specifically, the disc includes the Technical Proposals for:

Access2Care, LLC  
One Call  
Logisticare  
MTM  
Transdev  
Coordinated Transportation Solutions

The technical proposals were narrowly redacted in accordance with R.I. Gen. Laws § 38-2-2:

*(A)(I)(b) Personnel and other personal individually identifiable records otherwise deemed confidential by federal or state law or regulation, or the disclosure of which would constitute a clearly unwarranted invasion of personal privacy pursuant to 5 U.S.C. § 552 et seq.;*

*(B) Trade secrets and commercial or financial information obtained from a person, firm, or corporation that is of a privileged or confidential nature.*

The technical proposals contain resume information, corporate financial information, tax identification numbers and proprietary information which is exempt from disclosure and was redacted accordingly. You may appeal any of the redactions in accordance with the instructions below.

The disc also includes the cost proposals, in their entirety, for:

Logisticare  
MTM

The cost proposals for the other offerors were not opened and were not reviewed by the State because the technical proposals submitted by these offerors was not deemed to meet the technical evaluation criteria threshold in order to consider the cost. Therefore, the cost proposals for these other vendors remained sealed with the Division.

**3. Any analysis or evaluations conducted concerning or as a result of the RFP.**

RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division. Specifically, the procurement file includes:

1. The Transportation Brokerage Services Technical Evaluation Memo
2. The Transportation Brokerage Services Final Recommendation Memo
3. The Transportation Brokerage Services Determination Form

**4. Any minutes, notes or other documents reflecting the Division's consideration of the RFP.**

RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division.

**5. Any negotiations, awards or contracts in connection with or regarding the RFP.**

RESPONSE: The contract is available on the Rhode Island Transparency portal at: <http://www.transparency.ri.gov/contracts/> (type in the RFP #) or directly at [http://www.transparency.ri.gov/contracts/bids/3590503\\_7591562.pdf](http://www.transparency.ri.gov/contracts/bids/3590503_7591562.pdf)

If you would like a hardcopy of the contract, please submit \$23.55 (157 pages x \$.15 per page) made payable to the "RI General Fund."

**6. The audit trail and bid abstract for the RFP.**

RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division.

**7. The procurement file for the RFP.**

RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division.

**8. All documents showing compliance or noncompliance with the State Purchasing Act and the Procurement Regulations for the RFP including Section 1.4 of the Regulations.**

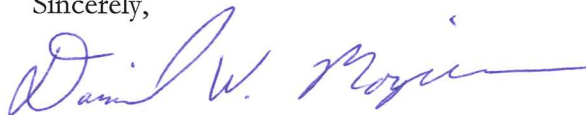
RESPONSE: The attached disc marked "Procurement File for RFP 7591562" contains the responsive records to this part of your request in the possession and control of the Division.

**9. Any requests for public records regarding the RFP and responses to those requests.**

RESPONSE: In response to a previous request on or about September 17, 2018, the Department already provided you with responsive records to this part of your request. There were no additional APRA requests as of the date of your request. If you wish to receive a copy of your own request, please let me know.

If you would like to appeal any portion of this response you may do so in accordance with the provisions of R.I. Gen. Laws § 38-2-8 to the Chief Administrative Officer at the Department (Michael DiBiase, Director, Department of Administration, One Capitol Hill, 4<sup>th</sup> Floor, Providence, Rhode Island 02908), to the Rhode Island Attorney General, or in the Superior Court through judicial action.

Sincerely,



Daniel W. Majcher, Esq.

DWM/njt

c. Donna Stein, Division of Purchases