

EXHIBIT B

June 26, 2020

VIA EMAIL

Ms. Meggan LaPorte
Chief Procurement Officer
Arizona Health Care Cost Containment System
701 East Jefferson St
Phoenix, Arizona 85034
Meggan.laporte@azahcccs.gov
procurement@azahcccs.gov

RE: Public Records Request Pursuant to A.R.S. § 39-121, et seq.

Dear Ms. LaPorte:

This firm represents The Center to Promote Healthcare Access dba Alluma (“Alluma”) and respectfully requests the public records identified below related to the Arizona Health Care Cost Containment System’s (“AHCCCS”) Request for Proposals, Solicitation No. YH20-0001, Health-e Arizona Plus Maintenance and Operations Services (“the RFP”).

This request is made pursuant to Arizona’s Public Records Law, A.R.S. § 39-121, *et seq.*, and includes any records maintained by the State, including: AHCCCS, the Arizona Department of Economic Security (“ADES”), the State Procurement Office (“SPO”), the RFP evaluation committee, and/or any consultants (collectively, the “State”).

Consistent with Arizona law, to the extent the requested records were not included in AHCCCS’ posted “procurement file,” please promptly provide:

1. All records upon which the Chief Procurement Officer relied in making the March 27, 2020 Procurement Determination that Alluma’s offer was “not susceptible for award.” This includes, but is not limited to, records upon which the Chief Procurement Officer relied in making the determination that, “Alluma’s offer proposes an increase of more than 35% for Maintenance and Operations costs compared to current contract expenditures for Maintenance and Operations.”
2. All internal and external emails, letters, documents, or other records related to or concerning the March 27, 2020 Procurement Determination and the findings set forth therein.

3. Any Procurement Determination or other written record issued in connection with any State solicitation that an offer was not susceptible for award based on cost, from January 1, 2015 to date.
4. All scoring sheets resulting from any RFP wherein the price differential between the highest and lowest offers is 50% or more, from January 1, 2015 to date.
5. Fully unredacted proposals, amendments, addenda, and best and final offers (“BAFOs”) submitted in connection with the RFP. This request includes, but is not limited to, all Offeror responses to clarification letters, negotiations/discussions, and best and final offers.
6. All records and communications between the State and the Offerors, including any records or communications regarding: clarifications, discussions/negotiations, presentations, and best and final offers.
7. All scoring or evaluation sheets, including spreadsheets, evaluator notes and comments, drafts, memoranda, checklists and written materials of any kind associated with the evaluation of the Offers or BAFOs in connection with the RFP.
8. Any description, understanding, spreadsheets, calculations, framework, formulas, methodology or any records of any kind regarding how scoring of the RFP was conducted.
9. All communications, or records of communications, including emails, between any Offerors and the State (inclusive of officers, employees, any member of the evaluation committee and/or contractors and consultants of your agency) relating to the RFP.
10. All communications, memoranda, drafts and/or meeting notes, including internal emails between the State and/or any member of the evaluation committee or any consultants, relating to the RFP, including but not limited to any scoring or scoring criteria used to review and/or evaluate Offers submitted in response to the RFP.
11. All communications, notes, emails, or memoranda related to the Offerors’ clarifications, discussions/negotiations, or in-person presentations.
12. Any protests or other inquiries relating to the RFP, including, but not limited to, requests to stay the procurement submitted to the agency.
13. All other public records requests submitted to the State relating to this RFP.

If the State withholds production or any records or takes the position that any responsive records are protected by the attorney-client privilege, please provide an index in accordance with A.R.S. § 39-121.01(D)(2).

Given the July 6, 2020 deadline for a potential protest regarding the contract award and the compressed timeframe for preparing a protest, I would appreciate an expedited response to this public records request. Please provide copies of the records electronically in native or PDF format on a rolling basis, rather than at the conclusion of your search.

Ms. Meggan LaPorte
June 26, 2020
Page 3 of 3

You can send any records to me at kiersten@hezecookmurphy.com. Alluma agrees to pay all charges authorized by law or applicable regulations in connection with our request.

Sincerely,

HENZE COOK MURPHY, PLLC

By: /s/ Kiersten Murphy
Kiersten Murphy