
COMPLAINT

From: [Name and email address deleted]
Sent: Friday, October 11, 2013 3:01 PM
To: Siegel, Jilene (DRS)
Subject: WA DRS ERA Deadline - Bidder Complaints - Due 10/11/13 - 3pm
Importance: High

Ms. Siegel,

The Prime Contract, [company name deleted] is stating that some of the Washington State requirements are restrictive and not feasible for a commercial company to comply. For example, the required Certifications and Assurances form cannot be signed by the our Prime per their legal department and they are requesting a waiver to this requirement.

[Signature block deleted]

RESPONSE

From: Siegel, Jilene (DRS)
Sent: Tuesday, October 15, 2013 9:04 AM
To: [Name deleted]
Subject: RE: WA DRS ERA Deadline - Bidder Complaints - Due 10/11/13 - 3pm

Dear [name deleted],

The Department of Retirement Systems (DRS) reviewed your complaint regarding Request for Proposals 13-002-103, including both the email shown below and the clarification you provided by telephone that the complaint is primarily related to attachment B.3, Certification of Compliance with DRS' Negotiation Procedures.

It is not in DRS' best interest to waive the requirement for bidders to sign the documents included in Attachment B, Certifications and Assurances. If a bidder has concerns with any of the terms or conditions contained in the contract and/or project documents, those concerns should be documented in Attachment H, Issues List, to be submitted with the bidder's proposal and addressed through the negotiation process. The issues list process is described in section 8.2 of the RFP, which begins on page 38.*

For those reasons, the request for a waiver of the Certifications and Assurances requirement is denied. This complaint is being closed with no further action.

Sincerely,

Jilene Siegel
RFP Coordinator

* Excerpt from RFP Section 8.2: "Bidder's issues, concerns, exceptions or objections to any of the terms or conditions contained in the contract and project documents must be documented in an Issues List."

Jilene Siegel
Rules & Contracts Manager

Washington State Department of Retirement Systems
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