

## Frigo, Victoria (COE)

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**From:** Frigo, Victoria (COE)  
**Sent:** Wednesday, May 09, 2012 12:04 PM  
**To:** 'gpenn@brzoninglaw.com'  
**Cc:** Centorino, Joseph (COE)  
**Subject:** County Cone of Silence (INQ 12-83)

Mr. Penn,

Joe Centorino has asked me to respond to your question about an exception to the general ban on oral communications found in the Cone of Silence found at Sec. 2-11.1 (t)1.(a) (viii).

You stated that your client has responded to an RFP issued by the Aviation Department Contracts Administration Division. You asked if your client or your client's representative may engage in oral communications about this RFP with staff at the Aviation Department, based on the section of the Cone noted above.

Your client and its representatives may have oral discussions regarding *processes and procedures* and other *published* information related to the RFP with the *procurement manager, contracting officer* or other individual/s from the Aviation Department staff *identified in the solicitation documents*.

Other questions must be put in writing, with a copy to the Clerk of the Board.

Please feel free to contact me if you have further questions.

Sincerely,

**VICTORIA FRIGO, STAFF ATTORNEY**

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**From:** Graham Penn [<mailto:gpenn@brzoninglaw.com>]  
**Sent:** Tuesday, May 08, 2012 2:41 PM  
**To:** Centorino, Joseph (COE)  
**Subject:** Question on Miami-Dade County Cone of Silence

Joe,

It was a pleasure chatting with you today. As we discussed, I have a question regarding the listed exceptions to the Miami-Dade County Cone of Silence requirements. The exceptions are codified at Section 2-11.1(t)(1)(a). Subsection "viii" provides that the Cone of Silence does not apply to [c]ommunications between a potential vendor, service provider or bidder and employees of the Department of Procurement Management or other department identified in the solicitation document as the issuing department. . . ."

One of our clients has responded to a RFP issued by the Miami-Dade Aviation Department through its Contracts Administration Division. Please consider this email our request for an opinion as to whether the

above-reference subsection "viii" would permit verbal communications between the responding company and/or its representatives and the staff of the Aviation Department. As always, thanks for your help.

Graham

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