

**Meyers, Robert (COE)**

JNG 06-151

**From:** Meyers, Robert (COE)  
**Sent:** Tuesday, October 31, 2006 11:00 AM  
**To:** 'Oliva, Lourdes'  
**Subject:** RE: RFP No. 06-5133, Lobbying Services for the Public Health Trust

Ms. Oliva,

I spoke with Jack Hartog today and I believe I have sufficient information to answer give you an opinion. As a former VP for Governmental Relations, Ms. Jules Kariher is bound by a rule, which prohibits her from lobbying PHT/JMH officials or employees for a period of two year after leaving her employment. Ms. Kariher is permitted to partner with a firm that wishes to respond to a Public Health Trust RFP as long as she is not involved in the lobbying effort to secure the contract. Therefore, she would not be allowed to meet with those who are part of the selection process. If the Proposer Akerman Senterfitt is awarded the contract, the Two Year Rule would not restrict Ms. Kariher's ability to provide the lobbying services for the Public Health Trust contemplated by the RFP.

If you have any questions or wish to discuss in more detail, feel free to contact me at your convenience.

Sincerely,

Robert Meyers, Executive Director  
 Miami-Dade Commission on Ethics and Public Trust  
 (305) 350-0613

**From:** Oliva, Lourdes [mailto:LOliva@um-jmh.org]  
**Sent:** Thursday, October 26, 2006 7:12 PM  
**To:** Diaz, Manuel W. (COE); Meyers, Robert (COE)  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

RESENDING MESSAGE.

Lourdes Oliva, CPPB  
 Procurement Contracting Officer  
 Procurement Management Department  
 Jackson Health System  
 1611 NW 12 Avenue  
 Miami, FL 33136

-----Original Message-----

**From:** Oliva, Lourdes  
**Sent:** Thursday, October 19, 2006 11:42 AM  
**To:** 'mwdiaz@miamidade.gov'  
**Cc:** Cobb, Ivenette; Lucas, Theodore G.; Hartog, Jack  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

Mr. Robert Myers,

As Procurement Officer for the above mentioned RFP, I am requesting legal opinion from the Commission on Business Ethics above the situation described below. Ms. Jules Kariher was our VP for Governmental Relations and is presently contracted as a consultant to JHS. The Proposer, Akerman Senterfitt has partnered with her in response to RFP 06-5133 Lobbying Services for the Public Health Trust.

10/31/2006

Their proposal has provided that if this is determined to be a negative ethics issue that they will not partner with Ms. Kariher and reduce their price proposal accordingly. The Selection Committee, which is set to meet November 3<sup>rd</sup>, needs to have your legal opinion in order to proceed with scoring evaluation.

We thank you for your time and hope to hear from you soon.

Lourdes Oliva, CPPB  
Procurement Contracting Officer  
Procurement Management Department  
Jackson Health System  
1611 NW 12 Avenue  
Miami, FL 33136

-----Original Message-----

**From:** Oliva, Lourdes  
**Sent:** Wednesday, September 20, 2006 2:35 PM  
**To:** 'mike.abrams@akerman.com'  
**Cc:** Cobb, Ivenette; 'Hathaway, Aaron (OIG)'  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

Mr. Abrams,

In reply to your email below dated Tuesday, September 19, 2006 11:41 AM, I am forwarding for your consideration messages from the Assistant County Attorney, Jack Hartog, and the Chief Procurement Officer, Theodore Lucas.

Thank you for letting me know your concern in this matter.

Lourdes Oliva, CPPB  
Procurement Contracting Officer  
Procurement Management Department  
Jackson Health System  
1611 NW 12 Avenue  
Miami, FL 33136

-----Original Message-----

**From:** Lucas, Theodore G.  
**Sent:** Wednesday, September 20, 2006 1:05 PM  
**To:** Oliva, Lourdes  
**Cc:** Hartog, Jack; Costanzo, Rosa  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

Lourdes: I have scanned/added above the particular section of the County Conflict of Interest and Code of Ethics ordinance, section 2-11.1(q)(1), that Jack Hartog has referred to in his note below.

Please forward this e-mail and all of its attachments to Mr. Abrams, as suggested by Jack. The potential vendor may address its request for guidance to the County Commission on Ethics. TED

-----Original Message-----

**From:** Oliva, Lourdes  
**Sent:** Wednesday, September 20, 2006 12:19 PM  
**To:** Lucas, Theodore G.  
**Cc:** Ferkan, John; Brown, Terry (Strategic Sourcing)  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

Mr. Lucas,

10/31/2006

Below is Jack's reply to Abrams message below. Do you have anything to add to this? If not, I hope to answer Mr. Abrams as Jack directed.

Lourdes Oliva, CPPB  
 Procurement Contracting Officer  
 Procurement Management Department  
 Jackson Health System  
 1611 NW 12 Avenue  
 Miami, FL 33136

-----Original Message-----

**From:** Hartog, Jack  
**Sent:** Wednesday, September 20, 2006 12:03 PM  
**To:** Oliva, Lourdes  
**Subject:** RE: RFP No. 06-5133, Lobbying Services for the Public Health Trust

Lourdes,

The only issue here that I can identify, as of now, is under the Miami-Dade County Conflict of Interest Ordinance, Section 2-11.1(q)(1). Our office, however, does not give opinions on such matters, so Mr. Abrams can call, or can refer Jules to the entity with jurisdiction, which is the Commission on Ethics, whose hotline number is (305)579-9093. In addition, I recommend you discuss this matter with whomever is responsible for overseeing Jules' contract.

Jack Hartog  
 Assistant County Attorney  
 305 585-1313

-----Original Message-----

**From:** Oliva, Lourdes  
**Sent:** Tuesday, September 19, 2006 11:56 AM  
**To:** Hartog, Jack  
**Cc:** Cobb, Ivenette  
**Subject:** FW: RFP No. 06-5133, Lobbying Services for the Public Health Trust  
**Importance:** High

Jack,

I need to speak to you regarding the below message. Please let me know when I can see you.

Thank you.

Lourdes Oliva, CPPB  
 Procurement Contracting Officer  
 Procurement Management Department  
 Jackson Health System  
 1611 NW 12 Avenue  
 Miami, FL 33136

-----Original Message-----

**From:** Abrams, Michael [mailto:Mike.Abrams@akerman.com]  
**Sent:** Tuesday, September 19, 2006 11:41 AM  
**To:** Loliva@um-jmh.org  
**Cc:** icobb@um-jmh.org; Abrams, Michael  
**Subject:** RFP No. 06-5133, Lobbying Services for the Public Health Trust

10/31/2006

**Importance: High**

Proposer's name: Michael Abrams  
Proposer's contact person: Ann Condon  
Address: Akerman Senterfitt  
One S.E. Third Avenue, 28th FL  
Miami, FL 33131  
Mike Abrams phone number: 305-982-5676  
e-mail: mike.abrams@akerman.com  
Ann Condon phone number: 305-679-5420  
e-mail: ann.condon@akerman.com  
Direct fax number: 305-675-3247

Pursuant to our question of last week regarding partners etc., we would like to get clarification that Jules Kariher can be part of the Akerman Senterfitt team for the above RFP. Ms. Kariher is at present hired by the PHT as a consultant. She advised Mr. Abrams that it had been discussed that if the Akerman team was awarded the contract, she would resign her PHT consulting agreement immediately. We believe that Mr. O'Quinn was aware of this.

Thank you for your attention to this matter.

Michael I. Abrams

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10/31/2006