



**CASE
CLOSED**

Date: 5-15-19

Miami-Dade Commission on Ethics & Public Trust
Investigative Report

Investigator: Nilda Olmo
Complainant: Anonymous
Date Opened: 01/17/19

Case No.: K19-06
Subject/Case Name: Patrick Wood-JHS
Date Submitted: 04/22/19

Allegation(s):

On or about January 17th, 2019, the COE received an anonymous letter alleging Joseph Patrick Wood (Wood) from Becton-Dickinson Company (BD), formerly CareFusion Solutions, was calling on Jackson Health System (JHS) without registering as a lobbyist or taking the required ethics course.

Relevant Law:

Miami-Dade County Conflict of Interest and Code of Ethics Ordinance Sec.2-11.1(s)(1) *Lobbying*. As used in this section, Lobbyist means all persons, firms, or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the County Commission; (2) any action, decision recommendation of the County Manager or any County board or committee...

(2) All lobbyists shall register with the Clerk of the Board of County Commissioners within three (3) business days of being retained as a lobbyist or before engaging in any lobbying activities, whichever shall come first. Every person required to so register shall:

(a) State under oath his or her name, business address and the name and business address of each person or entity which has employed said registrant to lobby. If the lobbyist represents a corporation, the corporation shall also be identified. Without limiting the foregoing, the lobbyist shall also identify all persons holding, directly or indirectly, a five (5) percent or more ownership interest in such corporation, partnership or trust. Registration of all lobbyists shall be required prior to January 15 of each year, and each person who withdraws as a lobbyist for a particular client shall file an appropriate notice of withdrawal....

Investigation:

Patrick Wood

Regional Business Manager at Becton Dickinson and Company

Wood is a Regional Business Manager at BD, formerly Carefusion, based out of Orlando, Florida.¹ Wood was interviewed regarding the allegation and JHS Policies and Procedures pertaining to vendor representatives as it relates to lobbying.

Wood indicated that in his position, he has had informational meetings with health care professionals at JHS inquiring about the company and/or product information. He stated there was introductory e-mail communication and follow-up communication with JHS staff on existing contracts.²

Wood was not registered as a lobbyist on behalf of BD for 2018. Shortly after our initial contact, Wood registered on behalf of BD on March 7, 2019, taking the Ethics course on May 1st, 2019.

Rosa Constanzo, CMRP, CPPB, CPSM

Vice President & Chief Procurement Officer, Strategic Sourcing & Supply Chain Management Division, JHS

Rosa Constanzo (Constanzo), VP and Chief Procurement Officer for JHS, was contacted regarding Wood and the allegations brought forth in the complaint. Constanzo indicated Wood had not visited the hospital but had communicated via e-mail, providing copies of said e-mails which were made a part of the investigative file.

Constanzo stated Wood had registered, paid the lobbyist fee and was enrolled to take the ethics course for 2019. In addition, she indicated BD's new sales representative, Kevin Sakover, had also registered and enrolled in the April 4th, 2019 ethics course.

Hansell Rodriguez (Rodriguez), Procurement Vendor Coordinator for JHS, was contacted and provided information pertaining to JHS Vendor's Access and Activity Policy. He explained that "Reptrax" is a software program designed to assist in monitoring and tracking vendor activity and credentials of sales and service representatives by helping to enforce policies and compliance.

All vendors are required to register in Reptrax. Unregistered Vendors will not be allowed access to JHS and/or access denied if the required documentation is not in order or credentials expired.

Once checked in, Vendors Representatives are provided with a blue sticker badge. Reptrax log in and visible blue sticker badges are required every time vendors visit JHS.

¹ In the medical supply industry, BD is a global medical technology company that develops, manufactures and supplies a wide range of medical supplies/devices and diagnostic products, among other services

² A Reptrax search for a period of one year from January 2018-January 2019 did not show Wood listed as having visited JHS.

The following are registered lobbyists on behalf of BD:

- Charles Belzer
Registered for 2019 on 04/12/19
Ethics course: 06/18/18-06/18/20
- Tara Gratton
Registered for 2019 on 12/05/18
Ethics course: 08/10/18-08/10/20
- Kevin Sakover
Registered for 2019 on 03/05/19
Ethics course: 04/04/19-04/04/21
- Alberto E. Utrera³
Registered for 2019 on 12/11/18
Ethics course: 07/13/18-07/13/20
- Patrick Wood
Registered for 2019 on 03/07/19
Ethics course 05/01/19


Documents/Exhibit Review:

1. Miami-Dade County Clerk of the Board-Lobbyist documentation:
Charlez Belzer
Tara Gratton
Kevin Sakover
Alberto Utrera
Patrick Wood
2. Jackson Health System Procurement Policy/Regulation-Policy No.248.
3. Jackson Health System User Access Program Policy/Procedure Activity-Code No.126.
4. Reprax report.
5. Emails provided by JHS.

Conclusion:

Vendors may communicate with JHS staff on matters regarding the servicing of their existing contracts.

³ Alberto Utrera registered on behalf of BD on 05/24/18.




Nilda Olmo, COE Investigator

5/15/19

Date

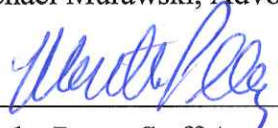
Approved by:



Michael Murawski, Advocate



José Arrojo, Executive Director



Martha Perez, Staff Attorney