

ERVIN and
ASSOCIATES
INCORPORATED

10-20411 ERVIN & ASSOCIATES 301 469 3433

P.1/2

FT-126618 FAX COVER

To: Yvette Magruder
Phone #: _____
Fax # _____
From: Mark Dellonte
Phone #: 301-469-3404

Date: 2/20/96
Pages: 2
(includes this cover page)

COMMENTS:

Ms Magruder:
Please find attached FOIA Request.

Thank you
Mark Dellonte

Feb 20 10 49 AM '96
FACSIMILE

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7315 Wisconsin Avenue • Suite 1150 W • Bethesda, MD 20814-3202
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Internet e:Mail address: ervassoc@ix.netcom.com • HUD cc:Mail address: John J. Ervin at FHCPOST7

**ERVIN and
ASSOCIATES
INCORPORATED**

SAS 119560

FJ-126618

February 19, 1996

VIA FACSIMILE TO 202/619-8365

Ms. Yvette C. Magruder
Freedom of Information Act (FOIA) Officer
U.S. Department of Housing and Urban Development
Executive Secretariat's Office
Room 10139
451 Seventh Street, S.W.
Washington, D.C. 20410

RECEIVED
FEB 20 12 13 PM '96
EXECUTIVE
SECRETARIAT

Re: Request for Contract Information Under the Freedom of Information Act (FOIA)

Dear Ms. Magruder:

Under the Freedom of Information Act, Ervin and Associates is formally requesting to receive information pertaining to contracts let by the Multifamily Housing Division of HUD.

We are specifically requesting the following:

- A copy of all contracts and/or purchase orders issued by the Multifamily Housing Division of HUD, with estimated fees in excess of \$50,000, that were not advertised in the "Commerce Business Daily";
- Any "Emergency" contracts and/or purchase orders issued by the Multifamily Housing Division; and
- A list of all contractors who were under contract on January 1, 1994, as well as those who have received a contract since January 1, 1994, with the Multifamily Housing Division of HUD. Please include the contract number and the amount of each contractors contract(s), if readily available.

Ervin and Associates agrees to pay the cost associated with processing this request, we understand that you will let us know the amount once it has been determined. We would appreciate any effort that can be made to expedite this request as the timing of receipt of this information is critical. If you should have any questions, or need any further information, please do not hesitate to call me directly at 301/469-3410.

Very truly yours,

ERVIN and ASSOCIATES, INCORPORATED

Mark Dellonte

ERVIN and ASSOCIATES
INCORPORATED

FI-126618

September 5, 1996

SENT VIA FACSIMILE TO 202/619-8365

Ms. Yvette C. Magruder
Freedom of Information Act (FOIA) Officer
U.S. Department of Housing and Urban Development
Executive Secretariat's Office
Room 10139, 451 Seventh Street, S.W.
Washington, D.C. 20410

RECEIVED
SEP 5 4 55 PM '96
EXECUTIVE SECRETARIAT

Re: FOIA Control Number FI-126618
Emergency Procurements

Dear Ms. Magruder:

We have received the partial response to the above-referenced FOIA request that identified contracts DU100C000018444 to Standard & Poors; DU100C000018445 to Fitch Investor Services; DU208C950000003 to The Kerry Company; and Purchase Order HP-96-2629 to Kathy Palmer. Your response indicates that the only information in addition to this are additional purchase orders to Kathy Palmer, which will be forthcoming.

After our initial requests for lists of non-competitively bid contracts were incompletely responded to, we specifically mentioned three contracts in our June 30th letter explaining that there must be more which are not being identified. However, the revised response we received again failed to identify all non-competitive contracts, including those which we know about. In fact, the response does not even identify two of the three which were listed in our June 30th correspondence.

We find it hard to believe that there is no way for HUD to identify contracts which were let without being advertised in the "Commerce Business Daily". It is our contention that these types of "emergency procurements" are being utilized by political appointees to direct work to their favored contractors. As such, we have a right to know all contracts which were deemed to be so critical that taxpayer dollars can be allocated without the competitive procurement process which is required by law.

We again request that you examine your existing computer systems to identify all contracts which have been let with limited or no competition so the true extent to which these types of procurements are being abused can be exposed. Please be sure to include any 8(a) contracts which were let without being offered to all 8(a) firms.

Ervin and Associates agrees to pay all applicable fees associated with preparing the response to our request, and we understand that HUD will inform us of the amount owed once it is determined. If you should have any questions, or need any further information, please do not hesitate to call me directly at 301/469-3404.

Very truly yours,
ERVIN and ASSOCIATES, INCORPORATED

Mark Dellonte
Mark R. Dellonte

**ERVIN and
ASSOCIATES
INCORPORATED**

FI-126618

VIA FACSIMILE TO 202/619-8365

September 5, 1996

Ms. Yvette C. Magruder
Freedom of Information Act (FOIA) Officer
U.S. Department of Housing and Urban Development
Executive Secretariat's Office
Room 10139, 451 Seventh Street, S.W.
Washington, D.C. 20410

RECEIVED
SEP 5 3 03 PM '96
EXECUTIVE
SECRETARIAT

Re: Freedom of Information Act Request
Purchase Orders to Kathy Palmer, Including but not limited to HP-96-2629

Dear Ms. Magruder:

Please consider this a formal request under the Freedom of Information Act (FOIA) for the following:

- A copy of all non-competitive or limited competition purchase orders issued to Kathy Palmer, including but not limited to HP-96-2629.

A partial response to FOIA number FI-126618 provided us with the above-referenced purchase order number. Please include all purchase orders to Kathy Palmer which are identified with the final response to FI-126618 in addition to HP-96-2629.

Ervin and Associates agrees to pay all applicable fees associated with preparing the response to our request, and we understand that HUD will inform us of the amount owed once it is determined. If you should have any questions, or need any further information, please do not hesitate to call me directly at 301/469-3404.

Very truly yours,
ERVIN and ASSOCIATES, INCORPORATED



Mark R. Dellonte

ERVIN and
ASSOCIATES
INCORPORATED

FT-126618

P.1/3
FAX
COVER

To: Yvette Magruder
Fax # 202 / 619-8365
From: John Ervin
Phone #: 301 / 469-3410

Date: 6/30/96
Pages: 3

(includes this cover page)

RECEIVED
23
JUL 11 43 AM '96
SECRETARIAT

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**ERVIN and
ASSOCIATES
INCORPORATED**

FI-126618

June 30, 1996

VIA FACSIMILE

Ms. Yvette C. Magruder
Freedom of Information Act (FOIA) Officer
U.S. Department of Housing and Urban Development
Executive Secretariat's Office
451 Seventh Street, S.W., Room 10139
Washington, D.C. 20410

RE: FOIA Control Number FI 126618
Emergency Procurements

Dear Ms. Magruder:

On March 13, 1996 you advised us that the Department has no documents pertaining to the "emergency" contracts and/or purchase orders we requested under FOIA. We were requesting that you identify any such emergency contracts and/or purchase orders from January 1, 1994 to the present issued by HUD.

So as to avoid any further confusion we are defining an emergency contract or purchase order as one of any size where HUD bypassed any part of the competitive bidding process (i.e. failure to advertise in the Commerce Business Daily or under the conditions of limited competition or by providing less than 30 days to respond or the granting of sole source contracts or purchase orders.) For example:

- DU 18481 for legal enforcement services was provided under the conditions of limited competition;
- Consulting fees made to Marta Anguelra, the ex-FHA controller, were not advertised or otherwise made public and as such would fall into the category of emergency contracts or purchase orders; and
- DU 208C950000003 for SWAT services awarded to the Kerry Company on a sole source or limited competition basis.

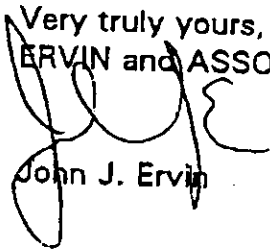
Considering the above, we request that you again go back to the Office of Procurement and Contracts and request that they again review their records and disclose all contracts and purchase orders which were allowed to bypass the competitive bidding process in any way.

FI-120018

To the extent all information is not readily available, please do not delay a partial response until all information is collected to submit it to us. Instead, send us partial information as it is collected.

Ervin and Associates agrees to pay all applicable fees associated with preparing the response to our request, and we understand that HUD will inform us of the amount owed once it is determined. We would appreciate any effort that can be made to expedite this request as the timing of receipt of this information is critical. If you should have any questions, or need any further information, please do not hesitate to call me directly at (301) 469-3410.

Very truly yours,
ERVIN and ASSOCIATES, INCORPORATED



John J. Ervin