

**ERVIN and
ASSOCIATES**
INCORPORATED

FI-154020

VIA FACSIMILE TO 202/619-8365

August 20, 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

SECRETARIA

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Re: Freedom of Information Act Request
Hamilton Securities Task Order #1 Under Contract DU100C000018505

Dear Ms. Magruder:

We recently received, under FOIA, a copy of the above-referenced Task Order. As we expected, the more information we receive regarding this procurement the more questions are raised. Considering this, please provide the following information under the Freedom of Information Act (FOIA):

- The Crosscutting Business Plan (CBP) which was to be submitted by Hamilton Securities within 30 days of execution of the Task Order;
- The first quarterly status report which must have been completed since Hamilton has been paid for three months work already; and
- A copy of form SF 1411 justifying Hamilton's cost for performing the work under this Task Order.

In addition, we have been informed that Cushman and Wakefield bid a fraction of Hamilton's price for this same Task Order, but was deemed unqualified to perform the work. Given that they were already pre-qualified when they were awarded a contract for Financial Advisory services, we do not understand how this could have happened at this stage. Under FOIA Control# FI-151314, we have already requested copies of the bid abstracts for this task order and the justification why Cushman and Wakefield was disqualified. However, at this time we would also like to request the following:

- The Technical and Cost proposals submitted by each of the offerors (Cushman and Wakefield and Hamilton Securities), as well as any Best and Final or other subsequent submissions;
- Any correspondence from Merrill Lynch or C.S. First Boston indicating why they elected not to bid on this restricted procurement;
- Any correspondence submitted to HUD from Hamilton Securities recommending that there be a crosscutting task order; and

- A list of individuals who were involved in drafting the crosscutting task order, particularly employees or principals of Hamilton Securities.

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