

From: Patel, Swati

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Symmes, Brian <BrianSymmes@gov.sc.gov>

Date: 8/27/2013 2:22:25 PM

Subject: FOIA Request - Nelson Mullins on behalf of HP

Attachments: Request from Nelson Mullins for HP records.pdf

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To All:

The e-mails below were sent to you earlier this month in response to a FOIA request received from Nelson Mullins, legal counsel for HP, regarding a contract controversy between the State and HP. Correspondence between Marc Manos of Nexsen Pruet, the State's legal counsel, and David Dukes, legal counsel at Nelson Mullins for HP, has resulted in Dukes denying our request for him to provide search terms for our office and DSS to better enable us to locate responsive records. As a result, I ask that you do the following:

- (1) SEARCH FOR PAPER RECORDS: Search your physical files, physical documents, and any papers in your possession for any paper records regarding or relating in any way to the 25 items requested. Please make sure you review the 25 items in the attached FOIA request from Nelson Mullins. Please provide me with copies of your responsive paper records as soon as possible. If you determine that no responsive paper documents exist in your custody, please send me an e-mail to that effect. Remember, you are asked to search for paper records only; do not search for any electronic records at this time. Nexsen Pruet is helping develop search terms and exploring other ways to facilitate the search for electronic records. We must provide the documents to Nexsen Pruet as soon as possible. Nexsen Pruet must review each document.
- (2) TRACK YOUR SEARCH TIME: Please track the amount of time spent searching for and producing the responsive paper records. We expect everyone to submit an amount of time regardless of whether responsive records are located. Please submit the amount of time to me in writing.
- (3) ELECTRONIC RECORDS: After Nexsen Pruet develops search terms, we plan to have staff conduct searches individually or have DSIT conduct searches on our behalf. We will let you know once a decision has been made.

Please let me know if you have any questions.

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From: Schimsa, Rebecca  
Sent: Friday, August 09, 2013 3:35 PM  
To: Stirling, Bryan; Haltiwanger, Katherine; LeMoine, Leigh; Walls, Courtney; Soura, Christian; Pitts, Ted; Baker, Josh; Carroll, John; Veldran, Katherine; Robertson, Keke; Card, Rachel; Peters, Hal; Jones, Sheila; Mayer, Doug; Taillon, Jeff; Godfrey, Rob  
Cc: Patel, Swati  
Subject: RE: FOIA Request - Nelson Mullins on behalf of HP

Due to the broadness of this request, Nelson Mullins, on behalf of HP, will be providing our office with search terms for us to use to locate responsive records. Until we receive the specific queries, please hold all documents related to this issue.

Thank you.

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From: Schimsa, Rebecca  
Sent: Friday, August 02, 2013 11:56 AM  
To: Stirling, Bryan; [katherinehaltiwanger@gov.sc.gov](mailto:katherinehaltiwanger@gov.sc.gov); [leighlemoine@gov.sc.gov](mailto:leighlemoine@gov.sc.gov); Walls, Courtney ([courtneywalls@gov.sc.gov](mailto:courtneywalls@gov.sc.gov)); [christiansoura@gov.sc.gov](mailto:christiansoura@gov.sc.gov); Pitts, Ted ([tedpitts@gov.sc.gov](mailto:tedpitts@gov.sc.gov)); [joshbaker@gov.sc.gov](mailto:joshbaker@gov.sc.gov); Carroll, John; [Katherineveldran@gov.sc.gov](mailto:Katherineveldran@gov.sc.gov); Robertson, Keke; Card, Rachel; Peters, Hal; Jones, Sheila; Mayer, Doug; [jefftaillon@gov.sc.gov](mailto:jefftaillon@gov.sc.gov); [robgodfrey@gov.sc.gov](mailto:robgodfrey@gov.sc.gov)  
Cc: Patel, Swati ([swatipatel@gov.sc.gov](mailto:swatipatel@gov.sc.gov))  
Subject: FOIA Request - Nelson Mullins on behalf of HP

Our office received a FOIA request from Nelson Mullins on behalf of Hewlett Packard (HP) for records relating to ongoing litigation involving the State and HP. Please let me know if you have any records related to the following:

1. RFPs for the Child Support Enforcement System and Family Court Case Management System (hereinafter, "Systems");
2. The contract by the State with Hewlett Packard and Local Enterprise Services;
3. HP's performance under the contract;
4. SC's performance under the contract;
5. SC's collection or analysis of data under the contract;
6. Funding of the contract;
7. SC's reasons for terminating the contract;
8. Evaluations or discussions about whether and/or when to terminate the contract;
9. Payments made to HP under the contract;
10. HP's invoices under the contract;
11. DSS' participation requirements under the contract;
12. SC's pursuit to achieve federal certification of the Child Support Enforcement System;
13. SC's efforts to facilitate cooperative project administration under the contract;
14. SC's efforts to develop or maintain the Systems under the contract;
15. Communications between our office and the legislature or state agencies relating to the contract;
16. Communications between our office and the federal government relating to the contract;
17. Communications between our office and vendors or potential vendors relating to the Systems after 2007;
18. Communications between our office and consultants or potential consultants relating to the Systems after 2007;
19. SC's ability to complete aspects of the Systems;
20. Any timetable for SC to complete aspects of the Systems;
21. Meetings or calls between 5/1/13 and 7/10/13 involving USDHHS and our office or DSS relating to the contract;
22. SC's termination of Unisys Corporation under the contract;
23. Instructions or mandates by the federal government to SC to procure a vendor to implement Systems though a

competitive process to qualify for federal funds;

24. Communications between our office or DSS and Protech Solutions, Inc. relating to the Systems;

25. Fees and expenses paid by the State to outside law firms or consultants in connection with the Systems under the contract.

I will follow up with each of you next week regarding this request. Thank you.

Rebecca S. Schimsa

Office of Governor Nikki R. Haley

Staff Attorney & Commerce Liaison

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