

THOMAS P. DiNAPOLI
STATE COMPTROLLER



110 STATE STREET
ALBANY, NEW YORK 12236

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER

January 4, 2024

David Hartnagel, Esq.
Senior Legal Counsel
Public Consulting Group LLC
148 State Street
Boston, Massachusetts 02109
E-mail: dhartnagel@pcgus.com

Re: RFP #20012R Cost Study and Operation of
Certified Public Expenditure (CPE) Reimbursement
Methodology for the Preschool/School Supportive
Health Services Program (SSHSP) and Other CPE
Services.

Dear David Hartnagel:

On August 3, 2023, you, on behalf of your client Public Consulting Group LLC, filed a protest with this Office challenging the contract award made by the New York State Department of Health (DOH) to Fairbanks LLC in the above referenced procurement.

Pursuant to the requirements of State Finance Law § 112, DOH submitted the contract to this Office for review and approval. After conducting our review of the procurement, this Office returned the contract non-approved to the DOH, finding that DOH failed to evaluate all expected costs under the contract and thus failed to award the contract on the basis of best value. Accordingly, your protest is rendered moot and this Office will not be issuing a formal determination with regard to your protest.

Thank you for taking the time to participate in the State procurement process.

Sincerely,

A handwritten signature in cursive script that reads "Brian J. Fuller".

Brian Fuller
Director of Contracts

cc: Sue Mantica, Department of Health (sue.mantica@health.ny.gov)
Brian Mooney, Fairbanks LLC (bmooney@fairbanksllc.com)