



EL DORADO | LITTLE ROCK | STUTTGART

LITTLE ROCK
201 E. MARKHAM STREET, SUITE 200 | LITTLE ROCK, AR 7220
TEL: (501) 603-9000 | FAX: (501) 603-0556

STUTTGART
620 EAST 22ND STREET, SUITE 206 | STUTTGART, AR 72160
TEL: (870) 672-7600 | FAX: (870) 672-7608

R. SCOTT MORGAN
SCOTT@PPGMRLAW.COM PPGMR LAW, PLLC

June 23, 2023

NOTICE OF APPEAL

06-09-23 ATA
A. Mon's Sewing Co.

Edward Armstrong
Director Arkansas Office of Procurement
Edward.Armstrong@arkansas.gov

Ms. Julia Shackelford
Statewide Procurement Specialist
Julia.Shackelford@arkansas.gov

Anne Laidlaw
Anne.Laidlaw@arkansas.gov

Mark Herring
Mark.Herring@arkansas.gov

Clint Harper
Clint.Harper@arkansas.gov

Tamara DeBord
Tamara.debord@arkansas.gov

RE: S000000233 Janitorial Services for the Commerce Building

To All Concerned:

Please be advised that I represent RazorClean Building Services Inc. Please treat this correspondence as a Notice of Appeal pursuant to Ark Code Ann 19-11-244 et seq regarding S000000233 Janitorial Services bid for the Commerce Building in which you have rejected the bid of RazorClean Building Services Inc. as being "non-responsible".

First of all, despite the company's request, there has been absolutely no facts given to support this legal designation of "non-responsible". As you know, this designation results in very adverse consequences. The statute which governs this situation, Ark Code Ann 19-11-244 et seq, provides that the aggrieved bidder should be provided "facts" in being designated "non-responsible".

PPGMR LAW, PLLC

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The company did request, by reply email to Ms. Shackelford's email designating the bid "non-responsible", that you provide "facts" and no one from the State of Arkansas has done so. Be that as it may, we do, as stated, hereby appeal this decision by the Office of State Procurement and if I am reading the statute correctly, which I think I am, your office has an obligation to provide "facts" and additionally attempt to resolve this situation. Due process requires, as does the statute, that we be provided a basis for this simple derogatory designation of "non-responsible".

Please be advised that we will take any and all action to find the reason this was done and the motives that drove the actions of your office.

I look forward to hearing from you.

Sincerely,

PPGMR LAW, PLLC

R. Scott Morgan

RSM/jn

CC: madre@razorcleaninc.com