

IN RE: Bid Protest by Southwest Foodservice Excellence, LLC; and Okaloosa County
Florida School Board, RFP 15-01 School Foodservice Management Operations

Notice of Hearing and Proposed Agency Action

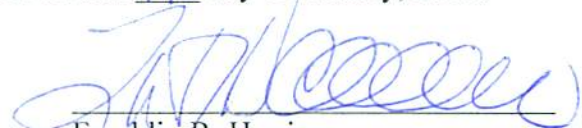
Notice is hereby given under Chapter 120, Florida Statutes, that the Superintendent of the School District of Okaloosa County, Florida will defend the Evaluation Committee recommendation for the School Food Service Management Contract Request for Proposals (RFP Number: RFP 15-01) at a hearing on February 3, 2015. Additional details about the hearing are provided by the attached Notice of Hearing.

On September 25, 2014 the Evaluation Committee posted the following recommended ranked order for contract negotiation purposes: 1. The Nutrition Group, 2. Southwest Foodservice Excellence, LLC, and 3. Sodexo America. Thereafter, Southwest Food Services Excellence, LLC filed a formal protest alleging, in general, that the Evaluation Committee's scoring of the "Menus/Product Identification/Nutrition Analyses" category was arbitrary and capricious and contrary to fair competition. The Superintendent disputes that the scores were arbitrary and capacious. Pursuant to the Okaloosa County School District Purchasing Procedures, the Superintendent presented the matter to the School Board for referral to a qualified hearing officer for settling through an informal hearing as prescribed in Florida Statute 120.57(2). The School District will defend the validity of the scoring during this hearing. The parties anticipate that there will be no issues of disputed fact and that the proceeding shall proceed under Florida Statute 120.57(2). In the event that there are issues of disputed fact, this matter will be reassigned to the Division of Administrative Hearings. Franklin Harrison of Harrison Sale McCloy represents the Superintendent in this matter.

Other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be only at the discretion of the presiding officer upon the filing of a motion.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U.S. Mail and E-mail to the individuals listed on the attached Service List on this ~~14th~~ day of January, 2015.



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Attorney at Law

In Re: Bid Protest by Southwest Foodservice Excellence, LLC; and
Okaloosa County Florida School Board, RFP 15-01 School Foodservice
Management Operations

NOTICE OF HEARING

Please be advised a Hearing will be held by agreement of Counsel at
9:00 am (CDT) on the second floor of the Okaloosa County Courthouse
Annex Extension on February 3, 2015. The Hearing Room is reserved
from 9:00 am and extended until 5:00 pm (CDT) if necessary.

The Hearing officer is Thomas T. Remington.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has
been furnished by United States Postal Service on this the 7th day of
January to the following:

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By:

Thomas T. Remington
Hearing Officer

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