

W-90-003 [**Waiver 1990-3**]

May 3, 1990

Mr. A. Mario Loiederman
President
Loiederman Associates, Inc.
[Address withheld]

Dear Mr. Loiederman:

Thank you for your letter of April 18, 1990 regarding your employment of Jeff Riese, a former county employee with DOT, and your intention to respond to an RFP on a project with DOT.

In reviewing the information you have provided, the Commission has determined that your firm is precluded from pursuing work on the project in question without a waiver of Chapter 19A-13(a). The Commission agreed to grant a waiver, however, to mitigate any appearance of conflict of interest. One of the conditions of the waiver is that your firm and Mr. Riese must sign a formal agreement stipulating that Mr. Riese will not participate in the preparation of the response to the RFP in question. In the event the contract is awarded to your company, Mr. Riese may not participate in work related contracts with the county employees who are in charge of this project. To ensure that these conditions are understood, a copy of this agreement is to be returned to the Ethics Commission as a condition of the waiver being granted.

Thank you for bringing this matter to the Commission's attention. If you have any further questions, please don't hesitate to contact our office.