

**NOTICE OF INTENT TO SEEK PROTECTIVE ORDER**

**(Pursuant to Section 25-61-9 of the Mississippi Code of 1972 and applicable law)**

**TO: Tata Consulting Services Limited**  
c/o Katelyn B. Cooper  
([katelyn.cooper@tcs.com](mailto:katelyn.cooper@tcs.com))

and

c/o CT Corporation System  
645 Lakeland East Drive, Suite 101  
Flowood, Mississippi 39232

**Mississippi Division of Medicaid**  
Mississippi Division of Medicaid  
550 High Street, Suite 1000  
Jackson, Mississippi 39201

c/o Cody A. Smith  
([cody.smith@medicaid.ms.gov](mailto:cody.smith@medicaid.ms.gov))

**FROM: FEI.COM, Inc. d/b/a FEI Systems, Inc. (“FEI”)**  
c/o John P. Sneed ([jps@wisecarter.com](mailto:jps@wisecarter.com))  
Charles E. Cowan ([cec@wisecarter.com](mailto:cec@wisecarter.com))

Ladies and Gentlemen:

On January 27, 2023, Tata Consulting Services Limited (“TCS”) made a public records request (“PRR”) to Mississippi Division of Medicaid (“DOM”) seeking information (“Information”) relating to the evaluation of proposals submitted in response to DOM’s Request for Proposals No. 2022 0401 (the “RFP”), including confidential information of, among others, FEI and its contractors and/or subcontractors, as identified in TCS’s letter to DOM, a true copy of which is attached hereto as Exhibit 1. DOM first notified FEI of TCS’s public records request on February 6, 2023.

FEI has requested TCS’s agreement that delivery of this Notice via email to its designated representative(s) will suffice to satisfy the service requirements of Miss. Code Ann. § 25-61-9(7) and Rule 4 of the Mississippi Rules of Civil Procedure. In the absence of such agreement, FEI will affect formal service upon TCS’s registered agent for service of process in Mississippi.

TCS and any other parties hereafter requesting copies of the confidential portions of FEI’s response to the RFP and/or other FEI confidential information are collectively referred to below as “**Requestor.**”

**PLEASE TAKE NOTICE** that pursuant to Section 25-61-9(7) of the Mississippi Code of 1972 FEI hereby gives notice to Requestor of FEI's intent to seek a protective order from the Chancery Court of Hinds County, Mississippi, First Judicial District, seeking to protect FEI's confidential and proprietary information and trade secrets contained in the Information responsive to the PRR.

Further and pursuant to Section 25-61-9(7), FEI intends to seek a protective order regarding the redacted portions of the proposal it submitted to DOM in response to the RFP. These redacted portions contain exempt "trade secrets" and "confidential commercial and financial information" pertaining or belonging to FEI and its contractors and/or subcontractors, that is not subject to public disclosure pursuant to Miss. Code Ann. § 25-61-9(1). Examples include, but are not limited to, the following:

- Confidential commercial and financial information
- Trade secrets
- Proprietary and confidential methods utilized in support and hosting the Medicaid Eligibility System
- Organization, staffing, key personnel and personnel personal data
- Privacy, data protection, recovery and cyber security information
- Project work plan and methodologies
- Eligibility data and tracking methods
- Testing and compliance strategies
- Training
- Issue resolution and communications
- Maintenance and operations processes
- Confidential cost information
- Customer and subcontractor data
- Acquisition and market information
- Historical performance data
- Scorecard metrics and data analytics
- FEI's Best and Final Offer submitted to DOM on or about October 20, 2022

As the foregoing Information and any other related Information is protected, none of it may be disclosed to the Requestors (or otherwise) pursuant to the Mississippi Public Records Act exemptions, including those found in Sections 25-61-1 and 79-23-1(1) of the Mississippi Code of 1972.

Unless Requestor withdraws or modifies its PRR within seven (7) days, FEI will file its petition or complaint for a Protective Order in the Chancery Court of Hinds County, Mississippi (First Judicial District) and unless waived, will issue process to both Requestor and DOM. This Notice of Intent with supporting reasons will be posted on the Mississippi procurement portal (MAGIC) for a minimum of seven (7) days before FEI files its petition or complaint for a protective order in accordance with the requirements of the applicable statutes and rules.

Any questions related to this Notice of Intent or the Petition for Protective Order itself should be directed to the undersigned counsel for FEI.

This the 17th day of February, 2023.

**FEI Systems, Inc.**

By:  \_\_\_\_\_

John P. Sneed

Charles E. Cowan

**Wise Carter Child & Caraway**

P. O. Box 651

Jackson, MS 39205-0651

[jps@wisecarter.com](mailto:jps@wisecarter.com)

[cec@wisecarter.com](mailto:cec@wisecarter.com)



January 27, 2023

Mississippi Division of Medicaid  
Attn: Public Records Officer  
550 High Street, Suite 1000  
Jackson, MS 39201-1399

Sent via e-mail to [RFI@medicaid.ms.gov](mailto:RFI@medicaid.ms.gov)

**Re: Request For Information**

To Whom It May Concern:

I write on behalf of Tata Consultancy Services Limited ("TCS").

In accordance with the Mississippi Public Records Act (Miss. Code Ann. §§ 25-61-1 et seq.), TCS hereby respectfully submits a request for all information related to the evaluation of proposals submitted in response to the Request for Proposal Number 20220401 ("RFP") for the Mississippi Division of Medicaid ("DOM"). TCS's request includes copies of all proposals submitted in response to the RFP (redacted and unredacted) as well as all documents associated with DOM's evaluation of those proposals.

Please contact me at [katelyn.cooper@tcs.com](mailto:katelyn.cooper@tcs.com) or 347-446-8105 if you have any questions or concerns regarding this request. Thank you for your assistance.

Sincerely yours,

*/s/ Katelyn Beaudette Cooper*

Katelyn Beaudette Cooper  
Corporate Counsel

**TATA CONSULTANCY SERVICES**

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