

Amendment 1

BOND AND DISCLOSURE COUNSEL SERVICES SOLICITATION

March 2024

DATE OF AMENDMENT: April 5, 2024

NOTE: The following questions and answers shall be part of the March 2024 BOND AND DISCLOSURE COUNSEL SERVICES SOLICITATION. A firm responding to the solicitation must sign this amendment below and include it in their solicitation response. If a firm has already returned a solicitation and any of the information provided below changes that proposal, please submit the changes along with this amendment. You need not re-submit an entire solicitation prior to the opening date and time.

1. Section 5.1.2 states that “The vendor and each of the key personnel shall be duly qualified and licensed (as appropriate) to provide municipal advisory services in Nevada.” I assume that should say legal services instead of municipal advisory services, or something like that?

Response – Yes, it should say “bond and/or legal counsel services”

2. The attachments contained in Section 6 of the attached BC/DC RFP reference the municipal advisor RFP not the BC/DC RFP. See footers in the Insurance Schedule and the Reference Questionnaire and Section 6 of the Contract Form.

Response – Yes, it should say “bond and/or legal counsel services”

3. Is it possible to respond to only to bond counsel or only disclosure counsel?

Response – Yes, Please indicate in the responses if you are responding only for bond counsel or only disclosure counsel

4. Section 3.3 Substantive Questions. If we are only responding to provide Disclosure Counsel services, are we required to provide the information in Section 3.3 related to bond counsel? Specifically, are responses to items 3.3.1, 3.3.3., 3.3.4., 3.3.7., and 3.3.8. required for a firm that is only providing a proposal for Disclosure Counsel?

Response – Yes, please indicate “N/A – Proposal for Disclosure Counsel only”

5. Section 5 Certification. Item 5.1.2. requires that the vendor and key personnel be qualified and licensed to provide municipal advisory services in Nevada. Is this a requirement for law firms proposing to provide Disclosure Counsel services?

Response – Please refer to question 1 above

6. Attachment 6.3.3. Reference Questionnaire. The questionnaire itself appears to be prepared for a Municipal Advisor Services Solicitation. References to Municipal Advisor Services Solicitation can be found the top of the first page, the footer, and in Part B.7. Additionally, in Part B.3., the deadline for receipt of the Reference Questionnaire is 2:00 p.m. PT on May 10. However, in Section 7.2.3.C. of the Solicitation, it appears that the Deadline for References is 5:00 p.m. PT. Could you please clarify?

Response – Yes, Attachment 6.3.3 should refer to “bond and/or legal counsel services”; The deadline for references is 5:00 p.m. on May 10, 2024

7. Section 10.7 Vendor Financial Information. Item 10.7.3.C. appears to require our firm to provide 2 full years plus current year interim profit and loss statements and balance statements. Because we are a private partnership, this information is confidential and sensitive. It is highly unusual for us to provide this information to anyone outside of our equity partners and auditors.
- a. Our primary question is whether the submission of this information can be eliminated from the solicitation.

Response – No, this information cannot be eliminated from the solicitation; however, if you submit the statements separately and mark as “Confidential” in your submission, the statements will remain confidential

- b. If that is not possible, is it possible to provide the following as responsive to this item rather than the statements currently required by item 10.7.3.C.: a letter from our auditors stating that they have audited our firm’s financial statements and include in the letter a table that reflects the following for the firm for the past 2-3 years (and not for the current year interim as it is not typical for us to have this interim information): Revenues, Excess of Revenues over expenses, Partners’ Capital, Cash and cash equivalent, Assets, Liabilities.

Response – Yes, the letter will be acceptable with approval for the Office of the State Treasurer to contact the auditors with any questions or clarifications