

NEC - Exhibit 1



MILWAUKEE COUNTY EXECUTIVE CHIS ABELE

Milwaukee County

DEPARTMENT OF ADMINISTRATIVE SERVICES
PROCUREMENT DIVISION

Friday, December 16, 2016

Leo Abbate
NEC Corporation of America

Dear Mr. Abbate,

I am in receipt of your protest dated December 9, 2016 related to RFP # 98160022 for VOIP Telecommunications. You protest solely based upon "Mitel system does not meet the county's active active redundancy requirements". Milwaukee County General Ordinance 32.50 (2) which also defines any continued appeal rights requires this notification.

A review of this acquisition related to your protest found the following:

Active/Active attributes for purposes of the RFP requirements were outlined in Section 7.4.1 as "with all three processors operating in an active-active mode," and that "In the event of a failure of a call processor, all calls on the system must be maintained in the current state, including calls connected to a station, calls on hold or in queue, and calls connected to voicemail."

I requested our Information Management Services Division to review once again TIG's Mitel solution as to can in fact meet RFP requirement. Our Chief Information Officer Laurie Panella has verified that her staff has reviewed TIG's proposal and that the staff members have determined that in fact that the Mitel system can meet the RFP requirements.

Milwaukee County used a consultant, Thomas Weiman of ClientFirst Technology Consulting, LLC, to assist in the development of specifications and technical assistance services in connection with this RFP. I asked for a secondary review from his firm as to the Mitel proposal and to Mitel having the ability to meet RFP requirements Mr. Weiman has warranted that TIG's Mitel system is in fact compliant with RFP requirements.

Additionally, I requested from Mitel confirmation that Mitel will deliver an active/active solution that is fully in compliant the RFP requirements. On December 16th I received an email from Mitel's Director of Sales Engineering, Dave Johnson, warranting that "The design as proposed and configured for MKE County provides for active/active operation between their three nodes." Mitel warrants the solution when delivered will meet these RFP requirements and any contract resulting from this award will include the requirements as outlined in RFP Section 7.4.1 and associated Question 48.

Three parties have re-reviewed TIG's Mitel proposal and each party verified or warranted that TIG can contract and provide to Milwaukee County a Mitel system in full compliance with the requirement. (RFP Requirement 4.7.1 and associated Question 48.).

As such, I have found no indication that the evaluation criteria (requirements) established in the RFP were not used to fairly and objectively evaluate the technical proposals when the determination was made to issue the intent to award to TIG. I respectfully am denying your appeal.

Thank you for your interest in Milwaukee County.

Sincerely

Patrick M. Lee