

**From:** [REDACTED]  
**Sent:** Thursday, June 24, 2010 2:22 PM  
**To:** Feldman, Jane  
**Cc:** [REDACTED]  
**Subject:** Request for Advisory Opinion  
**Importance:** High

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Ms. Feldman,

Thank you for your time over the phone today.

If you have the opportunity prior to the next meeting, please have the IEC review this issue.

I was a Division Director for the Colorado Department of Health Care Policy and Financing (HCPF). I resigned my position – in part due to my need to have some time off (every Friday during the summer), and being denied a flexible schedule. Other Division Directors have been given flex schedules; however, I was not given the same opportunity due to ‘my leadership position’. My last day was June 18, 2010. I was offered the opportunity to submit a proposal to the CORHIO for a 3-month contract position where I could earn \$64,000-\$80,000 during that time. CORHIO is the State designated (by Executive Order) entity to provide Statewide health information exchange opportunities. HCPF works with the State HIT Coordinator out of OIT, the Governor’s Office, and CORHIO to obtain work to satisfy federal deliverables and funding.

I did the work and submitted the proposal yesterday, only to find out that HCPF will not allow me to do so, citing this statute:

C.R.S. 24-18-105 Ethical principles for public officers, local government officials, and employees. (3) A public officer, a local government official, or an employee should not, within six Months following the termination of his office or employment, obtain employment in which he will take direct advantage, unavailable to others, of matters with which he has directly involved during his term of employment. These matters include rules, other than rules of general application, which he actively helped to formulate and applications, claims, or contested cases in the consideration of which he was an active participant.

I don’t believe it applies to me in this case due to several reasons:

- 1) I would not be taking advantage of matters which I was directly involved with during my employment that is unavailable to others – anyone with information exchange experience could satisfy the requirements
- 2) I would be using my information exchange expertise from previous work experiences obtained years ago

Sincerely,

[Redacted]

[Redacted]  
Independent Contractor  
[Redacted] (mobile)  
[Redacted] (home)  
[Redacted]

[Redacted]

[Redacted]

[Faint, illegible text]

**feldman, jane**

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**From:** Feldman, Jane  
**Sent:** Friday, June 25, 2010 9:28 AM  
**To:** [REDACTED]  
**Subject:** RE: Request for Advisory Opinion

I am working on it. What does CORHIO stand for? What is the relationship between CORHIO and HCPF? [REDACTED]

Jane [REDACTED]

Jane T. Feldman  
Executive Director  
Independent Ethics Commission  
633 17th Street, Ste. 1300  
Denver, CO 80202  
phone: 303.866.5727  
fax: 303.866.3777  
[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)

-----Original Message-----

**From:** [REDACTED]  
**Sent:** Friday, June 25, 2010 9:24 AM  
**To:** Feldman, Jane  
**Subject:** Re: Request for Advisory Opinion

Ok - thanks!

[REDACTED]  
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

**From:** Feldman Jane <[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)>  
**Date:** Fri, 25 Jun 2010 14:50:14  
**To:** [REDACTED]  
**Subject:** RE: Request for Advisory Opinion

Theresa,

I spoke to the Chair. We will put your request on the Agenda at the end. We may or may not get to it because we have a lot on the Agenda. The Commissioners may have questions for you on this. Would you be available to come to the meeting in the afternoon? I could call you on your cell phone 20-30 minutes ahead of time to let you know.

Jane

Jane T. Feldman  
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633 17th Street, Ste. 1300

Denver, CO 80202  
phone: 303.866.5727  
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[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us) <<mailto:jane.feldman@state.co.us>>

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Sent: Thursday, June 24, 2010 2:22 PM  
To: Feldman, Jane  
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- 3) I provided oversight for an individual who was responsible for the HIT/HIE project (from an IT Project Manager perspective); he was an OIT employee (not HCPF)
- 4) I was not directly involved with the CORHIO specific relationship or statement of work for at least 6-months.
- 5) I worked on the larger picture of intersecting projects at HCPF rather than the details of each of the 40+ projects

**feldman, jane**

**From:** Feldman, Jane  
**Sent:** Friday, June 25, 2010 8:50 AM  
**To:** [REDACTED]  
**Subject:** RE: Request for Advisory Opinion

[REDACTED]

I spoke to the Chair. We will put your request on the Agenda at the end. We may or may not get to it because we have a lot on the Agenda. The Commissioners may have questions for you on this. Would you be available to come to the meeting in the afternoon? I could call you on your cell phone 20-30 minutes ahead of time to let you know.

Jane

Jane T. Feldman  
Executive Director  
Independent Ethics Commission  
633 17th Street, Ste. 1300  
Denver, CO 80202  
phone: 303.866.5727  
fax: 303.866.3777  
[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)

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**Cc:** [REDACTED]  
**Subject:** Request for Advisory Opinion  
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If you have the opportunity prior to the next meeting, please have the IEC review this issue.

I was a Division Director for the Colorado Department of Health Care Policy and Financing (HCPF). I resigned my position – in part due to my need to have some time off (every Friday during the summer), and being denied a flexible schedule. Other Division Directors have been given flex schedules; however, I was not given the same opportunity due to ‘my leadership position’. My last day was June 18, 2010. I was offered the opportunity to submit a proposal to the CORHIO for a 3-month contract position where I could earn \$64,000-\$80,000 during that time. CORHIO is the State designated (by Executive Order) entity to provide Statewide health information exchange opportunities. HCPF works with the State HIT Coordinator out of OIT, the Governor’s Office, and CORHIO to obtain work to satisfy federal deliverables and funding.

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- 4) I was not directly involved with the CORHIO specific relationship or statement of work for at least 6-months.
- 5) I worked on the larger picture of intersecting projects at HCPF rather than the details of each of the 40+ projects

I feel that I will be unable to obtain employment or contracts for which I'm qualified for -- for at least six months. That will result in lost opportunities and income.

Thank you in advance your consideration and for doing what you can for a resolution.

Sincerely,

[REDACTED]  
[REDACTED]  
Independent Contractor

[REDACTED] (mobile)

[REDACTED] (home)  
[REDACTED]

Feldman, jane

From: keith.clay@state.co.us  
Sent: Wednesday, August 18, 2010 4:45 PM  
To: jane.feldman@state.co.us  
Cc:  
Subject: Request

Ms. Feldman,

My name is Keith Clay and I am CS&O (Claims Systems and Operations) Program Manager for Strategic Initiatives at the Department of Health Care Policy and Financing. During the time that I was a division director, I was an employee of OIT assigned to HCPF. The ARRA/HITECH project is one of the projects I managed.

I developed the federal and state documents for this project. Understanding that this project could not be completed in-house, I began to work on outsourcing some of the work to CORHIO (Colorado Regional Health Information Organization). I worked closely with my procurement team and Bill Heller, the HCPF policy lead, to establish the SOW (statement of work) and other work details for CORHIO for this project, gaining federal approval in the process. The extent of [REDACTED]'s involvement in this process was to review my work as part of the clearance process only.

I had [REDACTED] accompany me to several CORHIO meetings: the first was to introduce her to the stakeholder group, with subsequent meetings related to the demonstration of vendor products that CORHIO had chosen as its exchange platform. These meetings were to provide for her a big picture of the HIT/HIE arena, with the last of these meetings ending in December, 2009.

[REDACTED] was not involved in the development of the SOW or the other work details that were required for this project. I believe that she therefore lacks the "direct advantage not available to others," from the language of the statute (C.R.S. 24-18-105), and for purposes of working with CORHIO should be exempt from the limitation to employment as spelled out in the statute.

Please contact me if I can provide any additional information.

Thank you.

Keith Clay, MBA, PMP  
IT Program Manager, Strategic Initiatives  
Colorado Dept. of Health Care Policy and Financing  
1570 Grant St.  
Denver, CO 80203  
(o) 303-866-3218  
(f) 303-866-2422  
[keith.clay@state.co.us](mailto:keith.clay@state.co.us)

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**feldman, jane**

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**From:** [REDACTED]  
**Sent:** Thursday, August 19, 2010 3:28 PM  
**To:** 'Feldman, Jane'  
**Subject:** Contact info for CORHIO [REDACTED]

My contact at CORHIO is the Executive Director -- Phyllis Albritton at 720-285-3230 or [palbritton@corhio.org](mailto:palbritton@corhio.org)

[REDACTED]  
Independent Consultant  
[REDACTED]  
[REDACTED] - H  
[REDACTED]

feldman, jane

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**From:** [REDACTED]  
**Sent:** Thursday, August 19, 2010 3:34 PM  
**To:** 'Feldman, Jane'  
**Subject:** FW: Proposal for Contract - CORHIO/CO Medicaid Deliverables [REDACTED]

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

FYI

Theresa

**From:** Phyllis Albritton [mailto:palbritton@corhio.org]  
**Sent:** Wednesday, June 23, 2010 11:01 AM  
**To:** [REDACTED]  
**Subject:** RE: Proposal for Contract - CORHIO/CO Medicaid Deliverables

Thanks, [REDACTED]! I am still trying to vet that you can do the work for us. There seems to be some mixed opinions at HCPE. Hopefully I can get an answer today. P

**From:** [REDACTED]  
**Sent:** Tuesday, June 22, 2010 9:29 PM  
**To:** Phyllis Albritton  
**Subject:** Proposal for Contract - CORHIO/CO Medicaid Deliverables

Hi Phyllis,

I've completed the proposal for the three-month contract we discussed. I've never done this before so I sincerely hope the proposal contains everything it needs to. I'd be happy to add, change, or delete items based on your feedback.

Please let me know if you have any questions. If not, I'll see you on Thursday at 1:00!

[REDACTED]  
[REDACTED]  
Independent Contractor  
[REDACTED] (mobile)  
[REDACTED] (home)



From: [REDACTED]  
 Sent: Thursday, June 24, 2010 2:22 PM  
 To: Feldman, Jane  
 Cc: [REDACTED]  
 Subject: Request for Advisory Opinion

10-13

**Importance:** High

Ms. Feldman,

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If you have the opportunity prior to the next meeting, p

I was a Division Director for the Colorado Department of Health Care Policy and Financing (HCPF). I resigned my position in part due to my need to have some time off (every Friday during the summer), and being denied a flexible schedule. Other Division Directors have been given flex schedule [REDACTED] however, I was not given the same opportunity due to 'my leadership position'. My last day was June 18, 2010. I was offered the opportunity to submit a proposal to the CORHIO for a 3-month contract position where I could earn \$64,000-\$80,000 during that time. CORHIO is the State designated [REDACTED] Executive Order) entity to provide Statewide health information exchange opportunities. HCPF works with the State HIT Coordinator out of OIT, the Governor's Office and CORHIO to obtain work to satisfy federal deliverables and funding. [REDACTED]

I did the work and submitted the proposal yesterday, only to find out that HCPF will not allow me to do so, citing this statute:

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Thank you in advance your consideration and for doing what you can for a resolution.

**feldman, jane**

**From:** [REDACTED]  
**Sent:** Thursday, August 19, 2010 3:27 PM  
**To:** 'Feldman, Jane'  
**Subject:** FW: CORHIO SOW

Here is the latest email from my "new" boss at HCPF. His email address is [chris.underwood@state.co.us](mailto:chris.underwood@state.co.us) and his direct line is 303-866-4766.

**From:** [chris.underwood@state.co.us](mailto:chris.underwood@state.co.us) [mailto:[chris.underwood@state.co.us](mailto:chris.underwood@state.co.us)]  
**Sent:** Wednesday, June 30, 2010 11:59 AM  
**To:** [REDACTED]  
**Subject:** RE: CORHIO SOW

After discussions with our personnel lawyers and Phyllis, we are unable to change our opinion that your role at CORHIO would be directly involved with your prior position at the Department. You would be working directly with staff who you supervised at the Department to create the report CORHIO needs. Further, you are listed as the Department's representative on the CORHIO contract. As such, we feel the statute applies. At this point if you and Phyllis would still like to pursue the employment opportunity, you could file a request for an advisory opinion from the independent ethics commission and they could issue the final word. See: <http://www.colorado.gov/cs/Satellite/DPA-IEC/IEC/1225277043918>

I can't comment directly on Gary's or Cassidy's role, since I am no longer directly working with them following their departure from the Department. CMS does have a similar policy that prevents former Dept employees who are now working at CMS from working directly on issues related to Colorado for a period ranging from 6 months to 2 years (I don't know the exact length). My understanding is that is range depends on their role and years of employment with the Department. When Richard Allen first started at CMS, he was instructed not to contact Dept employees or work on issues related to Colorado for the first 1-2 years (perhaps it was even longer) at CMS.

Sorry I don't have better news to report.

Chris

**From:** Underwood, Christopher  
**Sent:** Friday, June 25, 2010 3:08 PM  
**To:** [REDACTED]  
**Subject:** RE: CORHIO SOW

Theresa,

Janice has escalated the question to our personnel lawyers to consider. Bill and I also discussed talking with Phyllis early next week to see what we could work out. I will get back to you as soon as I get more information.

Thanks, Chris

**From:** [REDACTED]  
**Sent:** Wednesday, June 23, 2010 9:33 PM  
**To:** Underwood, Christopher

**Cc:** [REDACTED]  
**Subject:** RE: CORHIO SOW

Chris,

[REDACTED]

I do not believe this statute applies in this case as I don't have direct advantage that is unavailable to others; nor was I directly involved with the details of the CORHIO contract or statement of work. I managed staff who did, but I wasn't involved with the details - Bill Heller did. Additionally, I haven't attended meetings with CORHIO since December. Therefore, I was not an active participant in any of the activities related to CORHIO. My experience with information exchange on the criminal justice side is what qualifies me to aid in this effort. It appears I'd be working more with Liza Fox and Laurel Plunkett, but some of the deliverables are due to the Department -- so either Bill Heller and/or Keith Clay may also be working with the team. [REDACTED]

I also believe that others who have recently left the State based on job offers in similar circumstances (although it was for full time work rather than contract work). One went to CMS (Gary Ashby) and the other to Colorado Health Foundation (Cassidy Smith). Is there a reason this statute applies to me and not to them? [REDACTED] trying to see the difference -- there's really only one I can think of, and I hope it's not that.

I'm afraid this will cancel the opportunity with CORHIO, which is really unfortunate. I will check with Phyllis [REDACTED] to see for sure, but I'm sure she will follow the Department's lead. Chris, this really doesn't seem fair -- prohibiting me from getting work that I'm qualified for. Please let me know what the difference is with the other staff who have left the Department and me, and if there's any way to change folks' minds on this based on my lack of participation.

Thanks,

[REDACTED]

**From:** chris.underwood@state.co.us [mailto:chris.underwood@state.co.us]  
**Sent:** Wednesday, June 23, 2010 4:54 PM  
**To:** [REDACTED]  
**Subject:** RE: CORHIO SOW

[REDACTED]

I did discuss this with Janice and Joan. Unfortunately, we have all come to the same conclusion. Our interpretation is that the resignation letter precludes you for working with CORHIO on projects related to Medicaid and contacting Department staff related to the position. You can probably work with CORHIO on non-Medicaid or non-Department related issues depending on their interpretation on the scope of the project.

Sorry, I hope that doesn't cancel your job with CORHIO. [REDACTED]

Thanks, Chris

Here is the language: C.R.S. 24-18-105 Ethical principles for public officers, local government officials, and employees. (3) A public officer, a local government official, or an employee should not, within six Months following the termination of his office or employment, obtain employment in which he will take direct advantage, unavailable to others, of matters with which he has directly involved during his term of employment. These matters include rules, other than rules of general application, which he actively helped to formulate and applications, claims, or contested cases in the consideration of which he was an active participant.

[REDACTED]

**From:** [REDACTED]  
**Sent:** Monday, June 21, 2010 12:56 PM

**feldman, jane**

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**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 5:17 PM  
**To:** 'Jane Feldman'  
**Subject:** FW: Information You Requested

Jane,

Here is what the consulting company sent me. I hope this is enough to make a determination. As I mentioned in the IEC meeting, this isn't a job from a posting, nor is it one that I contract directly with Kaiser. It's through a consulting company so the contract would be through them, using me. However, I think I failed to properly explain the difference, and there are other opportunities with non-profits and other entities that I'd be working with that utilized my healthcare experience from HCPF. Connect (the consulting company) was waiting the outcome of the initial AO to determine if I could participate in the contracts.

I'm also looking for the list of projects I was in charge of during my time at HCPF. I'll send that along as well.

[REDACTED]

**From:** Paul Navin [mailto:PNavin@connectknowledge.com]  
**Sent:** Tuesday, August 24, 2010 4:31 PM  
**To:** [REDACTED]  
**Subject:** Information You Requested

[REDACTED]

You asked me to provide you with information regarding the potential Program or Project Management roles with Kaiser for the ICD-10 transition. We are working with this healthcare client to discuss how we could help them with organizing and managing these projects. While no decisions have been made, CONNECT would be looking to you to utilize your program and project management skills. Your knowledge of the health care industry and your exceptional record of implementing large scale, multi-million dollar projects over the past 15 years in addition to your expertise in enterprise strategy, leadership, planning, and execution and excellent communication skills would be the skills we would seek for these roles.

The ICD-10 initiatives represent major projects that will require exceptional management and leadership skills. It is these skills that will be of greatest importance as we embark on an unprecedented effort to implement these mandated changes which will touch on every major aspect of the healthcare industry.

I hope this provides you with the information you requested. Please let me know if you have any additional questions or need additional information.

Best Regards,  
Paul Navin  
CONNECT: The Knowledge Network  
5602 South Nevada Street  
Littleton, CO 80120  
303 730-7171 x202  
303 797-8369 fax  
303 638-7111 cell

**To:** Underwood, Christopher  
**Subject:** CORHIO SOW

Chris,

[REDACTED]

Happy Monday! Here's the original .pdf from the email Phyllis sent me, as well as a re-saved copy under a different name. Please let me know if you have any more trouble opening the document and I'll scan it.

Thanks,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**feldman, jane**

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**From:** [REDACTED]  
**Sent:** Wednesday, August 25, 2010 10:50 AM  
**To:** 'Jane Feldman'  
**Subject:** RE: draft facts

Jane,

Please see my notes below. Additionally, if you would like to speak to my boss at the time, Dr. Sandeep Wadhwa, his cell phone number is 303-859-0933. I believe he would be a better person as he was supervising me during the entire time I had any involvement with the CORHIO contract. The person in charge of the actual relationship and who got the contract signed was Bill Heller. He can be reached at 303-866-3244 or [william.heller@state.co.us](mailto:william.heller@state.co.us). Also, Keith has offered to back up his email via phone as well. His cell phone number is 303-898-1283.

Thanks,

[REDACTED]

**From:** Jane Feldman [mailto:jane.feldman@state.co.us]  
**Sent:** Wednesday, August 25, 2010 10:28 AM  
**To:** [REDACTED]  
**Subject:** draft facts

[REDACTED]

Can you please review and let me know if this is correct?

According to the request, the requestor was a full time state employee of HCPF until June 18, 2010. She was a Division Director, responsible for information technology issues relating to Medicaid funding. She was the contact person on all outside contracts relating to information technology issues. Since leaving state employment, she has endeavored to enter into consulting contracts in the health care field using her experience at HCPF.<sup>[1]</sup>

The requestor currently has the opportunity to enter into a contract with a consulting company to work on project management issues relating to a major health care provider. She would be the project manager for a team that would provide business analysis, develop software, and manage programs which would assist the health care provider in complying with new federal regulations relating to in-patient diagnosis codes. Although the requestor was not directly involved in the actual day to day work on the project, she did supervise the project manager employee at HCPF (then an OIT employee) who was and was the contact person on the contract with vendors who were assisting HCPF in this regard. The requestor was present in contract negotiations with the vendor who is executing the same project for HCPF. The IEC has not reviewed the proposed contract or Statement of Work involved in this request, as neither is available at this time. The requestor stated that the consulting company was waiting to see if they could utilize her as the lead for their proposal as there would most likely be contact between the requestor and the project manager employee at HCPF.

Similarly, the requestor also had an opportunity for a short term contract with another entity that was working with HCPF to comply with federal regulations on an information exchange project. She was not involved in

Both of these projects are impacting the entire health care community, not just HCPF or Medicaid.

Feel free to add, change or delete, I need to make sure it is correct.

Jane

Jane T. Feldman  
Executive Director  
Colorado Independent Ethics Commission  
101 West Colfax Avenue  
Denver, CO 80203

Phone: 303.837.2339

Fax: 303.837.2344

[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)

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<sup>[1]</sup> The requestor originally submitted a request pertaining to a proposed contract with the Colorado Regional Health Care Organization. HCPF objected to the contract on the grounds that the contract directly related to work she had done for the State. The requestor then filed a request for advisory opinion with the IEC asking for clarification. Because of scheduling and other issues, the IEC was not able to render a decision regarding the propriety of that contract prior to the contract deadline.

**feldman, jane**

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**From:** chris.underwood@state.co.us  
**Sent:** Wednesday, September 01, 2010 5:30 PM  
**To:** jane.feldman@state.co.us  
**Cc:** lisa.brenner.freimann@state.co.us  
**Subject:** RE: Ao request from [REDACTED]

Jane,

I apologize for the delay in my response. The Department would have no objection to [REDACTED] working as a consultant for Kaiser, as Kaiser has no direct consulting contracts with the Department's Claims Systems and Operations Division that she previously managed. With the proposed CORHIO contract, Theresa would have been involved directly with the Claim Systems and Operations Division staff that she previously managed as the CORHIO contract is managed by that Division. Further, [REDACTED]'s name was listed as the contact person for the Department under the CORHIO contract. Though I have not reviewed the Kaiser proposed contract or Statement of Work, I have no immediate concerns.

Thank You,  
Chris Underwood

Deputy Director, Budget and Finance Office  
Acting Director, Claims Systems & Operations Division  
Department of Health Care Policy & Financing

Phone: (303) 866-4766  
Fax: (303) 866-2422  
[Chris.Underwood@state.co.us](mailto:Chris.Underwood@state.co.us)

[www.colorado.gov/hcpf](http://www.colorado.gov/hcpf)

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**From:** Jane Feldman [mailto:jane.feldman@state.co.us]  
**Sent:** Wednesday, August 25, 2010 3:08 PM  
**To:** Underwood, Christopher  
**Cc:** lisa.brenner.freimann@state.co.us  
**Subject:** Ao request from [REDACTED]

Chris,

As I told you on the phone, [REDACTED] has submitted a second request for Advisory Opinion regarding a proposed contract with an entity which would contract with Kaiser with regards to the ICB10 codes. The bolded portion below is a recitation of the facts as drafted by me and reviewed and edited for accuracy by Theresa. Would HCPF have the same objection to this contract that it had with respect to the proposed CORHIO contract? Please let me know your thoughts.

**According to the request, the requestor was a full time state employee of HCPF until June 18, 2010.**

**She was a Division Director, responsible for information technology issues relating to Medicaid**

funding. She was the contact person on all outside contracts relating to information technology issues. Since leaving state employment, she has endeavored to enter into consulting contracts in the health care field using her experience at HCPF<sup>[1]</sup>. [1]

The requestor currently has the opportunity to enter into a contract with a consulting company to work on project management issues relating to a major health care provider. She would be the project manager for a team that would provide business analysis, develop software, and manage programs which would assist the health care provider in complying with new federal regulations relating to in-patient diagnosis codes. Although the requestor was not directly involved in the actual day to day work on the project, she did supervise the project manager employee at HCPF (then an OIT employee) who was and was the contact person on the contract with vendors who were assisting HCPF in this regard. The requestor was present in contract negotiations with the vendor who is executing the same project for HCPF. The IEC has not reviewed the proposed contract or Statement of Work involved in this request, as neither is available at this time. The requestor stated that the consulting company was waiting to see if they could utilize her as the lead for their proposal as there would most likely be contact between the requestor and the project manager employee at HCPF.

Thanks.

Jane

Jane T. Feldman  
Executive Director  
Colorado Independent Ethics Commission  
101 West Colfax Avenue  
Denver, CO 80203

Phone: 303.837.2339

Fax: 303.837.2344

[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)

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<sup>[1]</sup> The requestor originally submitted a request pertaining to a proposed contract with another entity that was working with HCPF to comply with federal regulations on an information exchange project. HCPF objected to the contract on the grounds that the contract directly related to work she had done for the State. The requestor then filed a request for advisory opinion with the IEC asking for clarification. Because of scheduling and other issues, the IEC was not able to render a decision regarding the propriety of that contract prior to the contract deadline.

**From:** Jane Feldman [jane.feldman@state.co.us]  
**Sent:** Thursday, September 02, 2010 8:25 AM  
**To:** chris.underwood@state.co.us; jane.feldman@state.co.us  
**Cc:** lisa.brenner.freimann@state.co.us  
**Subject:** RE: Ao request from [REDACTED]

Thank you for getting back to me on this. The Commission will consider this issue on September 13.

Jane T. Feldman  
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Denver, CO 80203

Phone: 303.837.2339

Fax: 303.837.2344

[jane.feldman@state.co.us](mailto:jane.feldman@state.co.us)

**From:** chris.underwood@state.co.us [mailto:chris.underwood@state.co.us]  
**Sent:** Wednesday, September 01, 2010 5:30 PM  
**To:** jane.feldman@state.co.us  
**Cc:** lisa.brenner.freimann@state.co.us  
**Subject:** RE: Ao request from [REDACTED]

Jane,

I apologize for the delay in my response. The Department would have no objection to [REDACTED] working as a consultant for Kaiser, as Kaiser has no direct consulting contracts with the Department's Claims Systems and Operations Division that she previously managed. With the proposed CORHIO contract, Theresa would have been involved directly with the Claim Systems and Operations Division staff that she previously managed as the CORHIO contract is managed by that Division. Further, Theresa's name was listed as the contact person for the Department under the CORHIO contract. Though I have not reviewed the Kaiser proposed contract or Statement of Work, I have no immediate concerns.

Thank You,  
Chris Underwood

Deputy Director, Budget and Finance Office  
Acting Director, Claims Systems & Operations Division  
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