

## Questions & Answers

**Below are the responses to questions received which were relevant to the present procurement:**

1. Does the Authority believe that the retention of a firm for the scope of services described in either or both of the two paragraphs in Section 3.0 of the Request for Qualifications would preclude the firm from acting, during the period in which the firm is retained by the Authority, as underwriters' counsel on Authority transactions or as underwriters' counsel on otherwise unrelated transactions for a financial institution that is at the same time engaged in an Authority transaction, as it interprets the letter from Attorney General Grewal to Chief Counsel Platkin dated May 15, 2019 and materials cited therein?

**Based on HESAA's interpretation of Attorney General Grewal's letter to Chief Counsel Platkin dated May 15, 2019, retention of a firm pursuant to this RFQ precludes the firm from serving as underwriter's counsel on HESAA's transactions.**

**HESAA has interpreted the letter to mean that it is not a conflict for a firm retained pursuant to this RFQ to serve as underwriters' counsel on otherwise unrelated transactions for a financial institution that is at the same time engaged in an Authority transaction.**

2. Although Section 4.0 of the Request for Qualification indicates that the Authority expects to select one firm to serve as special counsel, would the Authority consider a response that was limited to a scope of services as described in either of these paragraphs, rather than as described in both ?

**HESAA will not consider a response that does not include the full scope of services described in the RFQ.**