



THE BUCKEYE INSTITUTE

April 30, 2025

VIA Electronic Mail

City of Cleveland, Division of Purchases and Supplies
Tiffany White-Johnson, Commissioner

[REDACTED]
[REDACTED]

Re: Public Records Request

Dear Mrs. White-Johnson:

Pursuant to Ohio Revised Code 149.43, The Buckeye Institute respectfully requests that you provide the public records outlined below.

The terms “MBE,” “FBE,” “Bid Discount,” and “Evaluation Credit” shall have the same definition as set forth in Cleveland Ordinance § 187.01.

Please provide copies of the following:

1. All records demonstrating a legally sufficient basis of past or present discrimination as to participation of MBEs or FBEs, which the City has used in the four years preceding this records request or intends to use in connection with Cleveland Code § 187.28.
2. All records (including, but not limited to, Invitations to Bid, Requests for Proposals, submitted bids, and final contracts) in which an MBE or FBE Bid Discount or Evaluation Credit was requested or granted. This request is limited in time to such records dated after January 1, 2023.

Please produce the records in electronic format to [REDACTED]. If you would prefer, a confidential Dropbox folder may be set up for you to upload the documents. Please advise if you would prefer to upload the documents to a Dropbox folder. If you need to send hard copies, please send them to the address set forth below, Attn: Alex Certo. If it is not possible to provide the records in electronic format and **if you anticipate that you will incur more than \$50 in copying or scanning expenses, please contact me before incurring these costs.**

If you anticipate a delay longer than **ten (10) days**, please notify me when you expect the materials to be ready. Failure to promptly produce the requested records may result in legal action, including a request for attorney’s fees and damages. *State ex rel. School Choice Ohio, Inc. v. Cincinnati Pub. School Dist.*, 2016-Ohio-5026, ¶ 46.

If you have any questions or need additional information, please do not hesitate to contact me at (614) 224-4422. Thank you in advance for your cooperation.

Sincerely,

David C. Tryon
Director of Litigation
The Buckeye Institute