

STATE OF RHODE ISLAND  
PROVIDENCE COUNTY

SUPERIOR COURT

STATE OF RHODE ISLAND,

*Plaintiff,*

v.

C.A. No. PC-2024-04526

AECOM TECHNICAL SERVICES, INC.,  
AETNA BRIDGE COMPANY,  
ARIES SUPPORT SERVICES INC.,  
BARLETTA HEAVY DIVISION, INC.  
BARLETTA/AETNA I-195 WASHINGTON  
BRIDGE NORTH PHASE 2 JV,  
COLLINS ENGINEERS, INC.  
COMMONWEALTH ENGINEERS &  
CONSULTANTS, INC.,  
JACOBS ENGINEERING GROUP, INC.  
MICHAEL BAKER INTERNATIONAL, INC.,  
PRIME AE GROUP, INC.  
STEERE ENGINEERING, INC.,  
TRANSYSSTMS CORPORATION, and  
VANASSE HANGEN BRUSTLION, INC.

*Defendants.*

**DEFENDANT BARLETTA/AETNA I-195 WASHINGTON BRIDGE NORTH PHASE 2  
JV, SECOND SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS TO  
PLAINTIFF**

Defendant, Barletta/Aetna I-195 Washington Bridge North Phase 2 JV (“JV”), by and through the undersigned counsel and pursuant to Rule 34 of the Rhode Island Rules of Civil Procedure, hereby serves its Second Set of Requests for Production on Plaintiff, the State of Rhode Island (“State”), and requests that the State produce and/or permit inspection of each item requested below within forty (40) days of service at the office of Lynch & Pine, 1 Park Row Fifth Floor, Providence, Rhode Island 02903.

## **INSTRUCTIONS**

1. When responding to this document request, you are asked to furnish all information in your possession, custody or control, or in that of your attorneys, employees, agents, or any other person acting on your behalf or on whose behalf you are acting. A document is deemed to be in your possession, custody or control if you have physical custody of the document, if you have a right, by agreement or otherwise, to inspect and examine the document or if, as a practical matter, you have been granted access to the document.

2. If you withhold any document because you object to the request for the document on grounds of privilege, work product, confidentiality, or privacy, specify with particularity: (1) the reason(s) for withholding; (2) the portion of this demand (*i.e.*, request number or numbers) to which each withheld document is responsive; (3) the parties to the document (*e.g.*, addressers, addressees and intended recipients of copies); (4) the date of the document; (5) the subject matter of the document; (6) the length in pages of the document; (7) the location of the document; and (8) the custodian of the document.

3. If any document responding to all or any part of any document request is not currently available, include a statement to that effect and furnish whatever documents are available. Include in your statement when such documents were most recently in your possession or subject to your control and what disposition was made of them, and identify by name, job title and the last known business address, each PERSON currently in possession or control of such documents. If any such documents have been destroyed, identify by name, job title and the last known business address, each PERSON who directed that the documents be destroyed, the PERSON(S) actually destroying the documents, and state the reasons the documents were destroyed. Also, if a log or list of such destroyed documents was prepared, produce that log or list.

4. If you are unable to produce any documents in response to a request after exercising due diligence to do so, please so state and then answer the Request as completely as possible, explaining why you are unable to secure the documents sought by the Request.

5. All responsive DOCUMENTS or COMMUNICATIONS, whether stored or maintained in hardcopy or as electronically stored information (“ESI”) shall be produced electronically pursuant to the Stipulation Regarding Discovery of Electronically Stored Information.

6. These requests for production shall be deemed continuing in nature so as to require you to promptly amend or supplement any responses upon discovery of any additional documents which are responsive, or in the event that a response, though correct when made, is later discovered to have been incorrect in fact.

### DEFINITIONS

1. The term “**AMENDED COMPLAINT**” refers to the amended civil complaint filed by the State of Rhode Island v. AECOM Technical Services, Inc., et al. in Providence Superior Court, Civil Action No. PC-2024-04526, on April 14, 2025.

2. The terms “**PLAINTIFF**,” “**STATE**,” “**RIDOT**,” “**YOU**,” or “**YOUR**” shall mean the Plaintiff, State of Rhode Island, acting through the Rhode Island Department of Transportation, and/or its agents and all other persons acting on its behalf.

3. The terms “**DEFENDANT**” or “**JV**” mean Barletta/Aetna I-195 Washington Bridge North Phase 2 JV, together with their affiliates, agents, trustees, employees, representatives, predecessors, or anyone else acting on their behalf.

4. The term “**2021 RFP**” shall mean the Requests for Proposals/Bid No. 7611889, entitled “Best Value Design-Build Procurement for Bridge Group 57T-10: I-195 Washington North Phase 2.”

5. The term “**PERSON**” means any natural person, entity or organization, including any divisions, departments, subsidiaries, or other units thereof.

6. The terms “**DOCUMENT**” or “**DOCUMENTS**” means all materials within the full scope of Rhode Island Rules of Evidence, including but not limited to: all writings and recordings, including the originals and no identical copies, whether different from the original by reason of any notation made on such copies or otherwise (including but without limitation to, email

and attachments, correspondence, memoranda, notes, diaries, minutes, statistics, letters, telegrams, contracts, reports, studies, checks, statements, tags, labels, invoices, brochures, periodicals, receipts, returns, summaries, pamphlets, books, interoffice and intraoffice communications, offers, notations of any sort of conversations, working papers, applications, permits, file wrappers, indices, telephone calls, meetings or printouts, teletypes, telefax, invoices, worksheets, and all drafts, alterations, modifications, changes and amendments of any of the foregoing), graphic or aural representations of any kind (including without limitation, photographs, charges, microfiche, microfilm, videotape, recordings, motion pictures, plans, drawings, surveys) and electronic, mechanical, magnetic, digital, optical or electric records or representations of any kind (including without limitation, computer files and programs, tapes, databases, cassettes, discs, recordings), including metadata.

7. The term “**COMMUNICATION**” means any and all recordings of any transfer of information, ideas, opinions, or thoughts, made by any means, at any time or place, under any circumstances. COMMUNICATIONS include but are not limited to direct exchanges between PERSONS, and may be embodied in any means or media.

8. The term “**BID # 7461338**” shall refer to RIDOT bid number 7461338, entitled “Complete Design Services for the Washington Bridge North No. 700, Mainline, Approach and Ramp Bridges, Providence and East Providence, Rhode Island”, which solicited “Letters of Interest / Technical Proposals (LOI/TECH)”.

9. The term “**TEC**” shall refer to the Technical Review Committee in connection with the review and evaluation Letters of Interest / Technical Proposals (LOI/TECH) REGARDING BID # 7461338.

10. The term “**TECHNICAL SELECTION CRITERIA**” shall refer to the TEC’s review, evaluation, and ranking of each proposal in response to BID # 7461338.

11. The term “**LICHTENSTEIN**” means Lichtenstein & Associates, Inc. together with their affiliates, agents, trustees, employees, representatives, predecessors, or anyone else acting on their behalf.

12. The terms “**RELATE TO**,” “**REFER TO**,” or “**REGARDING**,” as well as all tenses and forms thereof, shall be used in their broadest sense and mean constituting, respecting, relating, regarding, concerning, referring or pertaining to, stating, establishing, showing, reflecting, describing, recording, noting, embodying, mentioning, constituting, evidencing, containing, analyzing, discussing, supporting, verifying, rebutting, refuting, negating, contradicting, comprising, memorializing, identifying, and/or in any way involving or having a logical connection to the subject matter of the request, in whole or in part.

13. The term “**WASHINGTON BRIDGE**” refers to I-195 westbound Washington Bridge in Rhode Island, formally known as the Washington Bridge North No. 700, which was constructed in 1967 and opened to traffic in 1968.

14. The term “**WJE**” shall mean Wiss Janney Elstner Associates, Inc., together with their affiliates, agents, trustees, employees, representatives, predecessors, or anyone else acting on their behalf.

15. The words “and” and “or” should be read inclusively, as “and/or.”

16. The words “any” and “all” should be read inclusively, as “any/all.”

17. References to the singular shall include the plural and references to the plural shall include the singular.

18. The use of a verb in any tense shall be construed as the use of the verb in that and all other tenses.

### **REQUESTS FOR PRODUCTION**

35. All COMMUNICATIONS between or among RIDOT and LICHTENSTEIN RELATED TO radiographic, ultrasonic shear wave tomography, or ground penetrating radar testing of the WASHINGTON BRIDGE.

36. All DOCUMENTS RELATED TO RIDOT’s solicitation of BID # 7461338.

37. All DOCUMENTS RELATED TO RIDOT’s evaluation of the proposals in response to the BID # 7461338 and all award decision-RELATED DOCUMENTS.

38. All Letters of Interest / Technical Proposals (LOI/TECH) in response to BID

#7461338.

39. All DOCUMENTS RELATED TO the TECHNICAL SELECTION CRITERIA for BID # 7461338.

40. All DOCUMENTS RELATED TO the TEC's "Final Selection" recommendation for BID # 7461338.

41. All DOCUMENTS and COMMUNICATIONS between or among the TEC RELATING TO BID # 7461338.

42. All COMMUNICATIONS between or among the TEC and respective proposers for BID # 7461338.

43. A copy of the National Bridge Inspection Standards ("NBIS"), inspection report, for the WASHINGTON BRIDGE, from NBIS's inspection performed on or about August 3, 2011.

44. A copy of Michael Baker International, Inc.'s Bridge Load Rating report for the WASHINGTON BRIDGE, dated July 10, 2012, and revised September 13, 2012.

45. A copy of Michael Baker International, Inc.'s Bridge Load Rating report for the WASHINGTON BRIDGE, dated July 10, 2012, as revised August 10, 2012 and September 13, 2012.

46. All DOCUMENTS RELATING TO RIDOT's condition assessment of the WASHINGTON BRIDGE, which led to or contributed to RIDOT's decision to rehabilitate the bridge through issuance of the 2021 RFP.

47. All internal DOCUMENTS and COMMUNICATIONS RELATED TO RIDOT's decision to rehabilitate the WASHINGTON BRIDGE, including risk assessments, engineering evaluations, and cost-benefit analyses.

48. All internal DOCUMENTS and COMMUNICATIONS RELATED TO RIDOT's decision to demolish the WASHINGTON BRIDGE, including risk assessments, engineering evaluations, and cost-benefit analyses.

49. All internal DOCUMENTS and COMMUNICATIONS RELATED TO RIDOT's decision to rebuild the WASHINGTON BRIDGE, including risk assessments, engineering

evaluations, and cost-benefit analyses.

50. All reports prepared by or for the STATE, RIDOT, or any agency of the STATE, whether in draft or final form and all appendices thereto, RELATED TO the WASHINGTON BRIDGE, including, without limitation, any forensic analysis report WJE prepared in 2024.

51. All DOCUMENTS and COMMUNICATIONS in your possession, custody or control RELATING TO WJE and the WASHINGTON BRIDGE.

52. All DOCUMENTS and COMMUNICATIONS RELATING TO the STATE's and/or RIDOT's plans and decision to demolish and replace the WASHINGTON BRIDGE, including any and all DOCUMENTS and COMMUNICATIONS considering other options. The relevant time frame for this request is January 1, 1990 to the present.

Dated: June 20, 2025

Respectfully submitted,

**FOLEY & LARDNER LLP**

/s/ Jeffrey R. Blease

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Washington Bridge North Phase 2 JV and  
Barletta*

**LYNCH & PINE**

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*Attorney for Barletta/Aetna I-195 Washington  
Bridge North Phase 2 JV and Barletta*

**KELLY, SOUZA, PARMENTER &  
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**CERTIFICATE OF SERVICE**

I hereby certify that this document was served through the Odyssey File & Serve System, and will be sent electronically to the registered participants as identified on the Case Service Contacts List and/or paper copies will be sent, postage pre-paid, to those indicated as non-registered participants on this 20th of June, 2025. The document is further available for viewing and/or downloading from the System.

/s/ Jeffrey B. Pine

Jeffrey B. Pine #2278