

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND,

Plaintiff,

v.

C.A. No. PC-2024-04526

AECOM TECHNICAL SERVICES, INC., *et al.*,

Defendant.

**DEFENDANT AECOM TECHNICAL SERVICES, INC.'S MOTION TO COMPEL
PLAINTIFF'S RESPONSES TO DOCUMENT REQUESTS AND PRIVILEGE LOG**

Defendant AECOM Technical Services, Inc. ("AECOM"), pursuant to Rules 26, 34, and 37 of the Rhode Island Superior Court Rules of Civil Procedure, respectfully moves this Honorable Court for an Order compelling Plaintiff, the State of Rhode Island ("State") to: (i) withdraw its assertion of the claimed deliberative process privilege; (ii) provide full, substantive responses to AECOM's First Request for Production of Documents; and (iii) provide a privilege log that complies with the Court-ordered ESI Protocol and Rhode Island Superior Court Rules of Civil Procedure.

WHEREFORE, for the reasons set forth in its accompanying Memorandum of Law and Defendant Barletta/Aetna I-195 Washington Bridge North Phase 2 JV's Motion to Compel filed on December 12, 2025, which both are incorporated herein, AECOM respectfully requests that the Court:

1. Privilege Log Relief:

- a. Order the State to remove all “non-responsive” redactions and prohibit the use of “non-responsive” as a privilege designation.
- b. Direct the State to serve a revised privilege log in Excel format, fully compliant with the Court-ordered ESI Protocol within 14 days of the Court’s order.
- c. Provide that any entries not re-logged with sufficient detail to permit evaluation of the asserted privilege shall be deemed not privileged and produced in full.

2. Deliberative-Process Relief:

- a. Overrule the State’s deliberative process objections and compel the State to produce, in full and without redactions, all documents currently redacted on that basis
- b. In the alternative, order an *in camera* review of a representative sample to illustrate the State’s over-designation and assess whether factual material can be segregated.

3. Document Response Relief:

- a. Require the State to serve within 15 days amended, request-specific responses to AECOM’s RFPs, organized to correspond to each request, and to remove boilerplate objections.
- b. Direct the State to state explicitly for each response whether it is withholding documents on any basis, as required by Rule 34(b)(2).

4. Sanctions:

- a. Award AECOM its reasonable costs and attorneys’ fees incurred in bringing this motion, pursuant to Rule 37(a)(5). AECOM is prepared to submit a fee petition upon the Court’s determination and Order on this and the related Discovery motions.

5. Future Productions:

- a. Require that the Court’s order applies prospectively to all future productions, ensuring complete disclosure of responsive materials and eliminating the need for repeated motion practice on these same issues.

Respectfully submitted,

AECOM TECHNICAL SERVICES, INC.

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Dated: December 15, 2025

CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2025, I electronically filed and served this document through the electronic filing system on all counsel of record.

The document is available for viewing and/or downloading from the Rhode Island Judiciary's electronic filing system.

/s/ Amanda R. Prosek _____
Amanda

STATE OF RHODE ISLAND
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SUPERIOR COURT

STATE OF RHODE ISLAND,

Plaintiff,

v.

C.A. No. PC-2024-04526

AECOM TECHNICAL SERVICES, INC., *et al.*,

Defendant.

**DEFENDANT AECOM TECHNICAL SERVICES, INC.'S MEMORANDUM OF LAW
IN SUPPORT OF ITS MOTION TO COMPEL REGARDING PLAINTIFF'S
RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS AND
PRIVILEGE LOG**

I. INTRODUCTION

Defendant AECOM Technical Services, Inc. ("AECOM") respectfully submits this memorandum of law in support of its Motion to Compel Plaintiff, the State of Rhode Island ("State") to: (i) withdraw its assertion of the deliberative process privilege; (ii) provide full and complete, substantive responses to AECOM's First Request for Production of Documents; and (iii) provide a privilege log that complies with the Court-ordered ESI Protocol and Rhode Island Superior Court Rules of Civil Procedure.

Judicial intervention is urgently required because the State's persistent discovery violations have obstructed AECOM's ability to obtain critical information and prepare its defense. Despite clear obligations under the Rhode Island Rules of Civil Procedure and the agreed-upon ESI Protocol, the State has repeatedly disregarded its duties by (i) producing privilege logs that violate explicit Court directives, (ii) asserting privileges without the required factual showing or the necessary bases and support for making such assertions, and (iii) serving responses riddled with

boilerplate objections and vague promises of some future production, leaving AECOM to guess as to whether responsive documents exist and whether they will be produced.

The governing rules and law demand transparency, specificity, and timeliness in discovery. The State's noncompliance has caused cumulative prejudice, including unnecessary motion practice and impairment of AECOM's ability to assess the State's claims and prepare for trial. AECOM has attempted to resolve these issues with the State no less than three (3) times before bringing them to the Court. Rule 37 authorizes corrective relief, including cost-shifting and sanctions, when a party repeatedly disregards discovery obligations and court orders. That standard is plainly met here.

II. RELEVANT FACTUAL BACKGROUND

A. The State's Claims in this Litigation Involve Decades of Engineering and Rehabilitation Work and Some Unspecified Claim Of Damages Perhaps Running into the Hundreds of Millions of Dollars.

This litigation arises from the closure of the I-195 Westbound portion of the Washington Bridge in December 2023, when a bridge rehabilitation contractor then performing work on the bridge, discovered deteriorated tie-rods in a structural support member. Subsequent investigation resulted in RIDOT's determination that the structure was unsalvageable and decision that the bridge should be completely demolished and replaced, as opposed to rehabilitated as the State originally intended. The State alleges that numerous engineering and construction firms, including AECOM, bear total responsibility for the cost of demolishing the existing bridge and building its replacement because, it claims, both they and the State's own engineers who inspected or worked on that bridge over the prior 50+ years failed to identify the degree of deterioration in the bridge that ultimately lead to its closure, on the theory that the State could have and would have done something differently had it known of such deterioration earlier in time.

The State seeks some unspecified amount of damages¹ (which it has implied could total in the hundreds of millions of dollars) for what the State vaguely claims is physical damage to property (the Eastbound bridge) and economic losses associated with the Washington Bridge's closure and replacement. The State's allegations span decades of design, inspection, and rehabilitation work dating back to the original construction in 1968, and including (i) the 1996–1998 bridge rehabilitation project, (ii) the State's inspections of the bridge from 1972-2001 (when it alone conducted all inspections of the superstructure and substructure), (iii) bridge inspections that the State elected to outsource to the defendant inspection firms beginning in 2003), (iv) the State's maintenance (or lack thereof) of the bridge over its 50+ year life span, and (iv) the multiple inspection, design and rehabilitation contracts the State entered throughout the life of the bridge until it was demolished completely in 2025.

B. The State Filed a Broad Amended Complaint and Declined to Provide Basic Documents or Clarification.

On August 16, 2024, the State filed its initial Complaint asserting 20 counts against 13 defendants, including AECOM. *See* Dkt. (State's Complaint). The Complaint referenced numerous contracts, inspection reports, and design documents but failed to attach them or provide sufficient factual detail. Instead, the pleading incorporated prior allegations into each count, creating what courts routinely describe as a “shotgun pleading” that obscured the specific acts or omissions alleged against each defendant.

Recognizing the vagueness of the Complaint and the absence of referenced documents, AECOM's counsel promptly requested copies of those documents from the State, so that AECOM could prepare an appropriate response. *See* email chain between Counsel for AECOM and the

¹ While AECOM propounded interrogatories seeking the quantification of the State's purported damages, the State has refused to respond to that interrogatory, as discussed in the Motion to Compel Interrogatory Responses filed contemporaneously herewith.

State dated August 26, 2024, attached as **Exhibit 1**. The State refused, stating it “would prefer to deal with documents through discovery in the ordinary course.” *Id.*

On October 31, 2024, AECOM moved to dismiss the Complaint or, in the alternative, for a more definite statement under Rule 12(e). *See* Dkt. (AECOM’s Memorandum of Law in Support of its Motion to Dismiss or in the Alternative for a More Definitive Statement dated October 31, 2024). AECOM argued, *inter alia*, that the Complaint was impermissibly vague and conclusory; failed to identify specific contractual provisions allegedly breached, and did not articulate how AECOM’s conduct caused the claimed, but unspecified, damages. *Id.* at 21-23. AECOM emphasized that without basic information, it would be forced to engage in lengthy and unnecessarily expensive discovery. *Id.* at 23.

On February 27, 2025, the Court denied AECOM’s motion. *See* Dkt. (Decision (Stern, J.) dated February 27, 2025). While acknowledging the Complaint’s lack of specificity, the Court held that under Rhode Island’s liberal notice pleading standard, the State had alleged a conceivable basis for relief. *Id.* at 22–23. The Court granted the State thirty days to amend its Complaint to provide greater clarity, including identification of property damage and contractual duties. *Id.* at 14–15, 40. The Court also denied AECOM’s motion for a more definite statement. *Id.* at 40.

On April 15, 2025, the State filed its Amended Complaint, slightly expanding its allegations to 22 counts across 49 pages. *See* Dkt. (Amended Complaint). In that Amended Complaint, the State vaguely asserted claims against AECOM for alleged breaches of contract and fiduciary duty, negligence, negligent misrepresentation, contractual indemnity and declaratory judgment (a total of ten counts against AECOM).

The Amended Complaint again referenced AECOM’s design and inspection work spanning 2014 through 2023, alleged failures to identify critical structural issues, and claimed

damages “well in excess” of the Court’s jurisdictional minimum, but without any specificity as to the true nature or amount of such damages. Despite these additions, the Amended Complaint remains broad, incorporates all prior allegations into each count and fails to append any of the referenced documents, leaving AECOM to attempt to parse hundreds of factual assertions to try to understand the basis of the State’s claims against it.

C. Court-Ordered ESI Protocol.

On October 24, 2025, the Court entered an ESI Protocol governing the production of electronically stored information in this matter. *See* Dkt. (ESI Protocol). The Protocol, adopted as Exhibit 1 to the Court’s Order, was prepared jointly by all parties including the State and requires that all ESI be produced in a format compatible with standard eDiscovery software, including single-page TIFFs or native files, with associated load files (OPT and DAT) containing extracted text and metadata fields. Critically, the Protocol mandates that privilege logs be produced in Excel format and include, for each entry, the following metadata: From, To, CC, BCC, Subject, File Name, Date Sent (for emails), Date Created (for documents), Basis of Withholding/Redaction, and a description sufficient to enable the requesting party to assess the validity of the privilege claim. The Protocol further requires that all attorneys or legal personnel involved in purportedly privileged communications be identified for each log entry.

D. AECOM’s Discovery Requests.

On April 1, 2025, the State made an initial production of documents and served a privilege log. *See* the State’s Initial Privilege Log dated April 1, 2025, attached as **Exhibit 2**. The State’s Initial Privilege log was woefully deficient.

On June 12, 2025, AECOM served its First Request for Production of Documents on the State of Rhode Island. *See* AECOM’s First Request for Production of Documents, attached as **Exhibit 3**. AECOM’s requests sought, among other categories:

- Design documents and construction plans for the Washington Bridge, including original and rehabilitation designs, blueprints, specifications, and engineering analyses;
- Inspection reports, evaluations, and findings prepared by or for the State or its consultants, including forensic analyses and internal reviews;
- Procurement and bidding documents, including RFPs, proposals, evaluation materials, and award decision records for demolition and replacement projects;
- Documents and communications concerning the State's deliberations regarding closure and demolition of the Washington Bridge, including risk assessments, cost-benefit analyses, and internal or external correspondence;
- Traffic data, including traffic counts, flow analyses, congestion reports, and documents relating to the installation of monitoring equipment on the Eastbound Washington Bridge;
- Agreements, contracts, and communications with contractors, consultants, and third parties relating to the inspection, evaluation, maintenance, or construction of the Washington Bridge and Eastbound Washington Bridge.

The State responded on September 2, 2025, with initial responses that were replete with boilerplate objections, blanket privilege assertions, and repeated references to “discovery is ongoing,” without confirming whether responsive documents exist and whether they had been or would be produced. The State did not produce an updated privilege log with its initial responses to AECOM's First Request for Production of Documents. *See* The State's Response to AECOM's First Request for Production of Documents dated September 2, 2025, attached as **Exhibit 4**.

On September 19, 2025, AECOM served its first discovery deficiency letter, identifying pervasive deficiencies in the State's responses, including *inter alia*, the failure to indicate whether responsive documents would be produced, the absence of a privilege log, and improper assertion of the deliberative process privilege. *See* AECOM's First Discovery Deficiency Notice dated September 19, 2025, attached as **Exhibit 5**. A meet and confer call was conducted on October 2, 2025 to discuss these deficiencies, during which the State agreed to provide an updated privilege log and to supplement its responses.

On October 15, 2025, the State served supplemental responses and an updated privilege log. *See* The State's Supplemental Responses to AECOM's First Request for Production of Documents and updated privilege log², attached as **Exhibits 6 & 7** respectively. However, the updated privilege log still failed to comply with Rule 26(b)(5) and the ESI Protocol, as it lacked sufficient detail to evaluate the bases for withholding and evaluating claims of privilege. A second meet and confer was conducted on October 21, 2025 to discuss these ongoing deficiencies.

AECOM served a second discovery deficiency notice on November 12, 2025, addressing unresolved deficiencies in the State's responses, supplemental responses, and privilege log. *See* AECOM's Second Discovery Deficiency Notice served on November 12, 2025, attached as **Exhibit 8**. While the State sent another version of the privilege log thereafter, removing some of the items that the State initially identified for withholding, the State continued to maintain its deliberative process privilege assertion as a basis to withhold approximately 69 documents.

A final meeting and confer call was conducted on November 24, 2025, in advance of filing this motion. Despite these multiple meet-and-confer conferences, the State's amended responses and privilege log remain deficient in several key respects.

As a result of the State's assertion of improper privileges, failure to meet its burden to provide the necessary information to allow AECOM to determine if the claimed privileges are applicable and the withholdings appropriate, coupled with the State's failures to cure the identified deficiencies, this and other related Motions have been filed.

² On November 17, 2025 the State re-served its October 15, 2025 privilege log with bookmarks for: (i) documents withheld (pages 1-6); (ii) documents produced with redactions (page 7); and (iii) documents the State produced but previously withheld (pages 8-10).

III. LEGAL STANDARD

A. Scope of Discovery Under Rule 26(b)(1).

Rhode Island follows a liberal discovery policy designed to ensure that cases are resolved on their merits rather than through tactical withholding of information. *See* Rhode Island Superior Court Civil Procedure Rule 26(b)(1). Parties may obtain discovery regarding any non-privileged matter relevant to the subject matter of the action. *Id.* Relevance is broadly construed to encompass information that “appears reasonably calculated to lead to the discovery of admissible evidence.” *Id.*

B. Privilege Assertions Under Rule 26(b)(5).

A party withholding information on the basis of a privilege or work-product protection must: (i) expressly assert the privilege, and (ii) describe the nature of the documents, communications, or tangible things not produced or disclosed in a manner that enables other parties to assess the claim. *See* Rule 26(b)(5)(A).

The burden rests squarely on the party asserting the privilege to establish its applicability with specificity. *Gaumond v. Trinity Repertory Co.*, 909 A.2d 512, 517 (R.I. 2006). Conclusory labels or generic descriptions do not satisfy this burden. *State v. Lead Indus. Ass’n, Inc.*, 64 A.3d 1183, 1197 (R.I. 2013) (emphasizing that discovery responses must provide sufficient information to allow meaningful evaluation by the opposing party). Failure to provide sufficient detail can result in waiver of the right to assert the privilege or objection. *Lead Indus. Ass’n, Inc.*, 64 A.3d at 1197.

C. Specificity in Responses Under Rule 34(b)(2).

Rhode Island Superior Court Rule of Civil Procedure 34 requires that for each item or category requested, the responding party must either permit inspection or state, with specificity, the reasons for objection. Super. R. Civ. P. 34(b)(2). When objecting in part, the party must specify

the part for which the objection or privilege is claimed and produce the remainder. *Id.* Responses to requests for electronically stored information must also indicate whether inspection will be permitted or objected to, and if objected to, the reasons for such objection. *Id.* Additionally, documents must be produced as they are kept in the usual course of business or organized and labeled to correspond with the categories in the request. *Id.*

IV. ARGUMENT

The State's discovery conduct has been marked by systemic noncompliance with both the Court's ESI Protocol and the governing discovery rules. Despite repeated deficiency notices and opportunities to cure, the State has:

1. asserted privileges—deliberative process, attorney-client, and work product—without the factual showing necessary to sustain them;
2. produced a privilege log that violates explicit Court-ordered requirements and fails to meet the minimum standards of Rule 26(b)(5); and
3. served responses to AECOM's Document Requests riddled with non-specific generic and boilerplate objections, vague promises of future production, and improper withholding under non-cognizable grounds such as "personal information" and "non-responsive materials."

Rhode Island law and the Court's ESI Protocol demand transparency and specificity in privilege assertions and document responses. The State's repeated disregard for these obligations warrants judicial intervention. Under Rules 26, 34, and 37, and consistent with controlling case law, the Court should compel full compliance, order production of improperly withheld materials, and impose appropriate sanctions to remedy the prejudice caused by the State's noncompliance.

A. THE STATE'S IMPROPER ASSERTION OF THE DELIBERATIVE-PROCESS PRIVILEGE

1. **The State has Waived the Deliberative Process Privilege by placing its Decision Making at Issue.**

The State broadly asserts the “deliberative process privilege” in response to countless requests and documents withheld on its privilege log. *See* Request Nos. 1, 3, 5, 20, 21, 22, 46-71, 73-76, 81-100, 103-106, 108-120. The deliberative process privilege protects only materials that are both (1) pre-decisional and (2) deliberative; it does not shield purely factual information or post-decisional explanations. *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at *2 (R.I.Super. July 07, 2014); *Heritage Healthcare Services, Inc. v. Beacon Mut. Ins. Co.*, No. PC02-7016, 2007 WL 1234481 (R.I.Super. Apr. 17, 2007); *Env't Prot. Agency v. Mink*, 410 U.S. 73, 87–88 (1973); *Texaco Puerto Rico, Inc. v. Dep't of Consumer Affs.*, 60 F.3d 867, 884–85 (1st Cir. 1995). The privilege is qualified, not absolute. Critically, this privilege yields where the government’s decision-making is a central issue, where the government uses deliberations as a sword and a shield, or where fairness requires disclosure. *Wells Fargo*, 2014 WL 3407982 at *3. This is precisely the situation here.

For example, in *Wells Fargo*, a Rhode Island Trial Court compelled production of documents withheld under the deliberative process privilege where the agency’s own decision-making was central to its claims. *See Wells Fargo*, No. PB125616, 2014 WL 3407982, at *3. The court warned against using the privilege “as a sword rather than a shield,” and held that when a government agency becomes a plaintiff, its internal deliberations are subject to discovery. *Id.* The court emphasized that when a government agency becomes a plaintiff, its internal decision-making processes may be placed at issue, thereby weakening or waiving the privilege. *Id.*

In fact, the Rhode Island Attorney General’s own guidance confirms this principle: “the privilege will not apply when an agency itself places its deliberations at issue.” *See* The State of Rhode Island Attorney General’s Memorandum on Privileges dated January 5, 2018, at p. 7.

Federal courts have reached similar conclusions. In *In re Methyl Tertiary Butyl Ether* (“MTBE”) *Products Liability Litigation*, the United States District Court for the Southern District of New York held that a government plaintiff waives the deliberative process privilege by asserting claims that require examination of its internal reasoning, especially where causation and reliance are at issue. *In re Methyl Tertiary Butyl Ether (MTBE) Prods. Liab. Litig.*, 898 F. Supp. 2d 603, 610 (S.D.N.Y. 2012). Similarly, in *Arthur Anderson*, the same United States District Court held that the privilege must give way when the government’s state of mind is a critical element of its claims. *Dep’t of Econ. Dev. v. Arthur Anderson & Co. (U.S.A.)*, 139 F.R.D. 295, 299–300 (S.D.N.Y. 1991). **These principles underscore that fairness demands disclosure when the government’s internal reasoning is at the core of its claims.**

Here, the State’s allegations against AECOM and other defendants— asserting breach of contract, failure to identify structural deficiencies, and reliance on inspection and design documents—place the State’s internal deliberations squarely at issue. The State’s claims require examination of the information it received from not only the Defendants but the State’s own inspectors and engineers, how it interpreted, utilized and responded to that information, what findings it made or did not make, and what actions it chose to undertake in response to such information and findings. By initiating this action, the State has waived the deliberative process privilege over documents, data and responses reflecting its deliberations over the type and frequency of bridge inspections to be conducted, the scope and frequency of maintenance and repairs to the bridge, procurement of third-party contracting and engineering services, the timing, scope and extent of bridge repairs and rehabilitation, and whether the bridge would be rehabilitated or demolished and replaced (in whole or in part). These were all decisions that the State alone was

authorized to make, as third party inspectors and contractors cannot undertake work on a State-owned bridge without the State's authorization and approval.

The State admits throughout its Amended Complaint that it received periodic inspection reports from various Defendants, including AECOM, reflecting the poor condition of the bridge over many years. What the State did or did not do with that information, and what information it relied upon, to say nothing of the decisions that it made or failed to make, run to the very heart of this case. This renders the State's reliance and withholding of discovery on the Deliberative Process Privilege improper and waived.

Each of AECOM's Document Requests to which the State has asserted the deliberative-process privilege seek documents that are central to the State's claims against AECOM and the other Defendants. For example:

a. Inspection and Consulting Reports (Requests Nos. 3, 46-53, 56, 58, 65, 68, 69, 90, 103):

These requests seek reports, evaluations, findings, photos, videos, and correspondence relating to inspections of the Washington Bridge prior to its closure in December 2023 (and by extension any performed thereafter). The Amended Complaint repeatedly alleges that AECOM and other Defendants failed to conduct adequate inspections, identify critical structural deficiencies, and recommend necessary repairs. These inspection findings and consulting reports would presumably form at least part of the factual basis of the State's claims of negligence and breaches of contract. The State further alleges that it relied on these inspection reports to make decisions about the scope of rehabilitation both in 2024 and in the prior 10+ years, as well as its decisions both to close the Washington Bridge in December 2023 and ultimately, demolish both the superstructure and substructure and procure a complete replacement of the bridge. By asserting reliance on these inspections and their outcomes, and by claiming damages based on the alleged

failures of these inspections, the State has placed its internal deliberations and use of these materials directly at issue. Accordingly, the State has waived any deliberative process privilege over these documents, if one ever applied or existed.

b. Design Documents (Requests Nos. 54, 66, 67, 70, 71):

These requests seek construction/rehabilitation plans, blueprints, specifications, engineering analyses and related review documents. In the Amended Complaint, the State claims that AECOM and others failed to adequately review prior design documents and failed to incorporate critical structural features into its rehabilitation design. The State further alleges that AECOM's design work purportedly omitted necessary repairs and failed to address what it claims was known deterioration in post-tensioned cantilever beams and tie-down rods, resulting in some non-specified physical and economic damages. The State's allegations rely on its interpretation and use of design documents. By asserting claims that require scrutiny of its internal design decisions, the State has placed its deliberations directly at issue. These documents are central to the State's claims and cannot be shielded by the deliberative process privilege, which it has waived.

c. Bidding/Proposal Documents (Requests Nos. 5, 20, 113, 114):

The State alleges reliance on alleged misrepresentations in AECOM's proposals and RFP responses when selecting AECOM to perform services on the Washington Bridge. The State's evaluation of bids received and its decision to award work to AECOM has been placed directly at issue by the State in its causes of action for negligent misrepresentation and breach of fiduciary duty. Specifically, the State claims it relied on AECOM's representations of technical competence, familiarity with the bridge's structural needs, and ability to perform rehabilitation work using industry-standard techniques when it selected AECOM as the winning bidder. These deliberations are central to the State's claims against AECOM and thus the State has waived the deliberative

process privilege over documents reflecting its internal evaluation, scoring, and selection of AECOM for these services.

d. Contracts and Agreements (Requests Nos. 1 & 21):

The State's breach of contract and indemnity claims rely on the terms and execution of these agreements. Specifically, the State alleges that AECOM and other Defendants failed to perform contractual obligations including inspections, evaluations, and recommendations for repairs, and that these failures purportedly caused substantial physical and economic harm for which the State alleges breach of contract and seeks indemnity. These allegations necessarily implicate the State's internal deliberations regarding the meaning, intent, interpretation, and enforcement of its agreements with AECOM and the other Defendants. The State has placed its contractual relationships and obligations at issue. By doing so, the State has waived the deliberative process privilege over documents reflecting its internal decision-making concerning these contracts.

e. Emergency Closure / Demolition Documents (Request Nos. 55, 57, 58 61, 62):

The State alleges that purportedly fractured tie-down rods and widespread deterioration in the post-tensioning system rendered the Washington Bridge unsalvageable, necessitating its wholesale demolition and full replacement for which the State seeks to hold the Defendants responsible. These allegations rely on the State's internal evaluations and deliberations of inspection findings and its decision-making process leading to the State's decision to implement the emergency closure of the Washington Bridge and ultimately to demolish it in its entirety. By asserting claims that require scrutiny of its internal deliberations regarding structural integrity, safety assessments, emergency closure, and decision to demolish the Washington Bridge in its entirety, the State has placed those deliberations directly at issue. Accordingly, the State has

waived the deliberative process privilege over documents reflecting its internal assessments and decisions concerning the emergency closure and demolition of the Washington Bridge.

f. Traffic/Monitoring Data (Requests Nos. 73, 74, 76, 81, 118):

In order to avoid dismissal of its tort-based claims, the State amended its complaint and added a few (albeit vague) allegations in an attempt to show that there has been resulting property damage to property other than the Washington Bridge itself. Specifically, the State has now alleged that the closure and demolition of the Westbound span has increased traffic volume and wear on the Eastbound Bridge. The State also now alleges that the emergency closure led to a substantial rerouting of westbound traffic onto the Eastbound Washington Bridge, resulting in what it claims is accelerated wear and tear and the need for increased maintenance and monitoring. The State further alleges that it installed real-time sensors and structural health monitoring systems to track the condition of the Eastbound Bridge and ensure public safety. These allegations place the State's internal deliberations regarding, *inter alia*, traffic management, monitoring system installation, and assessment of traffic impacts to the Eastbound Bridge directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal decision-making and evaluations related to traffic volume, monitoring data, and impact to the Eastbound Bridge.

g. Preservation of Physical Evidence (Request Nos. 59, 60, 63, 64):

These requests seek documents and communications relating to the preservation, removal, and handling of physical materials from the Washington Bridge, including materials removed by consulting engineer Wiss Janey Elster ("WJE") and others following the December 2023 emergency closure. The Amended Complaint alleges that the State's decision to demolish the bridge was based in part upon findings of fractured tie-down rods and widespread deterioration in

the post-tensioning system. The State further alleges that demolition and replacement were the only reasonable options based on these findings. By asserting claims that depend on the condition of physical evidence and the conclusions drawn from it, the State has placed its internal deliberations regarding the collection, preservation, and interpretation of that evidence directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal decision-making and communications concerning the preservation and handling of physical bridge components.

h. Allegations regarding AECOM's Breaches of Contract, Professional Duties, and Misrepresentations (Requests Nos. 75, 82-89, 91-100, 103-106, 108-112, 115-117 & 120):

These requests seek documents and communications relating to the State's allegations that AECOM breached its contractual obligations, failed to meet professional standards, and made material misrepresentations in connection with its work on the Washington Bridge. The Amended Complaint includes multiple counts asserting that AECOM allegedly failed to conduct adequate inspections, review prior design and inspection records, identify structural deficiencies, and recommend necessary repairs. The State also alleges that AECOM misrepresented its qualifications and capabilities, and that RIDOT relied on those misrepresentations in selecting AECOM to perform services on the Washington Bridge. These claims place the State's internal deliberations regarding its evaluation of AECOM's proposals, its decision to award contracts, and its interpretation of AECOM's performance directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal decision-making, assessments, and communications concerning AECOM's qualifications, performance and the alleged resulting damages.

Again, by suing and placing its internal decision-making squarely at issue (*e.g.*, how RIDOT claims to have evaluated inspection/design findings, made closure/demolition decisions,

and ran procurements), the State waived any privilege that may have otherwise existed. And, even if not waived, the State's assertion fails procedurally: it has not shown, document-by-document, that the withheld materials are both pre-decisional and deliberative, nor that factual portions are not reasonably segregable—requirements routinely enforced when agencies claim deliberative process.

2. The State's Privilege Log Does Not Establish "Pre-Decisional" and "Deliberative Elements" or Segregation of Factual Material.

Even if the privilege were not waived, the State has not met its burden to show that each withheld document is both "pre-decisional" and "deliberative," nor has it demonstrated that factual portions are separable and producible. These failures independently warrant compulsion.

For instance, the State's Privilege Log designates routine administrative and factual documents as subject to the deliberative process privilege, without any narrative connecting them to a specific policy decision or deliberation or demonstrating that the subject factual material cannot be segregated. For example, the State's Privilege Log includes a routing slip for approval of an AECOM proposal (*see* Bates **RIDOT_000042990–RIDOT_000042991**), which is purely transactional and lacks any indication of deliberative analysis or a pending decision. Similarly, an internal RIDOT document regarding Fiscal Year 2021 Bridge Replacement Costs (*see* Bates **RIDOT_000042944**) is withheld as deliberative, yet cost summaries are factual in nature and the log fails to describe any policy choice being implicated. The State also withheld draft RFP Parts 1 and 2 (*see* Bates **RIDOT_000054219–RIDOT_000054411**) under the deliberative process privilege but provides no explanation of the specific decision-making process involved, nor any effort to distinguish deliberative content from factual specifications. These entries exemplify the State's failure to meet its burden under Rule 26(b)(5) by not describing the nature of the withheld

documents in a manner that enables meaningful assessment of the privilege's applicability. In reality, it likely does not exist, thus the lack of such specificity.

AECOM's deficiency letters requested document-specific explanations, but none have been provided to date. Thus, the State's assertion of the deliberative process privilege is unproven and should be disallowed.

3. Even if the Deliberative Process Privilege Applied, it is a Qualified Privilege that is Overcome.

Even if some withheld materials are technically pre-decisional and deliberative, the deliberative process privilege is qualified and not absolute. Courts must weigh the government's interest in confidentiality against the litigants' need for disclosure. The privilege "is a discretionary one," and "in deciding how to exercise its discretion, an inquiring court should consider, among other things, the interests of the litigants, society's interest in the accuracy and integrity of factfinding, and the public's interest in honest, effective government." *See Texaco*, 60 F.3d at 885; *see also St. Joseph Health Servs. of R.I., Inc. v. St. Joseph Health Servs. of R.I. Retirement Plan*, No. PC-2017-3856, at 3–4 (R.I. Super. Ct. June 5, 2018) (citing *Texaco* and holding that the privilege is routinely denied "where the documents sought may shed light on alleged government malfeasance").

Here, the State's decision-making is not only central, but critical, to its claims; there are no alternative sources for the evidence; the State is the plaintiff and has in effect opened the door to access to these improperly withheld materials; and there is a compelling public interest in transparency regarding the emergency closure and demolition of a major public bridge. The balance of interests strongly favors disclosure. As critical, AECOM has made extensive good faith efforts to resolve these issues without seeking the Court's intervention, only to be met with non-responses and, in other cases, inadequate replies from the State. Instead of meeting its burden and

procedural obligations, the State has forced AECOM to file the present Motion, taking unnecessary and avoidable time and cost.

B. THE STATE HAS REFUSED TO CURE DEFICIENCIES IN ITS PRIVILEGE LOG DESPITE MULTIPLE REQUESTS FROM AECOM.

1. The State's Privilege Log Violates the Court-Ordered ESI Protocol and is Legally Insufficient Under Rule 26(b).

a. Noncompliance with the Court-Ordered ESI Protocol.

On October 24, 2025, the Court adopted an ESI Protocol that mandates, among other requirements, that privilege logs must:

- Be produced within thirty days of each production;
- Include extracted metadata fields: From, To, CC, BCC, Subject, File Name, Date Sent (emails), Date Created (documents), Basis of Withholding/Redaction, and descriptions sufficient to assess the privilege claim;
- Identify attorneys or counsel's employees involved;
- Separately log forwarded emails withheld from disclosure or redacted;
- Be produced in Excel format.

The State's November 17, 2025 Updated Privilege Log fails to meet these requirements in several respects:

- Missing Metadata: Numerous entries omit required fields such as File Name, BCC, and Date Created for non-email documents.
- No Role Identification: The log rarely identifies whether listed authors or recipients are attorneys or non-lawyer employees.
- Generic Descriptions: Many entries use vague labels like "Internal Office Email" or "Handwritten Notes," which lack meaningful context.
- Failure to Log Forwarded Emails Separately: Forwarded email chains are not distinguished as required.
- Improper Format: The log was produced as a PDF, not Excel, contrary to the Protocol.

AECOM identified these deficiencies in its Discovery Deficiency notices dated September 19 and November 12, 2025 (**Exs. 5 & 8**, hereto), yet they remain uncorrected and unresolved. As the ESI Protocol is a Court order, the State's noncompliance warrants relief compelling a fully compliant Excel-format log and withdrawal or correction of unsupported or improper privilege claims.

b. The State's Privilege Log is Legally Insufficient Under Rhode Island Rule 26(b).

Rhode Island Superior Court Rule 26(b)(5) requires a party asserting privilege to expressly make the claim and describe the nature of the documents in a manner that enables other parties to assess applicability. The State's log fails this standard by repeatedly using vague labels without identifying subject matter, decision, or legal advice involved.

c. Waiver or Compulsion under Rule 37.

AECOM has twice demanded a compliant log including: date, author, recipient(s), their roles (attorney/non-attorney), document type, specific basis of privilege with supporting facts, and descriptions sufficient to discern privilege and segregate factual material. The State has not provided this level of detail and has no excuses for its lack of compliance. As such, the Court should compel the prompt production of an amended log and production of materials for which privilege is inadequately supported.

2. The State's Privilege Assertions Are Improper.

The State's privilege assertions suffer from systemic defects that require judicial intervention. In addition to its improper invocation of the deliberative process privilege discussed above, the State's claims of attorney-client and work-product protection also lack the foundational showing necessary to sustain them. Moreover, the State improperly relies on the phrases "non-

responsive materials” as a blanket basis for withholding, which is not a cognizable privilege under Rhode Island law.

Each of these failures independently warrants corrective relief; which when taken together, demonstrate a pattern of obstruction that violates Rule 26(b)(5), the Court’s ESI Protocol, and fundamental principles of fair discovery.

a. Improper Assertion of Attorney-client Privilege.

The State’s privilege log asserts attorney-client privilege over two entries, both described as text messages involving John Igliazzi, Esq., Chief of Staff to RIDOT Director Peter Alviti:

1. Unknown Date — Text Message (Bates Number RIDOT_000007661)

- Authors/Recipients: Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Esq., Director Alviti (401-527-7385)
- Subject: “Text Messages between RIDOT Employees and Counsel for RIDOT regarding Counsel providing legal advice”
- Privilege Asserted: Attorney Client Privilege

2. 1/18/???? — Text Message (Bates Number: RIDOT_000007662)

- Authors/Recipients: Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Esq., Director Alviti (401-527-7385), Bob Rocchio, Steven Pristawa
- Subject: “Text Messages between RIDOT Employees and Counsel for RIDOT regarding Counsel providing legal advice”
- Privilege Asserted: Attorney Client Privilege

These entries are deficient and fail to satisfy the requirements for asserting attorney-client privilege under Rhode Island law. *First*, the entries lack a specific date or time, with one listed as “Unknown Date” and the other as “1/18/????.” This omission prevents AECOM and the Court from assessing the context, relevance, and timing of the communications, which are essential for evaluating any privilege claim. *Second*, the subject matter for both entries is described only as “regarding Counsel providing legal advice.” This conclusory language does not identify the

specific legal issue, dispute, or subject for which advice was sought or provided, nor does it demonstrate that the primary purpose of the communication was legal rather than administrative or operational. *Third*, while John Igliozi is identified as “Esq.,” the log does not clarify whether he was acting as legal counsel or in his capacity as Chief of Staff. Given that Mr. Igliozi’s responsibilities are not exclusively legal, communications in his administrative or policy role are not protected by the attorney-client privilege. The log fails to establish that he was acting as an attorney in these communications and it bears noting that he is not counsel of record in the case at bar. *Fourth*, both entries include multiple non-attorney RIDOT employees as authors and recipients. The log does not explain the necessity of each participant to the legal consultation, nor does it address whether their inclusion constitutes waiver of the privilege or whether they were acting as client representatives essential to the provision of legal advice. Critically, by sharing what is claimed to be privileged information with non-State employee third parties, any privilege would be waived. *Wells Fargo*, 2014 WL 3407982, at *3 (privilege inapplicable where deliberations were shared beyond agency decision-makers).

In conclusion, the State’s privilege log fails to provide the detail and specificity required to support its assertion of attorney-client privilege over these communications. The deficiencies prevent meaningful evaluation of the privilege claim and undermine its validity.

b. Improper Assertion of Work-Product Privilege.

The State’s invocation of work-product protection is equally deficient. The State’s sole work-product assertion, **RIDOT_000050805**, bears only a conclusory descriptor “Internal Report Summaries Created for Counsel”, without any factual predicates establishing that the document was prepared because of pending or reasonably anticipated litigation rather than in the ordinary course of RIDOT operations. The log fails to identify the litigation, counsel, author(s), recipients, or subject matter. Absent these details, AECOM cannot assess the applicability of the work product

privilege or any potential waiver thereof. AECOM further notes that these materials were purportedly created “for Counsel”, not by counsel, so it appears that this is not attorney work product, but the work of a non-attorney, undermining the assertion of this privilege.

3. The State’s Assertion of “Non-Responsive Materials” is Not a Valid Basis for Withholding.

The State’s Privilege Log identifies numerous documents withheld in their entirety (*see* log pages 1–6) and documents produced with redactions (page 7) based solely on assertions of “Non-Responsive,” “Non-Responsive Materials,” “non-responsive margin notes,” or “Personal Information.” These assertions are legally deficient for several reasons.

First, the privilege log is not a proper vehicle for identifying or withholding “non-responsive” material. It is also not for the State to determine if something is or is not responsive, particularly given Rule 26(b)(5)’s broad scope of discovery. *Second*, the State’s categorical and conclusory descriptions do not permit AECOM or the Court to assess the basis for withholding or redaction, as required by Rule 26(b)(5). *Third*, this approach results in the improper withholding or redaction of potentially responsive, non-privileged factual material, contrary to the requirement that any non-privileged portions of a document must be produced.

For example, the State has withheld handwritten notes (**RIDOT_000049285 and RIDOT_000049286**) on the sole basis of “Non-Responsive,” without any explanation of their content, context, or connection to the discovery requests. Similarly, the State has withheld entire email threads, including a January 10, 2022 communication from Anthony Palombo to Anastasia Wachter and others, described as “Internal Office Emails regarding unrelated bridges” (**RIDOT_000007717–RIDOT_000007723, RIDOT_000007777, RIDOT_000007778–RIDOT_000007784**, among other ranges), based on “Non-Responsive Materials.”

With respect to documents produced with redactions, the State has redacted portions of otherwise responsive meeting agendas and correspondence, such as the November 15, 2017 Project Status Meeting Minutes Agenda (**RIDOT_000049331**) and the January 5, 2018 Cost Breakdown correspondence (**RIDOT_000049440**), claiming that they contain “non-responsive margin notes.” Both documents are facially responsive to AECOM’s discovery requests, addressing the Washington Bridge project and including meeting minutes, cost breakdowns, and communications among key project personnel. The redactions are intermingled within substantive, project-related content, demonstrating that the withheld portions are not limited to separable, irrelevant material but instead obscure parts of plainly responsive documents.

Furthermore, the State provides no log entry or description to justify these redactions. This lack of transparency frustrates the purpose of Rule 26(b)(5), which is to enable meaningful review and challenge of withheld information. The documents themselves confirm that the State’s categorical redactions for “non-responsive margin notes” are overbroad and unjustified. Such blanket assertions are improper and undermine the transparency required by Rule 26(b)(5).

C. DEFICIENT DOCUMENT RESPONSES

The State’s document responses exhibit pervasive deficiencies that violate the governing discovery rules and obstruct AECOM’s right to obtain relevant information, prejudicing AECOM significantly. Vague statements such as “discovery is ongoing” and unfulfilled promises of future production do not satisfy the obligation to provide complete responses. Likewise, the State’s privilege assertions lack the detail required under Rule 26(b)(5), and its overbreadth and burden objections are unsupported by any factual showing. Additionally, the State’s incorporation of prior objections and failure to organize its production defeat Rule 34’s structure requirements, while its failure to supplement under Rule 26(e) compounds the prejudice to AECOM.

1. The State's Boilerplate Privilege Assertions Fail Rule 26(b)(5).

In response to broad swaths of AECOM's RFPs (including Nos. 1–3, 5, 20, 46–49, 52–56, 57–66, 68–71, 73–100, 103–106, 108–120) the State recites generic invocations of the attorney-client privilege, work product, deliberative process, and non-testifying expert protections but does not supply a privilege log or the document-by-document/categorical descriptions needed to assess the claim. Rule 26(b)(5)(A) requires the party to expressly make the claim and describe the nature of the materials withheld in a manner that permits evaluation—customarily via a privilege log indicating author/recipients (and whether attorneys), date, general subject matter, and the specific privilege asserted. Courts reject boilerplate objections and require particularized logs; failing to provide them obstructs the discovery process and warrants compulsion.

AECOM's Nov. 12, 2025 letter (**Ex. 8**) identified continuing deficiencies in the State's Oct. 15, 2025 privilege log: failure to identify attorneys; failure to distinguish redactions vs. full withholdings; inadequate descriptions ("Internal Office Emails," "Handwritten Notes," "Correspondence") that do not reveal the nature of the document, its pre-decisional/deliberative character, or any litigation nexus for work-product claims; and improper designations of "Non-Responsive Materials" to withhold content without explanation. Those fail Rule 26(b)(5) and the State has not met its burden to demonstrate any legitimate basis for withholding.

2. The State's "Discovery Is Ongoing" and Vague Promises of Future Production Are Legally Insufficient.

Across numerous responses to AECOM's requests for production of documents the State answered only that "discovery is ongoing" or that documents "will be produced on or before November 14, 2025," without confirming whether responsive documents exist, identifying what was produced, or stating whether materials are being withheld. *See* Request Nos. 25–41, 72, and 77–81.

With respect to Nos. 25, 27–31, 33–41, the State’s supplemental responses simply “incorporate all prior objections,” list opaque Bates ranges, and renew a production promise for Nov. 14, 2025—now past—without any certification of completion. This approach violates Rule 34(b)(2)’s requirement of a clear, request-specific response stating whether production will be permitted and whether materials are withheld, and Rule 26(e)’s duty to timely supplement incomplete responses.

**3. The State’s Overbreadth and Burden Objections Are Unsupported;
The Eastbound Bridge/Traffic Requests Are Squarely Relevant**

For the Eastbound Washington Bridge requests (Nos. 77–80) and related claimed mitigation (No. 81), the State asserts generic overbreadth/burden objections, proposes no narrowing, and provides nothing to establish any undue burden (custodians, systems, estimated volumes, retrieval cost or time). The State’s response fails Rule 34’s specificity requirement and Rhode Island’s proportionality framework under Rule 26(b), which expects a particularized showing before limiting relevant discovery. The State’s own damages theory that traffic diversion increased wear on the Eastbound Bridge makes these requests centrally relevant to causation and damages—including its attempt to avoid the economic-loss doctrine—and cannot be dismissed or avoided by generic, non-specific boilerplate objections.

D. PREJUDICE TO AECOM AND THE NEED FOR JUDICIAL INTERVENTION.

The State’s persistent and extensive discovery failures have caused cumulative and significant prejudice to AECOM. Despite two detailed deficiency notices (Sept. 19 and Nov. 11, 2025) and multiple meet-and-confer efforts, the State continues to disregard its obligations under the Court’s ESI Protocol and Rules 26 and 34. This pattern of noncompliance has deprived AECOM of critical categories of information—design documents, inspection reports, procurement

evaluations, closure and demolition deliberations, cost analyses, and Eastbound traffic and maintenance data—that go to the heart of the State’s claims and AECOM’s defenses.

The harm is not abstract but is pervasive. Without access to these materials, AECOM cannot effectively prepare for depositions, test the State’s liability theories, or develop expert and wholesome legal analysis. Key witnesses cannot be examined on the basis of incomplete records, impairing AECOM’s ability to challenge the State’s narrative and present its own. Trial preparation is compromised, and the risk of surprise at later stages is significantly heightened—all contrary to Rhode Island’s policy favoring full and fair disclosure and broad discovery.

Rule 37 provides the remedy. It authorizes not only cost-shifting but also sanctions where a party repeatedly disregards discovery obligations and court orders. Given the State’s ongoing and broad violations, the Court should compel immediate compliance and consider additional measures, including: preclusion of privilege claims for deficient entries; and fee-shifting to compensate AECOM for needless motion practice.

E. RELIEF REQUESTED

The State’s repeated failure to comply with the Court’s ESI Protocol and the governing discovery rules warrants immediate and targeted judicial intervention. AECOM respectfully requests that the Court grant the following relief:

1. Privilege Log Relief:

- a. Order the State to remove all “non-responsive” redactions and prohibit the use of “non-responsive” as a privilege designation.
- b. Direct the State to serve a revised privilege log in Excel format, fully compliant with the Court-ordered ESI Protocol within 14 days of the Court’s order.
- c. Provide that any entries not re-logged with sufficient detail to permit evaluation of the asserted privilege shall be deemed not privileged and produced in full.

2. Deliberative-Process Relief:

- a. Overrule the State's deliberative process objections and compel the State to produce, in full and without redactions, all documents currently redacted on that basis
- b. In the alternative, order an *in camera* review of a representative sample to illustrate the State's over-designation and assess whether factual material can be segregated.

3. Document Response Relief:

- a. Require the State to serve within 15 days amended, request-specific responses to AECOM's RFPs, organized to correspond to each request, and to remove boilerplate objections.
- b. Direct the State to state explicitly for each response whether it is withholding documents on any basis, as required by Rule 34(b)(2).

4. Sanctions:

- a. Award AECOM its reasonable costs and attorneys' fees incurred in bringing this motion, pursuant to Rule 37(a)(5). AECOM is prepared to submit a fee petition upon the Court's determination and Order on this and the related Discovery motions.

5. Future Productions:

- a. Require that the Court's order applies prospectively to all future productions, ensuring complete disclosure of responsive materials and eliminating the need for repeated motion practice on these same issues.

This relief is narrowly tailored to cure the prejudice caused by the State's discovery violations, enforce compliance with the Court's orders, and restore fairness to the discovery process.

CONCLUSION

For all the foregoing reasons, AECOM respectfully requests that the Court grant its Motion to Compel and enter the relief set forth in Argument Subsection IV. E. (Relief Requested), together with such other and further relief as the Court deems just and proper.

Respectfully submitted,

AECOM TECHNICAL SERVICES, INC.

By Its Attorneys,

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Dated: December 15, 2025

CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2025, I electronically filed and served this document through the electronic filing system on all counsel of record.

The document is available for viewing and/or downloading from the Rhode Island Judiciary's electronic filing system.

/s/ Amanda R. Prosek

Amanda

EXHIBIT 1

From: Michael Robinson <mrobinson@savagelawpartners.com>
Sent: Monday, August 26, 2024 2:29 PM
To: Prosen, Lawrence M. <LProsen@cozen.com>
Cc: Venoit, Wendy K. <WVenoit@cozen.com>; Filbin, Michael <MFilbin@cozen.com>; Max Wistow <carmaxabbey@gmail.com>; Max Wistow <MW@wistbar.com>; Jonathan Savage <JS@savagelawpartners.com>; Edward Pare III <EPare@savagelawpartners.com>; Benjamin Ledsham <bledsham@wistbar.com>; Alyssa Lemire <alemire@savagelawpartners.com>; Stephen Provazza <SProvazza@riag.ri.gov>
Subject: RE: Washington Bridge

****EXTERNAL SENDER****

Hi Larry—we would prefer to deal with documents through discovery in the ordinary course.

Mike

Michael Robinson, Esq. | Partner



SAVAGE LAW PARTNERS, LLP

564 South Water Street, Providence, RI 02903

Phone: 401-238-8500 | Fax: 401-648-6748

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From: Prosen, Lawrence M. <LProsen@cozen.com>
Sent: Monday, August 26, 2024 12:57 PM
To: Michael Robinson <mrobinson@savagelawpartners.com>
Cc: Venoit, Wendy K. <WVenoit@cozen.com>; Filbin, Michael <MFilbin@cozen.com>
Subject: Washington Bridge

Michael:

As you know, AECOM was served in the Washington Bridge matter. In reviewing the complaint, there are references to several documents but none of them are included as exhibits in or to the complaint. I am asking if the State will promptly provide us with those documents so that we can review them and prepare appropriate responsive pleadings, making sure that we are “working off of the same documents”. Let me know. Thank you. Submitted without admission, waiver or prejudice and with a full reservation of all rights, claims, causes of action and defenses.

Larry



Lawrence Prosen
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EXHIBIT 2

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
8/5/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J. Capaldi, PE, Chief Engineer J. Pilkington, Asst. Chief/Const. Operations Jobsite	Correspondence between ATENA and RIDOT	Deliberative Process	RIDOT_000000585- RIDOT_000000589
3/30/1988	Correspondence	Paul R. Annaummo, P.E. - Managing Engineer	Wendall J. Flanders - Chief Engineer	Capaldi, Parker, Annarummo, Corrao, DeAngelis, Pilkington, Carter	Inter-Office Memo	Deliberative Process	RIDOT_000000817-RIDOT_000000819
3/5/1998	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	W. Flanders, PR, Chief Engineer-Construction J. Pilkington, Asst. Chief/Construction Operation Jobsite	Correspondence between ATENA and RIDOT	Deliberative Process	RIDOT_000000855-RIDOT_000000856
5/6/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J. Capaldi, PE, Chief Engineer J. Pilkington, Asst. Chief/Const. Operations Jobsite	Correspondence between ATENA and RIDOT	Deliberative Process - Personal Information	RIDOT_000001035,RIDOT_000001038,RIDOT_000001040, RIDOT_000001042
1/6/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	W. Flanders, PR, Chief Engineer-Construction J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between ATENA and RIDOT	Personal Information	RIDOT_000001081, RIDOT_000001083
10/8/1996	Correspondence	Phillip Kydd- Administrator	Joan Martel - EEO Officer- Aetna Bridge	J. Capaldi - Construction Operations L. Boisclair (R.E.), P. DeSimone (R.E.) E.Colantuono (R.E.) SER- jobs for Progress, J. Marcello (Tilcon Gammino)	Correspondence between RIDOT and AETNA	Non-Responsive Materials	RIDOT_000001290-RIDOT_000001292
4/22/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between RIDOT and AETNA	Personal Information	RIDOT_000001326, RIDOT_000001329,RIDOT_000001333, RIDOT_000001334
2/20/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between RIDOT and AETNA	Work Product - Deliberative process	RIDOT_000001336-RIDOT_000001338
6/24/1996	Correspondence	Serafin Evora- EEO Compliance Officer- RIDOT	Joan Martel - EEO Officer- Aetna Bridge	J. McGee, J. Capaldi, C. Cherry, P. DeSimone (R.E.)	Correspondence between ATENA and RIDOT	Work Product - Deliberative process	RIDOT_000001411-RIDOT_000001414
6/5/1996	Correspondence	Jeffrey A. Bostock - AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite	Correspondence between ATENA and RIDOT	Deliberative Process	RIDOT_000001431-RIDOT_000001435
4/11/1998	Timesheet	Joan Martel- AETNA Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001539-RIDOT_000001542
12/13/1997	Timesheet	Linda M Duffy - AETNA Bridge- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001543-RIDOT_000001544
9/13/1997	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001545-RIDOT_000001548
4/12/1997	Timesheet	Joan Martel - Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001549-RIDOT_000001552
4/5/1997	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001553-RIDOT_000001556
11/30/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001558-RIDOT_000001651
11/9/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001562-RIDOT_000001566
11/16/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001567-RIDOT_000001571
10/26/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001577-RIDOT_000001581
6/22/1996	Timesheet	Linda M Duffy- Aetna Bridge Company- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001582-RIDOT_000001587

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
5/11/1996	Timesheet	Linda M Duffy- Aetna Bridge Company- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001588-RIDOT_000001589
4/13/1996	Timesheet	Linda M Duffy - AETNA Bridge- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information	RIDOT_000001590-RIDOT_000001591
11/20/2023	Correspondence	Barletta-Atena I-195 Washington Bridge North Phase 2 JV	RIDOT	None	Invoicing hours for the month of November 2023.	Deliberative Process	RIDOT_000002310-RIDOT_000002315
8/16/2023	Daily Activity Report	RIDOT- James Twomey	RIDOT	None	Daily Activity Log	Deliberative Process	RIDOT_000003165-RIDOT_000003169
3/8/2023	Correspondence	RIDOT	Barletta/Aetna Washington Bridge Phase 2 JV	None	Project Status Meeting- Meeting Agenda	Deliberative Process	RIDOT_000003424-RIDOT_000003427
2/9/2024	Email	RIDOT- Anthony Pompei	Lori Fisette, Loren Doyle	Steven Soderlund	Internal Office Emails	Deliberative Process	RIDOT_000004288-RIDOT_000004289
4/20/2017	Email	Kristen Capaldi	Anthony Pomepi	None	Internal Office Emails	Deliberative Process	RIDOT_000004388-RIDOT_000004389
12/16/2023	Email	Anthony Palombo	Keith Gaulin	John Preiss	Internal Office Emails	Deliberative Process	RIDOT_000004816-RIDOT_000004822
12/16/2023	Email	Anthony Rotondo	Keith Gaulin, Carlos Padilla	John Preiss, Anthony Pompei, Anthony Palombo	Internal Office Emails	Deliberative Process	RIDOT_000004968-RIDOT_000004974
12/13/2023	Email	Paul McGuinness - Mbaker	Marc D'Amore, Keith Gaulin	Anthony Pompei, John Preiss	Internal Office Emails	Deliberative Process	RIDOT_000005233-RIDOT_000005239
12/14/2023	Email	Keith Gaulin	Anthony Pomepi, John Preissm Corey Richard, Anthony Rotondo	Kristina Hanes, Joseph Allwarden, Dave Fish, Steven Soderlund	Internal Office Emails	Deliberative Process	RIDOT_000005541-RIDOT_000005543
11/3/2017	Email	Robert Rocchio	Peter Alviti Jr, Shoshana Lew, David Fish, Loren Doyle	Georgette Chahine, Kieth Gaulin, David Cluley	Internal Office Emails	Work Product	RIDOT_000005764-RIDOT_000005765
12/20/2023	Email	Mary Vittoria Bertrand	Keith Gaulin	None	Internal Office Emails	Deliberative Process	RIDOT_000006168-RIDOT_000006172
4/25/2017	Email	Kristen Capaldi	Paul DelCioppio	None	Internal Office Emails	Deliberative Process	RIDOT_000006336-RIDOT_000006338
Unknown Date	Text Message		Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Director Alviti, 401-527-7385	None	Text Messages between RIDOT Employees and Counsel for RIDOT	Attorney Client Privilege	RIDOT_000007661
1/18/????	Text Message		Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Director Alviti, 401-527-7385, Bob Rocchio, Steven Pristawa	None	Text Messages between RIDOT Employees and Counsel for RIDOT	Attorney Client Privilege	RIDOT_000007662
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007717-RIDOT_000007723
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007777
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007778-RIDOT_000007784
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007804-RIDOT_000007815
10/11/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007822-RIDOT_000007828

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
2/9/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007829-RIDOT_000007834
9/9/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000007835-RIDOT_000007841
5/24/2023	Email	Anthony Pompei	David Raposa, Gentry Andrews	Louis Maccarone, Steven Soderlund	Internal Office Emails	Deliberative Process	RIDOT_000007958-RIDOT_000007961
9/13/2022	Email	Anthony Palombo	Anastasia Wachter	Loren Doyle, Linda Burke, Lori Fisette, Carlos Padilla, Brett Campos, Jim Primeau, James McGinn, Anthony Pompei, Louis Maccarone	Internal Office Emails	Non-Responsive Materials	RIDOT_000008661-RIDOT_000008867
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008876-RIDOT_000008882
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008885-RIDOT_000008890
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non- Responsive Materials	RIDOT_000008915-RIDOT_000008921
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008922-RIDOT_000008928
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008929-RIDOT_000008940
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_0000089143-RIDOT_000008949
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008950-RIDOT_000008956
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008959-RIDOT_000008970

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000008995-RIDOT_000009001
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000009006-RIDOT_000009017
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails	Non-Responsive Materials	RIDOT_000009181-RIDOT_000009187
1/27/2024	Email	Lisbeth Pettengill	Andrea R Palagi, Charles St. Martin III	Matthew Sheaff, Olivia Darocha	Internal Office Emails	Deliberative Process	RIDOT_000010411-RIDOT_000010413
12/15/2023	Correspondence	Elizabeth Correria - Senior Historic Preservation Specialist	Devon Kurtz, Executive Director, Blackstone Heritage Corridor, inc.	Begin, Byrne, Correia, Fahey, Palumbo, Soderlund	Data Sheet	Deliberative Process	RIDOT_000011044-RIDOT_000011046
2/8/2019	Correspondence	AECOM	RIDOT	None	Invoices from AECOM	Deliberative Process	RIDOT_000011423-RIDOT_000011433
12/15/2006	Correspondence	RIDOT	RIDOT	None	RFI Tracking Sheet	Deliberative Process	RIDOT_000014361
12/12/1997	Correspondence	Paul M. Jordan, P.E. Senior Project Manager- VHB	Kazem Farhoumand, P.E. Managing Engineer, Bridge Design	Dennis Ledo- RIDOT	VHB Correspondence to RIDOT	Deliberative Process	RIDOT_000014418
10/13/2010	Correspondence	Peter A. Healey, P.E. - Acting Chief Civil Engineer	Jean Boyle, Director, Department of Planning	Smith, Palumbo, Fish, Healey, Pavia, Gagnon, Hebert, Simpson, Emidy	Correspondence between RIDOT and Providence Preservation Society	Deliberative Process	RIDOT_000014456-000014459
11/25/1996	Correspondence	Dennis Ledo	Kazem Farhoumand, P.E. Managing Engineer, Bridge Design	Mr. Farhoumand	Letter of Transmittal	Deliberative Process	RIDOT_000014564
11/7/1195	Correspondence	Dennis Ledo	Kazem Farhoumand, P.E. Managing Engineer, Bridge Design	Mr. Farhoumand	Letter of Transmittal	Deliberative Process	RIDOT_000014631
11/3/1995	Correspondence	Edmund T. Parker, Jr., P.E.	David A. Ferguson	Parker, Bennett, Smith, Farhoumand, Faraj, Consultant (Paul Jordan)	Advance Work Authorization	Deliberative Process	RIDOT_000014660
10/3/1995	Correspondence	Dennis Ledo	Internal RIDOT- Unknown	None	Bridge Routing Slip	Deliberative Process	RIDOT_000014695, RIDOT_000014697
12/1/1995	Correspondence	Gilbert Pemberton, II	Paul M. Jordan, P.E.	K. Farhoumand- RIDOT, B.Patel- VHB. S.D. Morgan-NYNEX, J.A. Scunginom Jr. - RIDOT,	Letter of Transmittal	Deliberative Process	RIDOT_000014699- RIDOT_000014700
3/13/1996	Correspondence	Internal RIDOT- Unknown	Internal RIDOT- Unknown	None	Handwritten Note	Deliberative Process	RIDOT_000014733
2/5/1996	Correspondence	William F. Bundy, Leo Cirello, James R. Capaldi, P.E.	Gordon G. Hoxie	Messrs, Bundy, Capaldi, Parker, Bennett, Farhoumand, Annarummo, Sasso, Jackson, DelVecchio, Cirello, Alves, Scungio, Kydd, Prata,Mses, Hollands, Picard		Deliberative Process	RIDOT_000014754, RIDOT_000014756
2/6/1996	Correspondence	Paul M. Jordan, P.E. Senior Project Manager- VHB	Paul Annarummo, P.E.	Kazem Farhoumand	Internal Handwritten Notes	Deliberative Process	RIDOT_000014759-RIDOT_000014761
7/12/1993	Correspondence	The Commonwealth	RIDOT		Bridge Analysis and Rating	Deliberative Process	RIDOT_000014865-RIDOT_000014880

EXHIBIT 3

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND

Plaintiff,

v.

C.A. No. PC-2024-04526

AECOM TECHNICAL SERVICES, INC., *et al.*

Defendant.

**DEFENDANT AECOM TECHNICAL SERVICES, INC.'S FIRST SET OF REQUESTS
FOR PRODUCTION OF DOCUMENTS TO PLAINTIFF STATE OF RHODE ISLAND**

Pursuant to Rule 34 of the Rhode Island Superior Court Rules of Civil Procedure and the Court's Scheduling Order, Defendant AECOM Technical Services, Inc. ("AECOM"), by its undersigned counsel, hereby requests that Plaintiff State of Rhode Island ("Plaintiff" or the "State") produce the documents requested herein to AECOM's undersigned counsel, Lamontagne, Spaulding & Hayes, LLP, at 100 Midway Road, Suite 15, Cranston, RI 02920, or in such other format, place or manner as may be agreed upon by AECOM and the State or ordered by the Court by all applicable Rules and the Definitions and Instructions set forth below within forty (40) days of service.

DEFINITIONS

1. The term "AECOM" refers to AECOM Technical Services, Inc., and its present or former employees, servants, attorneys, agents, consultants, and other representatives or persons acting on its behalf or under its control.

2. "And" shall include "or" and vice versa; the singular shall include the plural and vice versa; "any" includes the word "all" and "all" includes the word "any"; "each" includes the word "every" and "every" includes the word "each."

3. “Amended Complaint” or “Complaint” refers to the Amended Complaint filed by The State of Rhode Island on April 15, 2025, in the above-captioned lawsuit pending in the State of Rhode Island, Providence County Superior Court, docketed as *The State of Rhode Island v. AECOM Technical Services, Inc. et al*, Case No. PC-2024-04526.

4. “Communication(s)” means the transmittal of information (in the form of facts, idea, inquires, or otherwise).

5. “Document” means, without limitation, any written, printed, typed, photographed, recorded or otherwise reproduced or stored communication or representation, whether comprised of letters, words, numbers, pictures, sounds or symbols, or any combination thereof. This definition includes copies or duplicates of documents contemporaneously or subsequently created which have any non-conforming notes or other markings and the backsides of any communication or representation which all contain any of the above.

6. “Eastbound Washington Bridge” means the Interstate I-95 eastbound portion of the bridge structure over the Seekonk River connecting Providence, Rhode Island and East Providence, Rhode Island.

7. “Include” or “including” means including, but not limited to.

8. “Joint Venture” means Defendant Barletta/Aetna I-95 Washington Bridge North Phase 2 JV, and its present or former employees, servants, attorneys, agents, consultants and other representatives or persons acting on its behalf under its control.

9. “Litigation” means the above-captioned lawsuit pending in the State of Rhode Island, Providence County Superior Court, docketed as *The State of Rhode Island v. AECOM Technical Services, Inc. et al*, Case No. PC-2024-04526

10. “MBI” means Defendant Michael Baker International, Inc., F/k/a Michael Baker, Jr., Inc., and its present or former employees, servants, attorneys, agents, consultants and other representatives or persons acting on its behalf under its control.

11. “Person” or “Persons” shall be deemed to mean any natural person or any business, legal, or governmental entity or association.

12. “RIDOT” means the Rhode Island Department of Transportation and includes any departments, segments, divisions, subdivisions, administrative entities and bodies, and other related entities, both presently existing and those which previously existed, of any of the foregoing entities, and any present or former officers, directors, employees, consultants, contractors, attorneys, and agents of the foregoing entity.

13. The terms “referring to”, “relating to”, or “concerning” shall be broadly construed to mean referring to, describing, evidencing, or constituting.

14. The term “Requests” refers to these Requests for Production of Documents.

15. The terms the “State”, “State of Rhode Island”, “You”, and “Your” refer to the State of Rhode Island, and its present or former employees, servants, attorneys, agents, consultants, and other representatives or persons acting on its behalf or under its control.

16. “VHB” means Defendant Vanasse Hangen Brustlin, Inc., and its present or former employees, servants, attorneys, agents, consultants and other representatives or persons acting on its behalf under its control.

17. “Washington Bridge” means the Interstate I-95 westbound bridge structure over the Seekonk River connecting Providence, Rhode Island and East Providence, Rhode Island.

18. "WJE" means Wiss Janney Elstner Associates, Inc., and its present or former employees, servants, attorneys, agents, consultants and other representatives or persons acting on its behalf under its control.

19. Capitalized terms not defined herein have the meanings given to them in the Amended Complaint.

INSTRUCTIONS

1. These Requests include all Documents in Your possession, custody or control, regardless of where the Documents are located, including all Documents in the possession, custody or control of Your agents (including attorneys). This includes, but is not limited to, Documents stored in shared files, SharePoint or other cloud-based storage sites, document management system folders, or other document repositories within Your possession, custody or control.

2. A copy of a Document that varies in any way whatsoever from the original or from any other copy of the Document, whether by reason of handwritten or other notation or any omission, constitutes a separate Document and must be produced, whether or not the original of such Document is within Your possession, custody, or control.

3. Produce all Documents in the order and format in which they appear in Your files. Documents that, in their original condition, are stapled, clipped, or otherwise fastened together shall be produced in this same condition.

4. If You object to any portion of these Requests, state with specificity the grounds for the objection and produce all Documents and submit all answers responsive to the remainder of the Request(s).

5. These requests are continuing in nature. Any information or documents called for by these Requests that You obtain subsequent to the service of Your response shall promptly be

supplied in the form of supplemental answers and/or document productions pursuant to Super. R. Civ. P. 26(e).

6. Do not refuse to respond to any request (or subpart of any request) on the ground that it is ambiguous, or that the definitions or instructions are ambiguous. Instead, identify the language You believe is ambiguous, the interpretation of the ambiguous language You believe is most reasonable, and respond using that interpretation.

7. If You withhold any Document or Communication in response to any of the requests based upon asserted privilege, work product, or immunity grounds, state the specific privilege or other ground claimed and the nature and basis the same. If You assert that disclosure to a third-party does not waive any privilege, state the basis for that assertion.

REQUESTS FOR PRODUCTION OF DOCUMENTS

1. The “Joint Venture Agreement dated June 23, 2020” referenced in Paragraph 6 of the Amended Complaint.

2. The “Original Design” plans and other documents referenced in Paragraph 19 of the Amended Complaint.

3. The “Lichenstein Report” referenced in Paragraph 34 of the Amended Complaint.

4. The routine inspection report MBI transmitted to RIDOT on August 3, 2011 referenced in Paragraph 43 of the Amended Complaint.

5. The Request for Proposals for the “Complete Design Services for the Rehabilitation of the Washington Bridge North No. 700 – Mainline, Approach and Ramp Bridges Providence and East Providence, Rhode Island” that RIDOT issued on March 21, 2013 referenced in Paragraph 46 of the Amended Complaint.

6. “AECOM’s Letter of Interest/Technical Proposal” referenced in Paragraph 55 of the Amended Complaint.

7. The “2014 AECOM Contract” referenced in Paragraph 59 of the Amended Complaint.

8. The “2016 Construction Plans” referenced in Paragraph 63 of the Amended Complaint.

9. The “2019 AECOM Contract” referenced in Paragraph 76 of the Amended Complaint.

10. The “2019 Design-Build Solicitation” referenced in Paragraph 76 of the Amended Complaint.

11. The RFP/Bid No. 7611889 for the “Best Value Design-Build Procurement for Bridge Group 57T-10: I-95 Washing South Phase 2” that RIDOT issued on March 17, 2021 referenced in Paragraph 78 of the Amended Complaint.

12. The “Design-Build proposal” the Joint Venture submitted on July 2, 2021 referenced in Paragraph 82 of the Amended Complaint.

13. The “rehabilitation plans” issued by the Joint Venture referenced in Paragraph 91 of the Amended Complaint.

14. All agreements entered into between You and any other party or third party relating to inspections or evaluations of the Washington Bridge during the time period of January 1, 1990 to present.

15. All agreements entered into between You and any other party or third-party relating to the “1996-1998 Rehabilitation of the Washington Bridge” as referenced in Paragraph 40 of the Amended Complaint.

16. All bidding documents and proposals you received relating to the “1996-1998 Rehabilitation of the Washington Bridge” as referenced in Paragraph 40 of the Amended Complaint.

17. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the “1996-1998 Rehabilitation of the Washington Bridge” as referenced in Paragraph 40 of the Amended Complaint.

18. All bidding documents and proposals You received relating to the Request for Proposals that RIDOT issued on March 21, 2013 as referenced in Paragraph 46 of the Amended Complaint.

19. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the Request for Proposals that RIDOT issued on March 21, 2013 as referenced in Paragraph 46 of the Amended Complaint.

20. All Documents relating to RIDOT’s evaluation of the proposals and bids received in response to the March 21, 2013 Request for Proposals and all award decision-related documents.

21. All agreements entered into between You and any other party or third-party relating to the “2016 Rehabilitation Project” as referenced and described in Paragraph 66 of the Amended Complaint.

22. All request for proposals, plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the “2016 Rehabilitation Project” as referenced and described in Paragraph 66 of the Amended Complaint.

23. All bidding and proposal documents you received relating to the “2021 RFP” as referenced and described in Paragraph 78 of the Amended Complaint.

24. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the “2021 RFP” as referenced and described in Paragraph 78 of the Amended Complaint.

25. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004167) that RIDOT issued on April 26, 2024 for the Washington Bridge Demolition Project.

26. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 26, 2024 for the Washington Bridge Demolition Project.

27. All contracts, subcontracts, and agreements entered into between You and any other party or third-party related to the demolition of the Washington Bridge, including those with J.R. Vinagro Corporation, Aetna Bridge Company, Jacobs Engineering Group, Inc., or any other contractor or consultant.

28. All documents relating to RIDOT’s evaluation of the proposals and bids received in response to the April 26, 2024 Request for Proposals and all award decision-related documents

29. All Communications between You and any contractor, subcontractor, or consultant regarding the demolition of the Washington Bridge.

30. All internal Communications and Documents concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

31. All Communications and Documents between the State, RIDOT and any third-parties, including consultants, concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

32. All invoices, payment records, and financial documents reflecting costs incurred or anticipated costs for the demolition of the Washington Bridge, including the demolition itself, the design and planning of that demolition and all other work related thereto.

33. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

34. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

35. All Documents and Communications discussing or analyzing the lack of response to Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

36. All Documents and Communications relating to revisions, re-scoping or reissuance of Request for Proposals for the Washington Bridge Replacement Project after Solicitation # TRFP24004195 did not receive any bids.

37. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

38. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

39. All internal Communications and Documents concerning the decision to rebuild the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

40. All versions of the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including drafts, amendments, addenda, clarifications and final versions.

41. All Communications between You and any potential or actual bidder regarding the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including pre-bid questions, clarifications, and post-submission discussions.

42. All cost estimates, budget projections, and financial analyses prepared by or for RIDOT in connection with the Washington Bridge Replacement Project.

43. All Communications between You and consultants, engineers, or financial advisors regarding projected or estimated costs for the Washington Bridge Replacement Project.

44. All Documents and Communications related to funding sources, grant applications, or federal/state appropriations for the Washington Bridge Replacement Project.

45. To the extent not produced, all agreements entered into by You and any other party or third-party relating to work performed on the Washington Bridge during the period of January 1, 1990 to the present.

46. All Documents and Communications relating to inspections of the Washington Bridge performed by any other party or third-party from January 1, 2013 to the present, including all draft and final reports, all notes, and all videos, scans, samples and photographs.

47. All reports prepared by or for the State of Rhode Island, RIDOT, or any agency of the State of Rhode Island, whether in draft or final form and all appendices thereto, in relation to

the Washington Bridge, including, without limitation, the forensic analysis report WJE prepared in 2024.

48. All Documents and Communications, including reports, prepared by or for the State of Rhode Island, RIDOT or any agency of the State of Rhode Island, by WJE, MBI, VN Engineers, Inc., VHB Engineers, Inc., Consor Engineers or Bridge Diagnostics, Inc. (collectively, individually or otherwise), whether in draft or final form, and all appendices thereto in relation to the Washington Bridge.

49. All Documents and Communications the State of Rhode Island provided to any expert or consultant relating to the Washington Bridge between November 1, 2023 and the present.

50. All Documents, Communications, notes, or comments, in your possession, custody or control relating to WJE and the Washington Bridge, that are not privileged.

51. All Documents and Communications related to Michael Culmo and/or CHA Consulting, Inc.'s assessment, evaluation, inspection, analysis or rating of the Washington Bridge.

52. All Documents and Communications, including reports, records, notes, correspondence, photographs, scans and videos, relating to, or depicting any beam tie-downs or tension rods at the beam seats on piers 6 and 7 of the Washington Bridge during the time period of January 1, 2013 to the present.

53. All Documents describing or showing any work performed on the beam seats or tie-down rods on piers 6 and 7 of the Washington Bridge during the time period of January 1, 2013 to the present.

54. All Documents and Communications relating to recommendations for major repair work on the Washington Bridge during the period of January 1, 2013 to the present.

55. All Documents and Communications relating to recommendations to replace and/or demolish the Washington Bridge from January 1, 2013 to the present.

56. All Documents and Communications relating to VHB's investigation of the Washington Bridge on or after December 8, 2023.

57. All Documents and Communications relating to RIDOT's decision to issue "an emergency declaration on December 11, 2023...closing the Washington Bridge" as alleged in Paragraph 94 of the Amended Complaint.

58. All Documents and Communications relating to the investigation, evaluation, rehabilitation, design or closure of the Washington Bridge from December 11, 2023 to the present.

59. All Documents and Communications relating to the State's and RIDOT's efforts to preserve the allegedly damaged elements of the Washington Bridge, including any Documents relating to the removal of any elements of the Washington Bridge after the alleged discovery of the damaged tie-rods on or about December 8, 2023.

60. All Documents and Communications relating to materials removed from the Washington Bridge, including, but not limited to, materials removed from the Washington Bridge by WJE, from December 1, 2023 to the present.

61. 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.

62. All Documents and Communications relating to the State's and/or RIDOT's decision to pause demolition of the Washington Bridge in September 2024, including, but not

limited to, Documents and Communications related to materials that were removed from the Washington Bridge.

63. All materials preserved, removed or otherwise in the possession of the State or RIDOT taken from the Washington Bridge in or around September 2024.

64. All materials preserved, removed or otherwise in the possession of WJE on behalf of the State or RIDOT.

65. All Documents and Communications relating to the State's allegation in Paragraph 61 of the Amended Complaint that AECOM's "reports failed to adequately recognize or address critical elements of the bridge's structural safety and integrity."

66. All Documents and Communications relating to the State's allegation in Paragraph 65 of the Amended Complaint that the "2016 Construction Plans failed to identify, analyze, or recommend improvements 'necessary to completely rehabilitate the existing structure' as required by the 2014 AECOM Contract."

67. All Documents and Communications relating to the State's allegation in Paragraph 66 of the Amended Complaint that the "State and Cardi Corporation...entered into a contract agreement to perform the construction portion of the 2016 Rehabilitation Project based on the design and plans of AECOM and its subconsultants."

68. All Documents and Communications relating to the State's allegation in Paragraph 69 of the Amended Complaint that "none of the firms that conducted the inspections adequately recognized or addressed critical elements of the bridge's structural safety and integrity."

69. All Documents and Communications relating to the "known deteriorating condition of the Washington Bridge" as referenced in Paragraph 71 of the Amended Complaint.

70. All Documents and Communications relating to the State's allegation in Paragraph 79 of the Amended Complaint that the "concept for the 2021 RFP was to initiate a Design-Build project based on the 2019 Design Build Solicitation prepared by AECOM."

71. All Documents and Communications relating to the State's allegation in Paragraph 91 of the Amended Complaint that the "plans still did not address the existence of any possible problems relating to the tie-down rods at Piers 6 and 7 and did not call for repairs to the post-tensioning systems."

72. The "2003-CB-061" contract referenced in Paragraph 99 of the Amended Complaint.

73. All Documents and Communications relating to rerouting westbound Washington Bridge traffic onto the Eastbound Washington Bridge following the closure of the Washington Bridge on December 8, 2023.

74. All Documents and Communications relating to the State's allegation in Paragraph 103 of the Amended Complaint that there has been an increase in "traffic volume on the Eastbound Washington Bridge since the emergency closure of the Washington Bridge[.]"

75. All Documents and Communications identifying, supporting and/or quantifying the "physical wear and tear damage to the bridge[.]" alleged by the State in Paragraph 103 of the Amended Complaint.

76. All Documents, Communications, reports or opinions regarding causes for the alleged increase in traffic volume on the Eastbound Washington Bridge since the emergency closure of the Washington Bridge on December 8, 2023.

77. All Documents and Communications relating to maintenance and repair work performed on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

78. All Documents and Communications related the State's decision to install equipment, sensors and/or monitoring systems relating to traffic volume on the Eastbound Washinton Bridge during the time period of January 1, 1990 to the present.

79. All agreements entered into between You and any other party or third party relating to inspections, evaluations or construction of the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

80. All Documents and Communications relating to traffic data, including but not limited to traffic counts, flow analyses, and congestion reports for the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

81. All Documents and Communications relating to any alternative measures considered or implemented to mitigate the alleged increase in traffic volume on the Eastbound Washington Bridge following the emergency closure of the Washington Bridge on December 8, 2023.

82. All Documents and Communications evidencing the State's allegation in Paragraph 109 of the Amended Complaint that AECOM breached the 2014 AECOM Contract.

83. All Documents and Communications evidencing the State's allegation in Paragraph 110 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of the 2014 AECOM Contract, the State has suffered and will continue to suffer both physical damages to its property and economic damages...."

84. All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 110 of the Amended Complaint.

85. All Documents and Communications relating to the State’s efforts to mitigate the State’s alleged damages resulting from AECOM’s alleged breaches of the 2014 AECOM Contract.

86. All Documents and Communications evidencing the State’s allegation in Paragraph 114 of the Amended Complaint that “AECOM, Steere, Prime, and Aries Support Services breached their duty of care.”

87. All Documents and Communications evidencing the State’s allegation in Paragraph 115 that “AECOM was negligent in its inspections of the Washington Bridge in April 2014, and on July 28, 2015, October 27, 2017, July 24, 2019, July 22, 2020, and July 21, 2023.”

88. All Documents and Communications evidencing the State’s allegation in Paragraph 117 of the Amended Complaint that “as a direct and proximate result of the negligence of AECOM, Steere, Prime, and Aries Support Services, the State has suffered and will continue to suffer both physical damages to its property and economic damages...”

89. All Documents identifying, supporting and/or quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer in Paragraph 117 of the Amended Complaint.

90. All Documents and Communications relating to inspections, analyses, inspection reviews and reports performed by or on behalf of RIDOT or the State of Rhode Island relating to the Washington Bridge and Eastbound Washington Bridge.

91. All Documents and Communications evidencing the State’s allegation in Paragraph 127 of the Amended Complaint that AECOM breached the 2019 AECOM Contract.

92. All Documents and Communications evidencing the State's allegation in Paragraph 128 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of the 2019 AECOM Contract, the State has suffered and will continue to suffer both physical damages to its property and economic damages..."

93. All Documents identifying, supporting and quantifying the "physical damages and economic damages" the State alleges it has suffered and will continue to suffer as alleged in Paragraph 128 of the Amended Complaint.

94. All Documents and Communications relating to the State's efforts to mitigate the State's alleged damages resulting from AECOM's alleged breaches of the 2019 AECOM Contract.

95. All Documents and Communications evidencing the State's allegation in Paragraph 132 of the Amended Complaint that in connection with the "2014 Contract", AECOM "owed the State Fiduciary duties."

96. All Documents and Communications that evidence the State's allegation in Paragraph 133 that by "agreeing to serve as RIDOT's Owner's Representative in connection with the 2019 Design-Build Proposal" AECOM "owed the State fiduciary duties."

97. To the extent not already produced, all Documents and Communications that relate to any fiduciary duty the State alleges that AECOM owed to the State.

98. All Documents and Communications evidencing the State's allegation in Paragraph 120 of the Amended Complaint that AECOM "breached its fiduciary duties to the State."

99. All Documents and Communications evidencing the State's allegation in Paragraph 135 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of its fiduciary obligations to the State, the State has suffered and will continue to suffer both physical damages to its property and economic damages..."

100. All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 135 of the Amended Complaint.

101. The 2014 inspection contract referenced in Paragraph 155 of the Amended Complaint.

102. The 2019 inspection contract referenced in Paragraph 155 of the Amended Complaint.

103. All Documents and Communications evidencing the State’s allegation in Paragraph 157 of the Amended Complaint that AECOM “breached its inspection contracts...”

104. All Documents and Communications evidencing the State’s allegation in Paragraph 158 of the Amended Complaint that “as a direct and proximate result of AECOM’s breaches of inspection contracts, the State has suffered and will continue to suffer both physical damages to its property and economic damages....”

105. All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 158 of the Amended Complaint.

106. All Documents and Communications relating to the State’s efforts to mitigate the State’s alleged damages resulting from AECOM’s alleged breaches of the 2019 AECOM Contract.

107. All Documents and Communications relating to the State’s allegation in Paragraph 191 of the Amended Complaint that “AECOM agreed to defend, indemnify, and hold harmless the State for all damages, losses, or expenses arising out of any of its acts or omissions, without regard for whether such damages, losses or expenses were foreseeable.”

108. All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 194 of the Amended Complaint.

109. All Documents and Communications related to and/or reflecting claimed or alleged misrepresentations of material fact that the State alleges AECOM made to RIDOT concerning the Washington Bridge.

110. All Documents and Communications related to and/or reflecting AECOM’s claimed or alleged misrepresentations of familiarity with the needs of the Washington Bridge, including but not limited to proposals, marketing materials, and internal assessments.

111. All Documents and Communications related to or reflecting AECOM’s claimed or alleged misrepresentations of competence and experience necessary to rehabilitate and improve the Washington Bridge’s structural performance, including resumes, qualifications, project histories, and performance evaluations.

112. All Documents and Communications related to or reflecting AECOM’s claimed or alleged representations of using industry standard concrete repair techniques to restore the Washington Bridge to its original or near original condition, including technical reports, repair methodologies, and industry standards referenced.

113. All Documents and Communications between the State and/or RIDOT and AECOM concerning the selection of AECOM for inspections, design services, and the 2019 Design-Build and construction phase services for the Washington Bridge, including emails, letters, meeting minutes, and notes.

114. All Documents and Communications related to the decision-making process by RIDOT in selecting AECOM to perform services on the Washington Bridge, including evaluation criteria, scoring sheets, and decision memorandums.

115. All Documents and Communications evidencing the State's allegation in paragraph 210 of the Amended Complaint that AECOM "knew the representations were false or reasonably should have known the representations where false."

116. All Documents and Communications evidencing the State's allegation in paragraph 212 of the Amended Complaint that RIDOT relied on alleged misrepresentations by AECOM to choose AECOM to perform services on the Washington Bridge, including internal memorandums, emails, and meeting minutes.

117. All documents and communications related to any known or suspected inaccuracies in AECOM's representations about their familiarity, competence, and repair techniques for the Washington Bridge, including internal reviews, third-party assessments, and corrective actions taken.

118. All Documents and Communications with the Kistler Group (and/or its affiliated entities) relating to monitoring the Washington Bridge and Eastbound Washington Bridge.

119. To the extent not produced in response to these Requests, all Documents and Communications You may use to support the State's claims, causes of action, allegations and defenses in this Litigation,

120. To the extent not produced in response to these Requests, all Documents supporting, identifying and quantifying with specificity and full support/back-up, the damages the State seeks in connection with this Litigation.

AECOM TECHNICAL SERVICES, INC.

By Its Attorneys,

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CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2025, I electronically filed and served this document through the electronic filing system on all counsel of record.

The document is available for viewing and/or downloading from the Rhode Island Judiciary's electronic filing system.

/s/ Amanda R. Prosek
Amanda R. Prosek

EXHIBIT 4

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND,

Plaintiff,

v.

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.,
TRANSYSTEMS CORPORATION, and
VANASSE HANGEN BRUSTLIN, INC.,

Defendants.

C.A. No. PC-2024-04526
Business Calendar

**PLAINTIFF STATE OF RHODE ISLAND'S RESPONSES TO DEFENDANT AECOM
TECHNICAL SERVICES, INC'S FIRST REQUEST FOR PRODUCTION DATED JUNE
12, 2025**

Pursuant to Rule 34 of the Superior Court Rule of Civil Procedure, now comes the Plaintiff, State of Rhode Island (the "Plaintiff" or "State"), and hereby submits the following Responses to Defendant, AECOM Technical Services, Inc.'s First Request for Production dated June 12, 2025:

1. The "Joint Venture Agreement dated June 23, 2020" referenced in Paragraph 6 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil

Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000021448-RIDOT_000022353. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

2. The "Original Design" plans and other documents referenced in Paragraph 19 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001-RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

3. The "Lichenstein Report" referenced in Paragraph 34 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000012781-RIDOT_000012822. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

4. The routine inspection report MBI transmitted to RIDOT on August 3, 2011 referenced in Paragraph 43 of the Amended Complaint.

RESPONSE: See BATES RIDOT_000049921-RIDOT_000050804

5. The Request for Proposals for the "Complete Design Services for the Rehabilitation of the Washington Bridge North No. 700 – Mainline, Approach and Ramp Bridges Providence and East Providence, Rhode Island" that RIDOT

Cohen Milstein Sellers & Toll, PLLC

11780 US Highway One, Ste 500, Palm Beach Gardens, FL 33408

Telephone: 561.515.1400 Facsimile: 561.515.1401

issued on March 21, 2013 referenced in Paragraph 46 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000016070-RIDOT_000016706. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

6. "AECOM's Letter of Interest/Technical Proposal" referenced in Paragraph 55 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000015501-RIDOT_000015676. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

7. The "2014 AECOM Contract" referenced in Paragraph 59 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000014963-RIDOT_000015000. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

8. The "2016 Construction Plans" referenced in Paragraph 63 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000019306-RIDOT_000019447. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

9. The "2019 AECOM Contract" referenced in Paragraph 76 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021400-RIDOT_000021447. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

10. The "2019 Design-Build Solicitation" referenced in Paragraph 76 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021400-RIDOT_000021447. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

11. The RFP/Bid No. 7611889 for the "Best Value Design-Build Procurement for Bridge Group 57T-10: I-95 Washing South Phase 2" that RIDOT issued on March 17, 2021 referenced in Paragraph 78 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021552-RIDOT_000021841. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

12. The "Design-Build proposal" the Joint Venture submitted on July 2, 2021 referenced in Paragraph 82 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021842-RIDOT_000022353. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

13. The "rehabilitation plans" issued by the Joint Venture referenced in Paragraph 91 of the Amended Complaint.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

14. All agreements entered into between You and any other party or third party relating to inspections or evaluations of the Washington Bridge during the time period of January 1, 1990 to present.

RESPONSE: See previously produced BATES RIDOT_000014963-RIDOT_000021842. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

15. All agreements entered into between You and any other party or third-party relating to the "1996-1998 Rehabilitation of the Washington Bridge" as referenced in Paragraph 40 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000000038-RIDOT_000014861. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

16. All bidding documents and proposals you received relating to the "1996-1998 Rehabilitation of the Washington Bridge" as referenced in Paragraph 40 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000000038-RIDOT_000014861. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

17. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the "1996-1998 Rehabilitation of the Washington Bridge" as referenced in Paragraph 40 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000000038-RIDOT_000014861. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

18. All bidding documents and proposals You received relating to the Request for Proposals that RIDOT issued on March 21, 2013 as referenced in Paragraph 46 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000015001-RIDOT_000015149;16070-16706;15677-15706;16063;16070-17725;17730-17732. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

19. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the Request for Proposals that RIDOT issued on March 21, 2013, as referenced in Paragraph 46 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000015001-RIDOT_000015149;16070-16706;15677-15706;16063;16070-17725;17730-17732. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

20. All Documents relating to RIDOT's evaluation of the proposals and bids received in response to the March 21, 2013 Request for Proposals and all award decision-related documents.

Case No.: PC-2024-04526

Page 6

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000015001-RIDOT_000015149;16070-16706;15677-15706;16063;16070-17725;17730-17732. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

21. All agreements entered into between You and any other party or third-party relating to the "2016 Rehabilitation Project" as referenced and described in Paragraph 66 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_0000019156- RIDOT_000021399. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

22. All request for proposals, plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the "2016 Rehabilitation Project" as referenced and described in Paragraph 66 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000019156-RIDOT_000021399. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

23. All bidding and proposal documents you received relating to the "2021 RFP" as referenced and described in Paragraph 78 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021840-RIDOT_000022353. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

Case No.: PC-2024-04526
Page 7

24. All plans, specifications, blueprints, schematics, drawings, and any other design or engineering documents relating to the "2021 RFP" as referenced and described in Paragraph 78 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000021840-RIDOT_000022353;7954-7967;9323-9336. Discovery is ongoing, and the Plaintiff reserves the right to amend this

25. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004167) that RIDOT issued on April 26, 2024 for the Washington Bridge Demolition Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

26. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 26, 2024 for the Washington Bridge Demolition Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

27. All contracts, subcontracts, and agreements entered into between You and any other party or third-party related to the demolition of the Washington Bridge, including those with J.R. Vinagro Corporation, Aetna Bridge Company, Jacobs Engineering Group, Inc., or any other contractor or consultant.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

28. All documents relating to RIDOT's evaluation of the proposals and bids received in response to the April 26, 2024 Request for Proposals and all award decision-related documents

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

29. All Communications between You and any contractor, subcontractor, or consultant regarding the demolition of the Washington Bridge.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

30. All internal Communications and Documents concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

31. All Communications and Documents between the State, RIDOT and any third-parties, including consultants, concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

32. All invoices, payment records, and financial documents reflecting costs incurred or anticipated costs for the demolition of the Washington Bridge, including the demolition itself, the design and planning of that demolition and all other work related thereto.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

33. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

34. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

35. All Documents and Communications discussing or analyzing the lack of response to Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

36. All Documents and Communications relating to revisions, re-scoping or reissuance of Request for Proposals for the Washington Bridge Replacement Project after Solicitation # TRFP24004195 did not receive any bids.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

37. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

38. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

39. All internal Communications and Documents concerning the decision to rebuild the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

40. All versions of the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including drafts, amendments, addenda, clarifications and final versions.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

41. All Communications between You and any potential or actual bidder regarding the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including pre-bid questions, clarifications, and post-submission discussions.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

42.All cost estimates, budget projections, and financial analyses prepared by or for RIDOT in connection with the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

43.All Communications between You and consultants, engineers, or financial advisors regarding projected or estimated costs for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

44.All Documents and Communications related to funding sources, grant applications, or federal/state appropriations for the Washington Bridge Replacement Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

45.To the extent not produced, all agreements entered into by You and any other party or third-party relating to work performed on the Washington Bridge during the period of January 1, 1990 to the present.

RESPONSE: See previously produced BATES RIDOT_000000001-RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

46.All Documents and Communications relating to inspections of the Washington Bridge performed by any other party or third-party from January 1, 2013 to the present, including all draft and final reports, all notes, and all videos, scans, samples and photographs.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil

Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES 1909;2310-2315;2797-2966;4370-4382;5137-5148;5160-5172;5197-5206;5266-5301;5440-5450;5462-5471;5483-5493;5976-5985;6101-6113;6347-6394;6392-6443;6488-6490;6534-6538;6614;665106661;6705-6710;6721;6764-6771;6808-6822;6863-6870;6911-6917;6954;6991-6999;7000-7048;7088;7089-7097;7135;7140;7179-7187;7225-7234;7270-7279;7319-7327;7367-7376;7414-7423;7460-7469;7507-7516;7556-7563;7972-7982;8312-8317;9520;10236;10244;10300;10337;10338-10345;10450;10602;10751;10791-10798;10844;10889-10891;10935-10939;11103-11158;11211;11229-11237;11736-11738;13139-13157;13171-13175;13192-13196;14361-14396;14919-14920;14961. Discovery is ongoing and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

47.All reports prepared by or for the State of Rhode Island, RIDOT, or any agency of the State of Rhode Island, whether in draft or final form and all appendices thereto, in relation to the Washington Bridge, including, without limitation, the forensic analysis report WJE prepared in 2024.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

48.All Documents and Communications, including reports, prepared by or for the State of Rhode Island, RIDOT or any agency of the State of Rhode Island, by WJE, MBI, VN Engineers, Inc., VHB Engineers, Inc., Consor Engineers or Bridge Diagnostics, Inc. (collectively, individually or otherwise), whether in draft or final form, and all appendices thereto in relation to the Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying

experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

49.All Documents and Communications the State of Rhode Island provided to any expert or consultant relating to the Washington Bridge between November 1, 2023 and the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

50.All Documents, Communications, notes, or comments, in your possession, custody or control relating to WJE and the Washington Bridge, that are not privileged.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

51.All Documents and Communications related to Michael Culmo and/or CHA Consulting, Inc.'s assessment, evaluation, inspection, analysis or rating of the Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth

in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000006284- RIDOT_000006287;9518. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

52.All Documents and Communications, including reports, records, notes, correspondence, photographs, scans and videos, relating to, or depicting any beam tie-downs or tension rods at the beam seats on piers 6 and 7 of the Washington Bridge during the time period of January 1, 2013 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

53.All Documents describing or showing any work performed on the beam seats or tie-down rods on piers 6 and 7 of the Washington Bridge during the time period of January 1, 2013 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

54.All Documents and Communications relating to recommendations for major repair work on the Washington Bridge during the period of January 1, 2013 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

55.All Documents and Communications relating to recommendations to replace and/or demolish the Washington Bridge from January 1, 2013 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

56.All Documents and Communications relating to VHB's investigation of the Washington Bridge on or after December 8, 2023.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced VHB Folder. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

57.All Documents and Communications relating to RIDOT's decision to issue "an emergency declaration on December 11, 2023...closing the Washington Bridge" as alleged in Paragraph 94 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES: 4279;4515-4528;4656-4662;4736-4742;45233-5239;5266-5301;5763;6032-6045; 7672-7673;8942;9312-9313;11041-11046;11048-11057;40274-40729;40839-40851;41536-41548;41680-41681;41714. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

58.All Documents and Communications relating to the investigation, evaluation, rehabilitation, design or closure of the Washington Bridge from December 11, 2023 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

59.All Documents and Communications relating to the State's and RIDOT's efforts to preserve the allegedly damaged elements of the Washington Bridge, including any Documents relating to the removal of any elements of the Washington Bridge after the alleged discovery of the damaged tie-rods on or about December 8, 2023.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

60.All Documents and Communications relating to materials removed from the Washington Bridge, including, but not limited to, materials removed from the Washington Bridge by WJE, from December 1, 2023 to the present.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

61.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.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

62.All Documents and Communications relating to the State's and/or RIDOT's decision to pause demolition of the Washington Bridge in September 2024, including, but not limited to, Documents and Communications related to materials that were removed from the Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

63.All materials preserved, removed or otherwise in the possession of the State or RIDOT taken from the Washington Bridge in or around September 2024.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

64.All materials preserved, removed or otherwise in the possession of WJE on behalf of the State or RIDOT.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

65.All Documents and Communications relating to the State's allegation in Paragraph 61 of the Amended Complaint that AECOM's "reports failed to adequately recognize or address critical elements of the bridge's structural safety and integrity."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced AECOM FOLDER. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

66.All Documents and Communications relating to the State's allegation in Paragraph 65 of the Amended Complaint that the "2016 Construction Plans failed to identify, analyze, or recommend improvements 'necessary to completely rehabilitate the existing structure' as required by the 2014 AECOM Contract."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced AECOM FOLDER. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

67.All Documents and Communications relating to the State's allegation in Paragraph 66 of the Amended Complaint that the "State and Cardi Corporation...entered into a contract agreement to perform the construction portion of the 2016 Rehabilitation Project based on the design and plans of AECOM and its subconsultants."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced CARDI FOLDER;19156-19305. Discovery is ongoing, and the Plaintiff reserves the right

to amend this Response pending the outcome of further investigation and discovery.

68.All Documents and Communications relating to the State's allegation in Paragraph 69 of the Amended Complaint that "none of the firms that conducted the inspections adequately recognized or addressed critical elements of the bridge's structural safety and integrity."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

69.All Documents and Communications relating to the "known deteriorating condition of the Washington Bridge" as referenced in Paragraph 71 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

70.All Documents and Communications relating to the State's allegation in Paragraph 79 of the Amended Complaint that the "concept for the 2021 RFP was to initiate a Design-Build project based on the 2019 Design Build Solicitation prepared by AECOM."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000021400-21447;21552-21841;21842-22353;7954-7967;9323-9336. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

71.All Documents and Communications relating to the State's allegation in Paragraph 91 of the Amended Complaint that the "plans still did not address the existence of any possible problems relating to the tie-down rods at Piers 6 and 7 and did not call for repairs to the post- tensioning systems."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

72.The "2003-CB-061" contract referenced in Paragraph 99 of the Amended Complaint.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

73.All Documents and Communications relating to rerouting westbound Washington Bridge traffic onto the Eastbound Washington Bridge following the closure of the Washington Bridge on December 8, 2023.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil

Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

74.All Documents and Communications relating to the State's allegation in Paragraph 103 of the Amended Complaint that there has been an increase in "traffic volume on the Eastbound Washington Bridge since the emergency closure of the Washington Bridge[.]"

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000049738- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

75.All Documents and Communications identifying, supporting and/or quantifying the "physical wear and tear damage to the bridge[.]" alleged by the State in Paragraph 103 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000049738- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

76.All Documents, Communications, reports or opinions regarding causes for the alleged increase in traffic volume on the Eastbound Washington Bridge since the emergency closure of the Washington Bridge on December 8, 2023.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000049738- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

77.All Documents and Communications relating to maintenance and repair work performed on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

78.All Documents and Communications related the State's decision to install equipment, sensors and/or monitoring systems relating to traffic volume on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

79.All agreements entered into between You and any other party or third party relating to inspections, evaluations or construction of the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

80.All Documents and Communications relating to traffic data, including but not limited to traffic counts, flow analyses, and congestion reports for the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

81.All Documents and Communications relating to any alternative measures considered or implemented to mitigate the alleged increase in traffic volume on the Eastbound Washington Bridge following the emergency closure of the Washington Bridge on December 8, 2023.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

82.All Documents and Communications evidencing the State's allegation in Paragraph 109 of the Amended Complaint that AECOM breached the 2014 AECOM Contract.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work

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product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

83.All Documents and Communications evidencing the State's allegation in Paragraph 110 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of the 2014 AECOM Contract, the State has suffered and will continue to suffer both physical damages to its property and economic damages...."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

84.All Documents identifying, supporting and quantifying the "physical damages and economic damages" the State alleges it has suffered and will continue to suffer as alleged in Paragraph 110 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

85.All Documents and Communications relating to the State's efforts to mitigate the State's alleged damages resulting from AECOM's alleged breaches of the 2014 AECOM Contract.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

86.All Documents and Communications evidencing the State's allegation in Paragraph 114 of the Amended Complaint that "AECOM, Steere, Prime, and Aries Support Services breached their duty of care."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

87.All Documents and Communications evidencing the State's allegation in Paragraph 115 that "AECOM was negligent in its inspections of the Washington Bridge in April 2014, and on July 28, 2015, October 27, 2017, July 24, 2019, July 22, 2020, and July 21, 2023."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying

experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

88.All Documents and Communications evidencing the State's allegation in Paragraph 117 of the Amended Complaint that "as a direct and proximate result of the negligence of AECOM, Steere, Prime, and Aries Support Services, the State has suffered and will continue to suffer both physical damages to its property and economic damages..."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

89.All Documents identifying, supporting and/or quantifying the "physical damages and economic damages" the State alleges it has suffered and will continue to suffer in Paragraph 117 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

90.All Documents and Communications relating to inspections, analyses, inspection reviews and reports performed by or on behalf of RIDOT or the State of Rhode

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Island relating to the Washington Bridge and Eastbound Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

91.All Documents and Communications evidencing the State's allegation in Paragraph 127 of the Amended Complaint that AECOM breached the 2019 AECOM Contract.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

92.All Documents and Communications evidencing the State's allegation in Paragraph 128 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of the 2019 AECOM Contract, the State has suffered and will continue to suffer both physical damages to its property and economic damages..."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth

in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

93.All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 128 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

94.All Documents and Communications relating to the State’s efforts to mitigate the State’s alleged damages resulting from AECOM’s alleged breaches of the 2019 AECOM Contract.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

95.All Documents and Communications evidencing the State’s allegation in Paragraph 132 of the Amended Complaint that in connection with the “2014 Contract”, AECOM “owed the State Fiduciary duties.”

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

96.All Documents and Communications that evidence the State's allegation in Paragraph 133 that by "agreeing to serve as RIDOT's Owner's Representative in connection with the 2019 Design-Build Proposal" AECOM "owed the State fiduciary duties."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

97.To the extent not already produced, all Documents and Communications that relate to any fiduciary duty the State alleges that AECOM owed to the State.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

98.All Documents and Communications evidencing the State's allegation in Paragraph 120 of the Amended Complaint that AECOM "breached its fiduciary duties to the State."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

99.All Documents and Communications evidencing the State's allegation in Paragraph 135 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of its fiduciary obligations to the State, the State has suffered and will continue to suffer both physical damages to its property and economic damages..."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

100.All Documents identifying, supporting and quantifying the "physical damages and economic damages" the State alleges it has suffered and will continue to suffer as alleged in Paragraph 135 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work

product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

101.The 2014 inspection contract referenced in Paragraph 155 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000015707- RIDOT_000015712.

102.The 2019 inspection contract referenced in Paragraph 155 of the Amended Complaint.

RESPONSE: See previously produced BATES RIDOT_000018747 RIDOT_000018753.

103.All Documents and Communications evidencing the State's allegation in Paragraph 157 of the Amended Complaint that AECOM "breached its inspection contracts..."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

104.All Documents and Communications evidencing the State's allegation in Paragraph 158 of the Amended Complaint that "as a direct and proximate result of AECOM's breaches of inspection contracts, the State has suffered and will continue to suffer both physical damages to its property and economic damages...."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

105.All Documents identifying, supporting and quantifying the “physical damages and economic damages” the State alleges it has suffered and will continue to suffer as alleged in Paragraph 158 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

106.All Documents and Communications relating to the State’s efforts to mitigate the State’s alleged damages resulting from AECOM’s alleged breaches of the 2019 AECOM Contract.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further

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investigation and discovery.

107.All Documents and Communications relating to the State's allegation in Paragraph 191 of the Amended Complaint that "AECOM agreed to defend, indemnify, and hold harmless the State for all damages, losses, or expenses arising out of any of its acts or omissions, without regard for whether such damages, losses or expenses were foreseeable."

RESPONSE: See previously produced BATES RIDOT_000000001-RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

108.All Documents identifying, supporting and quantifying the "physical damages and economic damages" the State alleges it has suffered and will continue to suffer as alleged in Paragraph 194 of the Amended Complaint.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

109.All Documents and Communications related to and/or reflecting claimed or alleged misrepresentations of material fact that the State alleges AECOM made to RIDOT concerning the Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff

reserves the right to amend this Response pending the outcome of further investigation and discovery.

110.All Documents and Communications related to and/or reflecting AECOM's claimed or alleged misrepresentations of familiarity with the needs of the Washington Bridge, including but not limited to proposals, marketing materials, and internal assessments.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

111.All Documents and Communications related to or reflecting AECOM's claimed or alleged misrepresentations of competence and experience necessary to rehabilitate and improve the Washington Bridge's structural performance, including resumes, qualifications, project histories, and performance evaluations.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

112.All Documents and Communications related to or reflecting AECOM's claimed or alleged representations of using industry standard concrete repair techniques to restore the Washington Bridge to its original or near original condition, including technical reports, repair methodologies, and industry standards referenced.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

113.All Documents and Communications between the State and/or RIDOT and AECOM concerning the selection of AECOM for inspections, design services, and the 2019 Design-Build and construction phase services for the Washington Bridge, including emails, letters, meeting minutes, and notes.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

114.All Documents and Communications related to the decision-making process by RIDOT in selecting AECOM to perform services on the Washington Bridge, including evaluation criteria, scoring sheets, and decision memorandums.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those

objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

115.All Documents and Communications evidencing the State's allegation in paragraph 210 of the Amended Complaint that AECOM "knew the representations were false or reasonably should have known the representations where false."

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

116.All Documents and Communications evidencing the State's allegation in paragraph 212 of the Amended Complaint that RIDOT relied on alleged misrepresentations by AECOM to choose AECOM to perform services on the Washington Bridge, including internal memorandums, emails, and meeting minutes.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

117.All documents and communications related to any known or suspected inaccuracies in AECOM's representations about their familiarity, competence, and repair techniques for the Washington Bridge, including internal reviews, third-party assessments, and corrective actions taken.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

118.All Documents and Communications with the Kistler Group (and/or its affiliated entities) relating to monitoring the Washington Bridge and Eastbound Washington Bridge.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

119.To the extent not produced in response to these Requests, all Documents and Communications You may use to support the State's claims, causes of action, allegations and defenses in this Litigation.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth

in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

120.To the extent not produced in response to these Requests, all Documents supporting, identifying and quantifying with specificity and full support/back-up, the damages the State seeks in connection with this Litigation.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Subject to those objections, and without waiving the same, see previously produced BATES RIDOT_000000001- RIDOT_000049852. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

Case No.: PC-2024-04526
Page 39

Respectfully Submitted,
Plaintiff,
State of Rhode Island,
By its Attorneys,

/s/ Stephen N. Provazza

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/s/ Theodore J. Leopold

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Case No.: PC-2024-04526
Page 40

/s/ Jonathan N. Savage

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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of September 2025, I electronically served this document through the electronic filing system on counsel of record. The document electronically served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Edward D. Pare III

EXHIBIT 5



September 19, 2025

VIA E-MAIL

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Re: *State of Rhode Island v. AECOM Technical Services, Inc., et al.*
Rhode Island Superior Court – Business Calendar
C.A. No. PC-2024-04526

Notice of Deficiency in the State's Responses to AECOM's First Request For Production of Documents

Dear Counsel:

Pursuant to Rule 37 of the Rhode Island Superior Court Rules of Civil Procedure, AECOM Technical Services, Inc. ("AECOM") has identified significant deficiencies in the State of Rhode Island's (the "State") responses and objections to AECOM's First Request for Production of Documents dated June 12, 2025 (the "Responses"). The Responses, served by the State on September 2, 2025, contain pervasive deficiencies including, but not limited to:

- Failure to indicate whether responsive documents have been or will be produced;
- Blanket boilerplate privilege assertions without identification of what documents have been or will be withheld by the State; and
- Improper assertion of a claimed deliberative process privilege.

AECOM is offering the State an opportunity to cure these deficiencies without court intervention. **If these issues are not resolved by October 3, 2025, AECOM will seek relief from the Court, including filing a motion to compel and pursuing remedies under Rule 37.** We hope to avoid that.

I. GENERAL DEFICIENCIES

AECOM has identified the following systemic deficiencies in the State's Responses:

A. Failure to Indicate Whether Responsive Documents Will Be Produced.

Rule 26 of the Rhode Island Superior Court Rules of Civil Procedure requires clarity so that the requesting party can evaluate compliance. See *State v. Lead Indus. Ass'n, Inc.*, 64 A.3d 1183, 1197 (R.I. 2013) (emphasizing that discovery responses must provide sufficient information to allow meaningful evaluation by the opposing party).

For numerous requests, the State responds solely by invoking "*Discovery is ongoing*" and reserving the right to amend, while not indicating whether responsive documents have been produced or if any will ever be produced. See Requests Nos. 13, 25, 26-44, 72. Below are some examples:

13. The "rehabilitation plans" issued by the Joint Venture referenced in Paragraph 91 of the Amended Complaint.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

25. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004167) that RIDOT issued on April 26, 2024 for the Washington Bridge Demolition Project.

RESPONSE: Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

The State similarly asserts various privileges and objections in conjunction with "*Discovery is ongoing*" to other requests without indicating whether responsive documents have been produced or if any will ever be produced. See Request Nos. 77-81. The State's lack of clarity in these responses fails to satisfy the State's obligations under Rule 26 and is prejudicial to AECOM. The parties are aware that discovery is ongoing—thus the issuance of the Requests for Production.

AECOM is entitled to know now—not at the end of the discovery process or some other time in the unspecified future—whether the State intends to produce documents responsive to AECOM's Requests. The State's failure to indicate whether documents have been produced or will be produced at all impedes AECOM's ability to assess whether the State has met its discovery obligations and whether judicial intervention is necessary.

AECOM therefore demands that the State serve supplemental responses to indicate whether the State has or will produce responsive, non-privileged documents to the extent that they exist.

B. Blanket Privilege Assertions and Lack of Privilege Log.

The State relies solely on generic, blanket privilege objections without identifying specific documents withheld or producing a privilege log.

Under Rule 26(b)(5), a party must expressly state the privilege claimed and provide a privilege log describing the documents in sufficient detail to assess the claim. See R.I. Super. Ct. R. Civ. P. 26(b)(5); *Lead Indus. Ass'n, Inc.*, 64 A.3d at 1197 (“A party who withholds discovery materials must provide sufficient information, usually in the form of a privilege log, to enable the other party to evaluate the applicability of protection.”).

For example, in Request Nos. 1-3, 5 and 20, the State’s objections are a verbatim or near-verbatim recitation of the privileges (*“the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure”*), followed by *“Subject to those objections, and without waiving the same, see previously produced [BATES range]. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response...”*.

Similarly, in Requests Nos. 46-49, which seek, *inter alia*, inspection reports and expert analyses, the State repeats the same privilege assertions verbatim. For instance, in Request No. 47, which seeks the forensic analysis report prepared by WJE, the State invokes all four privileges but fails to describe the nature of the withheld documents or how they relate to any privilege:

47. All reports prepared by or for the State of Rhode Island, RIDOT, or any agency of the State of Rhode Island, whether in draft or final form and all appendices thereto, in relation to the Washington Bridge, including, without limitation, the forensic analysis report WJE prepared in 2024.

RESPONSE: The Plaintiff objects to this Request because it seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure, and the protections from disclosure afforded to non-testifying experts employed in anticipation of litigation or preparation for trial as set forth in Rule 26(b)(4) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

These responses do not comply with Rule 26(b)(5), which requires a party to “expressly make the claim” and “describe the nature of the documents...in a manner that...will enable other parties to assess applicability of the privilege or protection.” The absence of a privilege log and the use of generic objections prevent meaningful evaluation of the State’s objections and obstruct the discovery process.

Rhode Island Courts emphasize the importance of detailed privilege logs in assessing claims of privilege (particularly where, as here, the State relies on the deliberative process privilege). See *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at *1 (R.I. Super. July 07, 2014).

The State repeatedly invokes such privileges but fails to describe the nature of any documents withheld or the specific basis/reason for such withholding (*see, e.g.*, Responses to Requests Nos. 1-3, 5, 20, 46-49). There is no mention of providing or producing a privilege log, nor any indication that a privilege log will be provided in the future. The State does not attempt to describe, summarize, or classify any documents or communications withheld on privilege grounds. Rather, the State's privilege assertions are boilerplate and do not comply with Rule 26(b)(5). Instead of meeting its burden, the State is trying to shift that burden to AECOM. That is not permissible and will not be tolerated.

AECOM therefore demands that the State cure these deficiencies by:

- Producing a complete and detailed privilege log identifying each document withheld under any asserted privilege, including the date, author, recipient, subject matter, and specific basis for the privilege; and
- Amending its responses to remove boilerplate privilege assertions and replace them with individualized, request-specific privilege claims.

C. Improper Use of Deliberative Process Privilege.

The State broadly claims reliance upon a "deliberative process privilege" in response to numerous requests. See Requests Nos. 1-3, 5, 20, 21, 22, 46-71, 73-100, 103-106, 108-120. The State's assertion of the deliberative process privilege is both substantively and procedurally improper. **Most critically, the State has waived the privilege by placing its own deliberative processes directly at issue in this litigation.**

The deliberative process privilege is a qualified privilege that may protect documents that are both "pre-decisional" and "deliberative." However, courts have consistently held that when a government entity initiates litigation or asserts claims that require examination of its internal decision-making, it waives such privilege. See *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at *3 (R.I.Super. July 07, 2014); *In re Methyl Tertiary Butyl Ether (MTBE) Prods. Liab. Litig.*, 898 F. Supp. 2d 603, 610 (S.D.N.Y. 2012); *Dep't of Econ. Dev. v. Arthur Anderson & Co. (U.S.A.)*, 139 F.R.D. 295, 300 (S.D.N.Y. 1991).

For example, in *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, a Rhode Island Trial Court compelled production of documents withheld under the deliberative process privilege where the agency's own decision-making was central to its claims. See *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at *3 (R.I.Super. July 07, 2014). The court emphasized that when a government agency becomes a plaintiff, its internal decision-making processes may be placed at issue, thereby weakening or waiving the privilege. *Id.*

Federal courts have reached similar conclusions. In *In re Methyl Tertiary Butyl Ether Prods. Liab. Litig.*, 898 F. Supp. 2d 603, 610 (S.D.N.Y. 2012), the United States District Court for the Southern District of New York held that a government agency waived the deliberative process privilege by asserting claims that required scrutiny of its internal risk assessments. Likewise, in *Department of Economic Development v. Arthur Anderson & Co.*, 139 F.R.D. 295, 300 (S.D.N.Y. 1991), that same court held that by asserting fraud claims, a department of the British government could not involve the deliberative process privilege to shield documents that were central to its fraud claims.

In this case, the State initiated this action, alleging, *inter alia*, that AECOM and other Defendants breached multiple contracts and professional duties by failing to conduct adequate inspections,

evaluations, and reviews of design and inspection documents. The State further alleges that AECOM and other defendants failed to identify critical structural deficiencies in the Washington Bridge and recommend necessary repairs for the State's consideration. These allegations place the State's internal deliberations and decisions about what information it received, how it interpreted inspection and design findings and contract documents, and how it responded to those findings at the literal heart of this case. By asserting claims that require examination of its internal deliberative and decision-making processes, the State has waived the deliberative process privilege over documents relating to or evidencing those deliberations. As critically, to the extent it produced those materials to third parties, such as WJE, that privilege is further waived.

Interestingly, it bears noting that when suit was filed, the undersigned contacted the State's counsel and asked for copies of the documents upon which the State's complaint and allegations cited and relied. We were told, in response, that those materials would be produced in the course of discovery and not before. We are in discovery and to date they have not been produced, and in fact, in many cases, the State is now apparently stating that it may not produce them at all.

Each request to which the State has asserted the deliberative process seeks documents that are central to the State's claims against AECOM and the other Defendants. For example:

1. Inspection and Consulting Reports (Requests Nos. 3, 46-53, 56, 58, 65, 68, 69, 90, 103):

These requests seek reports, evaluations, findings, photos, videos, and correspondence relating to inspections of the Washington Bridge prior to its closure in December 2023 (and by extension any performed thereafter). The Amended Complaint repeatedly alleges that AECOM and other Defendants failed to conduct adequate inspections, identify critical structural deficiencies, and recommend necessary repairs. These inspection findings and consulting reports would form the factual basis of the State's claims of negligence and breaches of contract. The State further alleges that it relied on these inspection reports to make decisions about the scope of rehabilitation both in 2024 and in the prior 10+ years, as well as its decision to close the Washington Bridge in December 2023 and ultimately, to demolish both the superstructure and substructure and procure a complete replacement of the bridge. By asserting reliance on these inspections and their outcomes, and by claiming damages based on the alleged failures of these inspections, the State has placed its internal deliberations and use of these materials directly at issue. Accordingly, the State has waived any deliberative process privilege over these documents, if one ever applied or existed.

2. Design Documents (Requests Nos. 2, 54, 66, 67, 70, 71):

These requests seek construction/rehabilitation plans, blueprints, specifications, engineering analyses and related review documents. In the Amended Complaint, the State claims that AECOM and others failed to adequately review prior design documents and failed to incorporate critical structural features into its rehabilitation design. The State further alleges that AECOM's design work omitted necessary repairs and failed to address known deterioration in post-tensioned cantilever beams and tie-down rods, resulting in physical and economic damages. The State's allegations rely on its interpretation and use of design documents. By asserting claims that require scrutiny of its internal design decisions, the State has placed its deliberations directly at issue. These documents are central to the State's claims and cannot be shielded by the deliberative process privilege, which it has waived.

3. Bidding/Proposal Documents (Requests Nos. 5, 20, 113, 114):

The State alleges reliance on alleged misrepresentations in AECOM's proposals and RFP responses when selecting AECOM to perform services on the Washington Bridge. The State's evaluation of bids received and its decision to award work to AECOM has been placed directly at issue by the State in its causes of action for negligent misrepresentation and breach of fiduciary duty. Specifically, the State claims it relied on AECOM's representations of technical competence, familiarity with the bridge's structural needs, and ability to perform rehabilitation work using industry-standard techniques when it selected AECOM as the winning bidder. These deliberations are central to the State's claims against AECOM and thus the State has waived the deliberative process privilege over documents reflecting its internal evaluation, scoring, and selection of AECOM for these services.

4. Contracts and Agreements (Requests Nos. 1 & 21):

The State's breach of contract and indemnity claims rely on the terms and execution of these agreements. Specifically, the State alleges that AECOM and other Defendants failed to perform contractual obligations including inspections, evaluations, and recommendations for repairs, and that these failures caused substantial physical and economic harm for which the State alleges breach of contract and seeks indemnity. These allegations necessarily implicate the State's internal deliberations regarding the meaning, intent, interpretation, and enforcement of these agreements. The State has placed its contractual relationships and obligations at issue. By doing so, the State has waived the deliberative process privilege over documents reflecting its internal decision-making concerning these contracts.

5. Emergency Closure / Demolition Documents (Request Nos. 55, 57, 58 61, 62):

The State alleges that purportedly fractured tie-down rods and widespread deterioration in the post-tensioning system rendered the Washington Bridge unsalvageable, necessitating its demolition and full replacement for which the State seeks to hold the Defendants responsible. These allegations rely on the State's internal evaluations of inspection findings and its decision-making process leading to the State's decision to implement the emergency closure of the Washington Bridge and ultimately to demolish it in its entirety. By asserting claims that require scrutiny of its internal deliberations regarding structural integrity, safety assessments, emergency closure, and decision to demolish the Washington Bridge in its entirety, the State has placed those deliberations directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal assessments and decisions concerning the emergency closure and demolition of the Washington Bridge.

6. Traffic/Monitoring Data (Requests Nos. 73, 74, 76, 78, 80, 81, 118):

In order to avoid dismissal of its tort-based claims, the State amended its complaint and added allegations in an attempt to show that there has been resulting property damage to property other than the Washington Bridge itself. Specifically, the State has now alleged that the closure and demolition of the Westbound span has increased traffic volume and wear on the Eastbound Bridge. The State also now alleges that the emergency closure led to a substantial rerouting of westbound traffic onto the Eastbound Washington Bridge, resulting in what it claims is accelerated wear and tear and the need for increased maintenance and monitoring. The State further alleges that it installed real-time sensors and structural health monitoring systems to track the condition of the Eastbound Bridge and ensure public safety. These allegations place the State's internal deliberations regarding traffic management, monitoring system installation, and assessment of traffic impacts to the Eastbound Bridge directly at issue. Accordingly, the State has waived the

deliberative process privilege over documents reflecting its internal decision-making and evaluations related to traffic volume, monitoring data, and impact to the Eastbound Bridge.

7. Preservation of Physical Evidence (Request Nos. 59, 60, 63, 64):

These requests seek documents and communications relating to the preservation, removal, and handling of physical materials from the Washington Bridge, including materials removed by WJE and others following the December 2023 emergency closure. The Amended Complaint alleges that the State's decision to demolish the bridge was based on findings of fractured tie-down rods and widespread deterioration in the post-tensioning system. The State further alleges that demolition and replacement were the only reasonable options based on these findings. By asserting claims that depend on the condition of physical evidence and the conclusions drawn from it, the State has placed its internal deliberations regarding the collection, preservation, and interpretation of that evidence directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal decision-making and communications concerning the preservation and handling of physical bridge components.

8. Allegations regarding AECOM's Breaches of Contract, Professional Duties, and Misrepresentations (Requests Nos. 75, 77, 79, 82-89, 91-100, 103-106, 108-112, 115-117 & 120):

These requests seek documents and communications relating to the State's allegations that AECOM breached its contractual obligations, failed to meet professional standards, and made material misrepresentations in connection with its work on the Washington Bridge. The Amended Complaint includes multiple counts asserting that AECOM failed to conduct adequate inspections, review prior design and inspection records, identify structural deficiencies, and recommend necessary repairs. The State also alleges that AECOM misrepresented its qualifications and capabilities, and that RIDOT relied on those misrepresentations in selecting AECOM to perform services on the Washington Bridge. These claims place the State's internal deliberations regarding its evaluation of AECOM's proposals, its decision to award contracts, and its interpretation of AECOM's performance directly at issue. Accordingly, the State has waived the deliberative process privilege over documents reflecting its internal decision-making, assessments, and communications concerning AECOM's qualifications, performance and the alleged resulting damages.

Even if the State had not waived the deliberative process privilege as described above and to the extent it even applied, the State fails to meet the procedural requirements for asserting such privilege. Courts require a detailed showing that each withheld document is both pre-decisional and deliberative, and that factual material cannot be reasonably segregated. *See California Native Plant Soc'y v. U.S. E.P.A.*, 251 F.R.D. 408, 412–14 (N.D. Cal. 2008) (outlining the details the agency must provide in order to properly invoke the deliberative process privilege); *Nat'l Rifle Ass'n of Am. v. Cuomo*, 332 F.R.D. 420, 435–36 (N.D.N.Y. 2019). The State has failed to meet these requirements. Its generic blanket objections referencing the deliberative process privilege, without individualized document descriptions or explanations, are legally insufficient.

Accordingly, for the reasons set forth above, AECOM demands that the State withdraw its assertion of the deliberative process privilege and produce these materials at once. In the alternative, should the State choose to withhold documents under the deliberative process privilege, it must provide a detailed and adequate privilege log so that AECOM can properly assess the State's assertion thereof.

D. Overbreadth and Burden Objections Without Detail.

The State asserts general overbreadth and burden objections to certain requests, especially those relating to the Eastbound Bridge and traffic data. For example, in Request Nos. 77–80, which seek documents and communications related to traffic data and maintenance on the Eastbound Washington Bridge, the State objects on the basis of overbreadth and burden but provides no factual basis or explanation:

77.All Documents and Communications relating to maintenance and repair work performed on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

78.All Documents and Communications related the State's decision to install equipment, sensors and/or monitoring systems relating to traffic volume on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

79.All agreements entered into between You and any other party or third party relating to inspections, evaluations or construction of the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

80.All Documents and Communications relating to traffic data, including but not limited to traffic counts, flow analyses, and congestion reports for the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

RESPONSE: The Plaintiff objects to this Request because it is overly broad, burdensome, irrelevant to the issues in this matter, and seeks documents, communications, and/or information that is or may be protected from disclosure by the attorney-client privilege, the deliberative process privilege, the work product doctrine as set forth in Rule 26(b)(3) of the Superior Court Rules of Civil Procedure. Discovery is ongoing, and the Plaintiff reserves the right to amend this Response pending the outcome of further investigation and discovery.

No bates numbers or document descriptions are provided, and it is unclear whether any responsive documents have been or will be produced. These objections lack the specificity required under Rule 26.

The State's objections are particularly misplaced given that the State has alleged that the reason the economic loss doctrine does not bar its negligence claims is because traffic had to be diverted onto the Eastbound Washington Bridge following the emergency closure of the Westbound Washington Bridge. The State claims, without any evidence or proof thereof, that this diversion caused physical wear and tear and necessitated increased maintenance and monitoring of the Eastbound Bridge. As such, the documents AECOM seeks in Request Nos. 77-80 are directly relevant to evaluating the State's theory of damages, causation and its attempt to circumvent the economic loss doctrine. These requests are narrowly tailored to test the foundation of the State's claims and cannot be dismissed as overbroad or unduly burdensome without specific justification.

AECOM therefore demands:

- Clarification of the basis for each overbreadth or burden objection sufficient to allow meaningful evaluation and discussion); and
- Confirmation of whether any documents have been withheld solely on the basis of overbreadth or burden.

II. AECOM'S REQUEST FOR THE STATE TO CURE DISCOVERY DEFICIENCIES

AECOM requests that the State serve fully developed and proper supplemental responses addressing the deficiencies identified above and produce all responsive, non-privileged documents, along with a complete privilege log, by no later than October 3, 2025. If the State fails to cure these deficiencies, AECOM will move to compel production and seek all appropriate relief under Rule 37, including costs and fees.

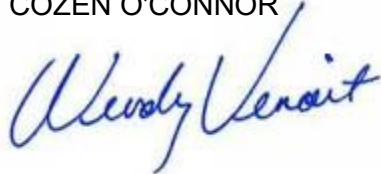
Please contact us within five (5) business days to schedule a meet and confer to discuss these issues. AECOM remains hopeful that these issues can be resolved without court intervention.

AECOM expressly reserves all rights with respect to the State's deficient responses, including the right to seek judicial relief.

Thank you.

Very truly yours,

COZEN O'CONNOR



By: Wendy K. Venoit

WKV

CC:

Lawrence Prosen, Esq. (via email - lprosen@cozen.com)

Michael Filbin, Esq. (via email - mfilbin@cozen.com)

EXHIBIT 6

STATE OF RHODE ISLAND
PROVIDENCE, SC

SUPERIOR COURT

STATE OF RHODE ISLAND,

Plaintiff,

v.

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.,
TRANSYSTEMS CORPORATION, and
VANASSE HANGEN BRUSTLIN, INC.,

Defendants.

C.A. No. PC-2024-04526
Business Calendar

**PLAINTIFF STATE OF RHODE ISLAND'S SUPPLEMENTAL RESPONSES TO
DEFENDANT AECOM TECHNICAL SERVICES, INC'S FIRST REQUEST FOR
PRODUCTION DATED JUNE 12, 2025**

Pursuant to Rule 34 of the Superior Court Rules of Civil Procedure, now comes the Plaintiff, State of Rhode Island (the "Plaintiff" or "State"), and hereby submits the following Supplemental Responses to Defendant, AECOM Technical Services, Inc.'s First Request for Production dated June 12, 2025:

2. The "Original Design" plans and other documents referenced in Paragraph 19 of the Amended Complaint.

SUPPLEMENTAL RESPONSE: See Bates RIDOT_000050807- RIDOT_000050807.

13. The "rehabilitation plans" issued by the Joint Venture referenced in Paragraph 91 of the Amended Complaint.

SUPPLEMENTAL RESPONSE: See Bates RIDOT_000051143 - RIDOT_000051313.

25. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004167) that RIDOT issued on April 26, 2024, for the Washington Bridge Demolition Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

26. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 26, 2024, for the Washington Bridge Demolition Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052892-RIDOT_000052893, RIDOT_000052897-RIDOT_000052957, RIDOT_000052958-RIDOT_000052975, RIDOT_000052976-RIDOT_000052987, RIDOT_000052988-RIDOT_000053003, RIDOT_000053175-RIDOT_000053226, RIDOT_000051731-RIDOT_000051782, RIDOT_000053227-RIDOT_000053366, RIDOT_000051723-RIDOT_000051879, RIDOT_000053367-RIDOT_000053471, RIDOT_000052019-RIDOT_00005213.

27. All contracts, subcontracts, and agreements entered into between You and any other party or third-party related to the demolition of the Washington Bridge, including those with J.R. Vinagro Corporation, Aetna Bridge Company, Jacobs Engineering Group, Inc., or any other contractor or consultant.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

28. All documents relating to RIDOT's evaluation of the proposals and bids received in response to the April 26, 2024 Request for Proposals and all award decision-related documents

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

29. All Communications between You and any contractor, subcontractor, or consultant regarding the demolition of the Washington Bridge.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

30. All internal Communications and Documents concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

31. All Communications and Documents between the State, RIDOT and any third-parties, including consultants, concerning the decision to demolish the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000051731-RIDOT_000052137; RIDOT_000052186-RIDOT_000052190; RIDOT_000053472-RIDOT_000053525; RIDOT_000053771; RIDOT_000053919-RIDOT_000053972; RIDOT_000057413-RIDOT_000057635; RIDOT_000057952-RIDOT_000058068; RIDOT_000058081-RIDOT_000058365; RIDOT_000061767-RIDOT_000062062 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

32. All invoices, payment records, and financial documents reflecting costs incurred or anticipated costs for the demolition of the Washington Bridge, including the demolition itself, the design and planning of that demolition and all other work related thereto.

SUPPLEMENTAL The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000054423-RIDOT_000062592.

33. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052849-RIDOT_52852, RIDOT000052892-RIDOT_000054411 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

34. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052849-RIDOT_52852, RIDOT000052892-RIDOT_000054411 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

35. All Documents and Communications discussing or analyzing the lack of response to Request for Proposals (Solicitation # TRFP24004195) that RIDOT issued on April 30, 2024 for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

36. All Documents and Communications relating to revisions, re-scoping or reissuance of Request for Proposals for the Washington Bridge Replacement Project after Solicitation # TRFP24004195 did not receive any bids.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

37. All Documents and Communications relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052796-RIDOT_000052848; RIDOT_000054412-RIDOT_000054422; RIDOT_000056402-RIDOT_000056407 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

38. All bidding documents and proposals You received relating to the Request for Proposals (Solicitation # TRFP25005022) that RIDOT issued on December 18, 2024 for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052796-RIDOT_000052848; RIDOT_000054412-RIDOT_000054422; RIDOT_000056402-RIDOT_000056407 produced contemporaneously with this Response.

39.All internal Communications and Documents concerning the decision to rebuild the Washington Bridge, including risk assessments, engineering evaluations, and cost-benefit analyses.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, documents that may be responsive to this Request are being compiled and will be produced on or before November 14, 2025.

40.All versions of the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including drafts, amendments, addenda, clarifications and final versions.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000053175-RIDOT_000053226; RIDOT_000053227-RIDOT_000053366; RIDOT_000053367-RIDOT_000053471. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

41. All Communications between You and any potential or actual bidder regarding the Request for Proposals issued by RIDOT for the Washington Bridge Replacement Project, including pre-bid questions, clarifications, and post-submission discussions.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000052849-RIDOT_52852, RIDOT_000052892-RIDOT_000054411 produced contemporaneously with this Response. Documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

42. All cost estimates, budget projections, and financial analyses prepared by or for RIDOT in connection with the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000054423-RIDOT_000062592.

43.All Communications between You and consultants, engineers, or financial advisors regarding projected or estimated costs for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000054423-RIDOT_000062592.

44.All Documents and Communications related to funding sources, grant applications, or federal/state appropriations for the Washington Bridge Replacement Project.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, see Bates RIDOT_000054423-RIDOT_000062592.

77.All Documents and Communications relating to maintenance and repair work performed on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

SUPPLEMENTAL RESPONSE: Defendant AECOM is considering Plaintiff's request for a condensed timeframe for production of documents related to the Eastbound Bridge. Documents responsive to this request will be produced once an agreed-upon timeframe is reached between the Parties.

78.All Documents and Communications related the State's decision to install equipment, sensors and/or monitoring systems relating to traffic volume on the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

SUPPLEMENTAL RESPONSE: Defendant AECOM is considering Plaintiff's request for a condensed timeframe for production of documents related to the Eastbound Bridge. Documents responsive to this request will be produced once an agreed-upon timeframe is reached between the Parties.

79.All agreements entered into between You and any other party or third party relating to inspections, evaluations or construction of the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

SUPPLEMENTAL RESPONSE: Defendant AECOM is considering Plaintiff's request for a condensed timeframe for production of documents related to the Eastbound Bridge. Documents responsive to this request will be produced once an agreed-upon timeframe is reached between the Parties.

80.All Documents and Communications relating to traffic data, including but not limited to traffic counts, flow analyses, and congestion reports for the Eastbound Washington Bridge during the time period of January 1, 1990 to the present.

SUPPLEMENTAL RESPONSE: Defendant AECOM is considering Plaintiff's request for a condensed timeframe for production of documents related to the Eastbound Bridge. Documents responsive to this request will be produced once an agreed-upon timeframe is reached between the Parties.

81.All Documents and Communications relating to any alternative measures considered or implemented to mitigate the alleged increase in traffic volume on the Eastbound Washington Bridge following the emergency closure of the Washington Bridge on December 8, 2023.

SUPPLEMENTAL RESPONSE: The Plaintiff hereby incorporates all prior objections in this supplemental response and without waiving same, documents that may be responsive to this Request are still being compiled and reviewed. Plaintiff will produce additional documents that may exist that are responsive to this request on or before November 14, 2025.

Respectfully Submitted,
Plaintiff,
State of Rhode Island,
By its Attorneys,

/s/ Stephen N. Provazza

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CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of October 2025, I electronically served this document through the electronic filing system on counsel of record. The document electronically served is available for viewing and/or downloading from the Rhode Island Judiciary's Electronic Filing System.

/s/ Edward D. Pare III

EXHIBIT 7

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
5/24/2023	Email	Anthony Pompei	David Raposa, Gentry Andrews	Louis Maccarone, Steven Soderlund	Internal Office Emails regarding how to pay for the catch basin cleaning grate repacements	Deliberative Process	RIDOT_000007958-RIDOT_000007961
3/13/1996	Correspondence	Internal RIDOT- Unknown	Internal RIDOT- Unknown	None	Internal RIDOT note Regarding Review	Deliberative Process	RIDOT_000014733
2/6/1996	Correspondence	Paul M. Jordan, P.E. Senior Project Manager- VHB	Paul Annarummo, P.E.	Kazem Farhoumand	Internal Handwritten Notes regarding lane closures	Deliberative Process	RIDOT_000014759-RIDOT_000014761
3/14/2024	Email	Sean Raymond	Anthony Pompei; Megan E. Hali	Steve Pristawa;Steve Soderlund, Anthony Mako, Andrew, Jr. Gentry, Raposa, David	Internal Office Email discussing comments submitted by FHWA	Deliberative Process	RIDOT_000026026-RIDOT_000026027
5/19/2023	Email	Anthony Pompei	Anthony Palombo	Carlos Padilla, Louis Maccarone, Brett Campos, Audy Bendigo	Internal Office Email regarding the need to redo the ROC to the Design RIC 2014-EB-003	Deliberative Process	RIDOT_000042857
7/27/2022	Email	Esam Eid	Anthony Rotondo	Steven Soderlund, David Walsh	Internal RIDOT Document regarding Fiscal Year 2021 Bridge Replacement Costs	Deliberative Process	RIDOT_000042944
5/19/2023	Email	Anthony Palombo	Anthony Pompei	Carlos Padilla, Louis Maccarone, Brett Campos, Audy Bendigo	Internal RIDOT Document regarding the need to redo the ROC to the Design RIC 2014-EB-003	Deliberative Process	RIDOT_000042989
5/4/2023	Routing Slip/Memo	Anthony Pompei	Lori Fisette	None	Internal RIDOT Document routing for approval AECOM Proposal submitted May 2, 2023	Deliberative Process	RIDOT_000042990-RIDOT_000042991
2/17/2021	Email	Anthony Cimaglia III	Anthony Pompei	None	Internal RIDOT Email Re 2016-DB-059 for internal review and approval	Deliberative Process	RIDOT_000043043
8/22/2017	Email	Kristen Capaldi	Paul DelCioppio	Anthony Marchetti, Anthony Pompei	Internal RIDOT Email re scheduling a meeting with the Director	Deliberative Process	RIDOT_000043115
12/8/2023	Email	Anthony Pompei	Lori Fisette, George Ley	Steven Soderlund	Internal RIDOT email forwarding thread	Deliberative Process	RIDOT_000043151
3/11/2019	Email	Anthony Pompei	Anthony Marchetti	None	Internal RIDOT re followup to thread regarding Washington Bridge Potential Termination Questions	Deliberative Process	RIDOT_000043153
1/30/2024	Email	Anthony Pompei	Steven Soderlund, George Lay, Lawrence Bailey, David Raposa, Andrews, Jr, Gentry	None	Internal RIDOT email regarding meeting scheduled	Deliberative Process	RIDOT_000043157
11/12/2021	Email	Anthony Pompei	Charles Sr. Martin III	None	Internal RIDOTEmail regarding a press inquiry	Deliberative Process	RIDOT_000043179
3/11/2019	Email	Anthony Marchetti	Anthony Pomepi	None	Internal RIDOT re followup to thread regarding Washington Bridge Potential Termination Questions	Deliberative Process	RIDOT_000043370
1/24/2024	Email	Gentry Andrews, Jr.	DOT, Anthony Pompei	Steven Soderlund, David Raposa	Internal Office Email regarding review of project change request	Deliberative Process	RIDOT_000043382
1/24/2024	Attachment to email	Gentry Andrews, Jr.	DOT, Anthony Pompei	Steven Soderlund, David Raposa	Attachment to Internal Office Email regarding review of project change request	Deliberative Process	RIDOT_000043383
1/24/2024	Attachment to email	Gentry Andrews, Jr.	DOT, Anthony Pompei	Steven Soderlund, David Raposa	Attachment to Internal Office Email regarding review of project change request	Deliberative Process	RIDOT_000043384
1/24/2024	Attachment to email	Gentry Andrews, Jr.	DOT, Anthony Pompei	Steven Soderlund, David Raposa	Attachment to Internal Office Email regarding review of project change request	Deliberative Process	RIDOT_000043403
1/25/2024	Attachment to email	Gentry Andrews, Jr.	DOT, Anthony Pompei	Steven Soderlund, David Raposa	Attachment to Internal Office Email regarding review of project change request	Deliberative Process	RIDOT_000043404
1/30/2024	Email	Anthony Pompei	Steven Soderlund, George Ley, Larry Bailey, Raposa David, Andrews, Jr, Gentry.	None	Internal RIDOT Email Re: Meeting regarding the Washington Bridge Emergency Pricing Review	Deliberative Process	RIDOT_000043427

10/19/2017	Email	Kristen Capaldi	Anthony Pompeo, Marchetti Anthony	Lori Fisette, David Fish	Internal office email reading the acceleration with temp ramp and new phasing with and without hydro demo	Deliberative Process	RIDOT_000043591
10/19/2017	Attachment to email	Kristen Capaldi	Anthony Pompeo, Marchetti Anthony	Lori Fisette, David Fish	Attachment to Internal office email reading the acceleration with temp ramp and new phasing with and without hydro demo	Deliberative Process	RIDOT_000043591
10/19/2017	Attachment to email	Kristen Capaldi	Anthony Pompeo, Marchetti Anthony	Lori Fisette, David Fish	Attachment to Internal office email reading the acceleration with temp ramp and new phasing with and without hydro demo	Deliberative Process	RIDOT_000043592
1/3/2018	Email	Daniel Coffland	Kristen Capaldi, Paul DelCioppop	None	Internal Office Email requesting construction schedule	Deliberative Process	RIDOT_000043632
11/29/2017	Narrative	RIDOT	RIDOT	None	Attachment to internal email reading the acceleration with temp ramp and new phasing with and without hydro demo	Deliberative Process	RIDOT_000043633
12/13/2017	RIDOT Portal	RIDOT	RIDOT	None	Internal Document regarding RIDOT's Management Portal	Deliberative Process	RIDOT_000043662
12/13/2017	RIDOT Portal	RIDOT	RIDOT	None	Internal Document regarding RIDOT's Management Portal	Deliberative Process	RIDOT_000043667
	Narrative	RIDOT	RIDOT	None	Internal document regarding Electrochemical Chloride Extraction	Deliberative Process	RIDOT_000043698
6/26/2023	Email	Nicole Leporacci	Scott Hobson	Alias Richardson, Erik Johnson, Anthony Pompei, Louis Maccarone, Jeffrey Klein	Internal RIDOT Email regarding review of the Draft PCN application	Deliberative Process	RIDOT_000043865
1/30/2024	Email	Anthony Pompei	Anthony Mako, Steven Soderlund, George Lay, Lawrence Bailey, David Raposa, Gentry Andrews. Jr	None	Internal RIDOTemail regarding scheduling a meeting	Deliberative Process	RIDOT_000044397
5/11/2017	Email	Paul DelCioppio	Daniel Coffland	None	Internal RIDOT Email regarding May 3, 2017 meeting Minutes	Deliberative Process	RIDOT_000044429-RIDOT_000044430
5/3/2017	Meeting Agenda	RIDOT- Paul DelCioppio	Anthony Pompei, Kristen Capaldi, Stephen Ricci, Sr. Paul DelCioppio, Dan Coffland, Rick Macksound, Dillion Fahey, Kevin Waters, Sean Corrigan, Nick Giardino, Lou Colapierto, Corey Richard	None	Internal RIDOT Meeting Minutes	Deliberative Process	RIDOT_000044431
2/18/2021	Email	Ryan Salvas	Anthony Cimaglia III, James Orr	None	Internal Email regarding deobligation funds for review and comment	Deliberative Process	RIDOT_000045465-RIDOT_000045466
	Correspondence	RIDOT	RIDOT	None	Internal RIDOT handwritten review notes	Deliberative Process	RIDOT_000048081
12/14/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	Dennis Ledo	Internal RIDOT handwritten review notes	Deliberative Process	RIDOT_000048140-RIDOT_000048144
12/6/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.		Internal RIDOT handwritten review notes	Deliberative Process	RIDOT_000048159
2/19/1996	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, PE. Dennis Ledo, P.E.; E.T. Parker	None	Internal note regarding change of date	Deliberative Process	RIDOT_000048276-RIDOT_000048277
2/12/2024	Report Summaries	RIDOT	RIDOT	None	Internal Report Summaries Created for Counsel	Work Product	RIDOT_000050805
4/18/2024	Request for Proposal	RIDOT	None	None	Internal Draft RFP Part 1	Deliberative Process	RIDOT_000054219-RIDOT_000054271
4/19/2024	Request for Proposal	RIDOT	None	None	Internal Draft RFP Part 2	Deliberative Process	RIDOT_000054272-RIDOT_000054411
2/17/2021	Email	Anthony Pompei	Anthony Cimaglia III	Ryan Salvas	Internal RIDOT Email regarding ROC No. 03 deobligation for review	Deliberative Process	RIDOT_000044439

12/20/2023	Email	Mary Vittoria Bertrand	Keith Gaulin	None	Internal Office Emails discussing how payment will be processed	Deliberative Process	RIDOT_000006168-RIDOT_000006172
Unknown Date	Text Message		Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Esq. Director Alviti, 401-527-7385	None	Text Messages between RIDOT Employees and Counsel for RIDOT regarding Counsel providing legal advice	Attorney Client Privilege	RIDOT_000007661
1/18/????	Text Message		Pam Cotter, Liz P, Lori Fisette, John Igliazzi, Esq., Director Alviti, 401-527-7385, Bob Rocchio, Steven Pristawa	None	Text Messages between RIDOT Employees and Counsel for RIDOT regarding Counsel providing legal advice	Attorney Client Privilege	RIDOT_000007662
1/27/2024	Email	Lisbeth Pettengill	Andrea R Palagi, Charles St. Martin III	Matthew Sheaff, Olivia Darocha	Internal Office Emails related to internal questions regarding prior contractors work	Deliberative Process	RIDOT_000010411-RIDOT_000010413
8/6/1996	Correspondence	Peter A. DeSimone	None	None	Inter-office Memo regarding internal pending questions	Deliberative Process	RIDOT_000023090-RIDOT_000023091
7/25/1996	Correspondence	John B. McGee	Kazem Farhoumand, P.E.	Messrs. Capaldi, Parker, Fondi, Pilkington, DeSimone	Inter-office Memo regarding internal matters requiring clarification	Deliberative Process	RIDOT_000023100-RIDOT_000023101
12/6/2023	Email	Anthony Pompei	Anthony Mako	None	Internal Office Email regarding including others on the email thread	Deliberative Process	RIDOT_000040673
2/5/2024	Presentation	RIDOT	FHWA	none	Internal RIDOT Draft Presentation	Deliberative Process	RIDOT_000040687
1/24/2024	Email	James Isabella	Anthony Pompei, Anthony Jr, Gentry	Soderlund Steven; Raposa, David	Internal Office Email re emergency repairs for review by RIDOT team	Deliberative Process	RIDOT_000040730
1/24/2024	Attachment to email	James Isabella	Anthony Pompei, Anthony Jr, Gentry	Soderlund Steven; Raposa, David	Internal Office Email Attachments regarding emergency repairs for review by RIDOT team	Deliberative Process	RIDOT_000040731
1/24/2024	Attachment to email	James Isabella	Anthony Pompei, Anthony Jr, Gentry	Soderlund Steven; Raposa, David	Internal Office Email regarding emergency repairs for review by RIDOT team	Deliberative Process	RIDOT_000040732
1/24/2024	Attachment to email	James Isabella	Anthony Pompei, Anthony Jr, Gentry	Soderlund Steven; Raposa, David	Internal Office Email	Deliberative Process	RIDOT_000040751
12/14/2023	Correspondence	RIDOT	James M. Gallant Jr., P.E.	None	Internal Office Memo and Routing Slip circulated for internal review and approval by RIDOT	Deliberative Process	RIDOT_000040901
12/21/2023	Correspondence	Christopher S. Hart, P.E.	John Megrdochian	None	Internal Office Memo and Routing Slip circulated for internal review and approval by RIDOT	Deliberative Process	RIDOT_000041032-RIDOT_000041033
12/21/2023	Correspondence	Christopher S. Hart, P.E.	John Megrdochian	None	Internal Office Memo and Routing Slip circulated for internal review and approval by RIDOT	Deliberative Process	RIDOT_000041035-RIDOT_000041036
12/14/2023	Correspondence	James M. Gallant Jr., P.E.	John Megrdochian	None	Internal Office Memo and Routing Slip circulated for internal review and approval by RIDOT	Deliberative Process	RIDOT_0000041240-RIDOT_000041241
1/1/2024	Correspondence	RIDOT	RIDOT	None	Internal Office Document created for RIDOT personnel	Deliberative Process	RIDOT_000041246
1/1/2024	Correspondence	RIDOT	RIDOT	None	Internal Office Document created for RIDOT personnel	Deliberative Process	RIDOT_000041271
1/23/2024	Email	John Preiss	Christopher Hart, P.E., Keith Gaulin	None	Internal Office Email for consideration of contractor request	Deliberative Process	RIDOT_000041319
3/6/2022	Email	John Preiss	Keith Gaulin	None	Internal Office Email for consideration of contractor request	Deliberative Process	RIDOT_000041436
3/6/2022	Email	John Preiss	Keith Gaulin	None	Internal Office Email for consideration of contractor request	Deliberative Process	RIDOT_000041440
1/29/2024	Email	Dewei Meng	Keith Gaulin	Mary Vittoria Bertrand, John Preiss	Internal Office Email regarding LARSA model Review	Deliberative Process	RIDOT_000041712

1/26/2024	Attachment to email	VN Engineers, Inc	Jeff Klein, P.E.	None	Attachment to Internal Email Chain regarding LARSA Model Review	Deliberative Process	RIDOT_000041714
12/12/2023	Email	Anthony Pompei	Keith Gaulin	John Preiss	Internal Office Email regarding Post-tensioning testing options	Deliberative Process	RIDOT_000041761
10/19/2017	Email	Lori Fisette	Anthony Pompei; Anthony Marchetti	None	Internal Office Email regarding sub-contractor violation	Deliberative Process	RIDOT_000041954
8/22/2017	Email	Kristen Capaldi	Paul DelCioppio	Anthony Marchetti, Anthony Pompei	Internal Office Email regarding scheduling a meeting re final pricing for Cardi Corp.	Deliberative Process	RIDOT_000042482
9/13/2016	Email	Christopher Hart	Kenneth Buteau	Jan Bak	Internal Office Email discussing draft of comments from submissions related to 2016-CB-016	Deliberative Process	RIDOT_000042696
9/13/2019	Memo	Christopher Hart	George Chahine	None	Internal RIDOT Draft Document related to the comments from submissions related to 2016-CB-016	Deliberative Process	RIDOT_000042697

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	PRIVILEGE	BATE NUMBERS
	Memo	RIDOT	RIDOT		Internal Handwritten Notes	Non-Responsive	RIDOT_000049285
	Memo	RIDOT	RIDOT		Internal Handwritten Notes	Non-Responsive	RIDOT_000049286
11/15/2017	Meeting Agenda	Dan Coffland, Paul DelCioppio	George Ley, Anthony Pompei, Kristen Capaldi, Stephen Ricci, Sr., Paul DelCioppop, Dan Coffland, Rick Macksound, Dillion Fahey, Kevin Waters, Sean Corrigan, Nick Giardino, Lou Colapietro, Corey Richard	None	Project Status Meeting Minutes Agenda Copy	Handwritten, non-responsive margin notes redacted	RIDOT_000049331
1/5/2018	Correspondence	Nicholas A. Giardino	Kristen Capaldi	Stephen Ricci, Paul Del Cioppop, Dillon Fahey	Cost Breakdown	Handwritten, non-responsive margin notes redacted	RIDOT_000049440
11/14/2018	Meeting Agenda	Paul DelCioppio	George Ley, Anthony Pompei, Kristen Capaldi, Stephen Ricci, Sr., Paul DelCioppop, Dan Coffland, Rick Macksound, Dillion Fahey, Kevin Waters, Sean Corrigan, Nick Giardino, Lou Colapietro, Corey Richard	None	Project Status Meeting Notes	Handwritten, non-responsive margin notes redacted	RIDOT_000049676-RIDOT_000049677
4/4/2018	Meeting Agenda	Paul DelCioppio	George Ley, Anthony Pompei, Kristen Capaldi, Stephen Ricci, Sr., Paul DelCioppop, Dan Coffland, Rick Macksound, Dillion Fahey, Kevin Waters, Sean Corrigan, Nick Giardino, Lou Colapietro, Corey Richard	None	Project Status Meeting	Handwritten, non-responsive margin notes redacted	RIDOT_000049688
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007717-RIDOT_000007723
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007777
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007778-RIDOT_000007784
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007804-RIDOT_000007815
10/11/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007822-RIDOT_000007828
2/9/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007829-RIDOT_000007834

9/9/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000007835-RIDOT_000007841
9/13/2022	Email	Anthony Palombo	Anastasia Wachter	Loren Doyle, Linda Burke, Lori Fisette, Carlos Padilla, Brett Campos, Jim Primeau, James McGinn, Anthony Pompei, Louis Maccarone	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008661-RIDOT_000008867
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008876-RIDOT_000008882
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008885-RIDOT_000008890
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non- Responsive Materials	RIDOT_000008915-RIDOT_000008921
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008922-RIDOT_000008928
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008929-RIDOT_000008940
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008943-RIDOT_000008949
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008950-RIDOT_000008956
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008959-RIDOT_000008970
1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000008995-RIDOT_000009001
4/12/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000009006-RIDOT_000009017

1/10/2022	Email	Anthony Palombo	Anastasia Wachter	Anthony Pompei, Louis Maccarone, James Primeau, James McGinn, Lori Fisette, Loren Doyle, Randy Warden, Carlos Padilla, Wilfred Hernandez	Internal Office Emails regarding unrelated bridges	Non-Responsive Materials	RIDOT_000009181-RIDOT_000009187
10/21/2024	Email	James Fitzpatrick	Anthony Pompei, Anthony Jr, Gentry	Kyle Ferreira	Internal Handwritten Notes	Non-Responsive	RIDOT_000025559
2/28/2024	Cost Details	Barletta Heavy Division, Inc.	RIDOT	None	Internal Handwritten Notes	Non-Responsive	RIDOT_000025610,RIDOT_000025612-000025613,RIDOT_000025615-RIDOT_000025616
6/14/2017	Meeting Agenda	Paul DelCioppio	George Ley, Anthony Pompei, Kristen Capaldi, Stephen Ricci, Sr., Paul DelCioppop, Dan Coffland, Rick Macksound, Dillion Fahey, Kevin Waters, Sean Corrigan, Nick Giardino, Lou Colapietro, Corey Richard	None	Project Status Meeting	Handwritten, non-responsive margin notes redacted	RIDOT_000049515,RIDOT_000049518
		David W. Fish P.E.	Steven A. Cardi	Beltram, Capaldi, Fisette, Fish, Igliazzi, Marchetti, Pompei	Post it note	Handwritten, non-responsive margin notes redacted	RIDOT_000049569-RIDOT_000049570
1/6/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	W. Flanders, PR, Chief Engineer- Construction J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between ATENA and RIDOT	Personal Information - Social Security Numbers	RIDOT_000001081, RIDOT_000001083
4/11/1998	Timesheet	Joan Martel- AETNA Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001539-RIDOT_000001542
12/13/1997	Timesheet	Linda M Duffy - AETNA Bridge- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001543-RIDOT_000001544
9/13/1997	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001545-RIDOT_000001548
4/12/1997	Timesheet	Joan Martel - Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001549-RIDOT_000001552
4/5/1997	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001553-RIDOT_000001556
11/30/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001558-RIDOT_000001651
11/9/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001562-RIDOT_000001566
11/16/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001567-RIDOT_000001571
10/26/1996	Timesheet	Aetna Bridge Company	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001577-RIDOT_000001581
6/22/1996	Timesheet	Linda M Duffy- Aetna Bridge Company- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001582-RIDOT_000001587
5/11/1996	Timesheet	Linda M Duffy- Aetna Bridge Company- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001588-RIDOT_000001589
4/13/1996	Timesheet	Linda M Duffy - AETNA Bridge- Payroll Supervisor	RIDOT	None	Timesheet for ATENA Workers	Personal Information - Social Security Numbers	RIDOT_000001590-RIDOT_000001591
5/6/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J. Capaldi, PE, Chief Engineer J. Pilkington, Asst. Chief/Const. Operations Jobsite	Correspondence between ATENA and RIDOT	Personal Information - Social Security Numbers	RIDOT_000001035,RIDOT_000001038,RIDOT_00001040, RIDOT_000001042

DATE & TIME	RECORD TYPE	AUTHOR	RECIPIENT	COPYEES	SUBJECT MATTER	BATE NUMBERS
3/5/1998	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	W. Flanders, PR, Chief Engineer-Construction J. Pilkington, Asst. Chief/Construction Operation Jobsite	Correspondence between ATENA and RIDOT	RIDOT_000000855-RIDOT_000000856
2/20/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between RIDOT and AETNA	RIDOT_000001336-RIDOT_000001338
6/24/1996	Correspondence	Serafin Evora- EEO Compliance Officer- RIDOT	Joan Martel - EEO Officer- Aetna Bridge	J. McGee, J. Capaldi, C. Cherry, P. DeSimone (R.E.)	Correspondence between ATENA and RIDOT	RIDOT_000001411-RIDOT_000001414
11/20/2023	Correspondence	Barletta-Atena I-195 Washington Bridge North Phase 2 JV	RIDOT	None	Invoicing hours for the month of November 2023.	RIDOT_000002310-RIDOT_000002315
2/9/2024	Email	RIDOT- Anthony Pompei	Lori Fisette, Loren Doyle	Steven Soderlund	Internal Office Emails	RIDOT_000004288-RIDOT_000004289
4/20/2017	Email	Kristen Capaldi	Anthony Pomepi	None	Internal Office Emails	RIDOT_000004388-RIDOT_000004389
12/16/2023	Email	Anthony Rotondo	Keith Gaulin, Carlos Padilla	John Preiss, Anthony Pompei, Anthony Palombo	Internal Office Emails	RIDOT_000004968-RIDOT_000004974
12/13/2023	Email	Paul McGuinness - Mbaker	Marc D'Amore, Keith Gaulin	Anthony Pompei, John Preiss	Internal Office Emails	RIDOT_000005233-RIDOT_000005239
12/14/2023	Email	Keith Gaulin	Anthony Pomepi, John Preissm Corey Richard, Anthony Rotondo	Kristina Hanes, Joseph Allwarden, Dave Fish, Steven Soderlund	Internal Office Emails	RIDOT_000005541-RIDOT_000005543
11/3/2017	Email	Robert Rocchio	Peter Alviti Jr, Shoshana Lew, David Fish, Loren Doyle	Georgette Chahine, Kieth Gaulin, David Cluley	Internal Office Emails	RIDOT_000005764-RIDOT_000005765
4/25/2017	Email	Kristen Capaldi	Paul DeCioppio	None	Internal Office Emails	RIDOT_000006336-RIDOT_000006338
12/15/2006	Correspondence	RIDOT	RIDOT	None	RFI Tracking Sheet	RIDOT_000014361
10/13/2010	Correspondence	Peter A. Healey, P.E. - Acting Chief Civil Engineer	Jean Boyle, Director, Department of Planning	Smith, Palumbo, Fish, Healey, Pavia, Gagnon, Hebert, Simpson, Emidy	Correspondence between RIDOT and Providence Preservation Society	RIDOT_000014456-000014459
11/25/1996	Correspondence	Dennis Ledo	Kazem Farhoumand, P.E. Managing Engineer, Bridge Design	Mr. Farhoumand	Letter of Transmittal	RIDOT_000014564
11/7/1195	Correspondence	Dennis Ledo	Kazem Farhoumand, P.E. Managing Engineer, Bridge Design	Mr. Farhoumand	Letter of Transmittal	RIDOT_000014631
12/15/2023	Correspondence	Elizabeth Correria - Senior Historic Preservation Specialist	Devon Kurtz, Executive Director, Blackstone Heritage Corridor, inc.	Begin, Byrne, Correia, Fahey, Palumbo, Soderlund	Data Sheet	RIDOT_000011044-RIDOT_000011046
10/28/2003	Correspondence	State of Rhode Island -Construction Unit	State of Rhode Island - Transportation	Chief Engineer	Inter-office Memo	RIDOT_000022483-RIDOT_000022485
5/30/1996	Correspondence	RI Department of Transportation	State of Rhode Island - Transportation	None	Daily Force Account Work Sheet	RIDOT_000022744-RIDOT_000022747
5/30/1997	Correspondence	State of Rhode Island -			Report of Change	RIDOT_000022774-RIDOT_000022775
7/30/1996	Correspondence	Kazem Farhoumand, P.E.	P. DeSimone	None	Letter of Transmittal	RIDOT_000023095-RIDOT_000023097, RIDOT_000023099
5/24/1996	Correspondence	Kazem Farhoumand, P.E.	John B. McGee	Messrs. Capaldi, Parker, Annarrumo;Jackvony,Boardman, Nickelson	Inter-office Memo	RIDOT_000023177-RIDOT_000023178
10/22/1996	Correspondence	RIDOT	RIDOT	None	Inspector Report of Daily Activity	RIDOT_000024393
2/2/2024	Email	Anthony Pompei	Jeanette Smith, Lizbeth Pettengill, Robert Rocchio, Fisette Lori, Loren Doyle	Steven Soderlund	Internal Office Email	RIDOT_000040685
1/25/2024	Email	John Preiss	Christopher Hart, P.E., Keith Gaulin	None	Internal Office Email	RIDOT_000040929
12/12/2023	Correspondence	Michael Murdock	William Rauseo, Jeff Klein	Thomas Da Lomba, Geoffrey Dilg	Internal Document	RIDOT_000041185
12/28/2023	Correspondence	Jeff Klein	RIDOT	None	Internal Document	RIDOT_000041206
1/25/2024	Correspondence	James Twomey	None	None	Internal Document	RIDOT_000042234-RIDOT_000042236

8/5/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J. Capaldi, PE, Chief Engineer J. Pilkington, Asst. Chief/Const. Operations Jobsite	Correspondence between ATENA and RIDOT	RIDOT_000000585- RIDOT_000000589
10/8/1996	Correspondence	Phillip Kydd- Administrator	Joan Martel - EEO Officer- Aetna Bridge	J. Capaldi - Construction Operations L. Boisclair (R.E.), P. DeSimone (R.E.) E.Colantuono (R.E.) SER- jobs for Progress, J. Marcello (Tilcon Gammino)	Correspondence between RIDOT and AETNA	RIDOT_000001290-RIDOT_000001292
6/5/1996	Correspondence	Jeffrey A. Bostock - AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite	Correspondence between ATENA and RIDOT	RIDOT_000001431-RIDOT_000001435
9/5/1996	Correspondence	RIDOT	RIDOT	None	Internal Handwritten Notes	RIDOT_000024510
3/1/2024	Email	Nuno M. Vasconcelos	David Raposa;Andrew, Jr, Gentry; Lane, Tracy; Postle, Kenneth	None	Personal Information	RIDOT_000025686
5/17/2024	Pay Estimate Recap	Barletta Heavy Division, Inc.; AETNA	RIDOT	None	Internal Handwritten Notes	RIDOT_000025926,RIDOT_000025942, RIDOT_000025944-000025945, RIDOT_000025947-RIDOT_000025948
4/2/2024	Email	Anthony Pompei	James Fitzpatrick; Jeffrey Klein	Steve Pristawa;Steve Soderlund, Anthony Mako, Andrew, Jr. Gentry, Kyle Ferreira, George Lay, Jeff Bostock	Handwritten notes	RIDOT_000026029
1/31/2022	Certificate of Compliance	Liddell Leasing Corp	Barletta/AETNA I-195 Washington Bridge North Phase 2 JV	Notes	Handwritten notes	RIDOT_000031823
10/27/2021	Email	Bryan Blackerby	David Raposa	Anthony Pompei, Louis Maccarone, Michael Swift, David Raposa	Handwritten notes	RIDOT_000031858
10/21/2021	Meeting Agenda	RIDOT	Barletta/AETNA, VHB	None	Handwritten notes	RIDOT_000032334, RIDOT_000032336
12/1/2021	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032350- RIDOT_000032351,RIDOT_000032354
1/26/2022	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032364-RIDOT_000032367
5/4/2022	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032379-RIDOT_000032381
11/16/2022	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032424
1/25/2023	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032440,RIDOT_000032442
2/8/2023	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032444
4/5/2023	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032448,RIDOT_000032450
11/15/2023	Meeting Agenda	RIDOT	Barletta/AETNA JV	None	Handwritten notes	RIDOT_000032475-RIDOT_000032480
3/30/1988	Correspondence	Paul R. Annaummo, P.E. - Managing Engineer	Wendall J. Flanders - Chief Engineer	Capaldi, Parker, Annarummo, Corrao, DeAngelis, Pilkington, Carter	Inter-Office Memo	RIDOT_000000817-RIDOT_000000819
4/22/1997	Correspondence	Robert V. Atcherley- Superintendent- AETNA	Peter DeSimone- Resident Engineer - RIDOT	J.Capaldi, PE, Chief Engineer- J. Pilkington, Asst. Chief/Construction Operation Jobsite J. Pursche, CFO	Correspondence between RIDOT and AETNA	RIDOT_000001326, RIDOT_000001329,RIDOT_000001333, RIDOT_000001334
11/3/1995	Correspondence	Edmund T. Parker, Jr., P.E.	David A. Ferguson	Parker, Bennett, Smith, Farhoumand, Faraj, Consultant (Paul Jordan)		RIDOT_000014660
10/3/1995	Correspondence	Dennis Ledo	Internal RIDOT- Unknown	None		RIDOT_000014695, RIDOT_000014697
12/1/1995	Correspondence	Gilbert Pemberton, II	Paul M. Jordan, P.E.	K. Farhoumand- RIDOT, B.Patel- VHB. S.D. Morgan-NYNEX, J.A. Scunginom Jr. - RIDOT,		RIDOT_000014699- RIDOT_000014700
7/12/1993	Correspondence	The Commonwealth	RIDOT			RIDOT_000014862-RIDOT_000014880
6/13/2022	Email	Anastasia Wachter	Anthony Palombo	Lori Fisette, Anthony Pompei		RIDOT_000042826
6/10/2020	Routing Slip	David Clutey, PE	John Megrdochian	John Preiss		RIDOT_000045097

3/11/2020	Memo & Routing Slip	David Cluley, PE	John Megrdochian	John Preiss		RIDOT_000045102-RIDOT_000045103
12/3/2020	Email	David Cluley, PE	Monica Raposo,	Lisa Shevlin		RIDOT_000045118-RIDOT_000045119
3/29/2022	Memo & Routing Slip	David Cluley, PE	John Megrdochian	John Preiss		RIDOT_000045135-RIDOT_000045136
12/14/2023	Memo & Routing Slip	James M. Gallant Jr., P.E.	John Megrdochian	John Preiss & C. Hart		RIDOT_000045320-RIDOT_000045321
6/18/2023	Memo & Routing Slip	John Megrdcian	Christopher Hart, P.E.	John Preiss & C. Hart		RIDOT_000045326-RIDOT_000045327
2/15/1996	Correspondence	RIDOT	RIDOT	None		RIDOT_000046367-RIDOT_000046368
12/14/2010	Correspondence	Michael A. Hebert	David Fish, P.E.	None		RIDOT_000046991
5/24/1996	Correspondence	Robert V. Atcherley	Peter DeSimone	J.McGee, J.Pilkington		RIDOT_000047621
10/4/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	Dennis Ledo		RIDOT_000047981- RIDOT_000047982,RIDOT_000047984
11/14/1995	Correspondence	John McFee	Kazem Farhoumand, P.E.	Kazem Farhoumand, P.E.		RIDOT_000048009-RIDOT_000048010
11/6/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	Dennis Ledo, David Arnold		RIDOT_000048044
11/6/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	Dennis Ledo, David Arnold, Antonio P. Franco, Dr. Randall Poston		RIDOT_000048057,RIDOT_000048059
11/15/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	None		RIDOT_000048240
1/5/1996	Correspondence	Kazem Farhoumand, P.E.	Dennis Ledo, P.E.	None		RIDOT_000048243
7/17/2025	Checklist	Gentry Andrews, Jr.	Steven Soderlund, P.E.	Finals, Anthony Pompei		RIDOT_000049915-RIDOT_000049918
3/6/2024	Cost Details	Barletta Heavy Division, Inc	RIDOT	None		RIDOT_000044533
9/15/2015	Cost Details	AECOM, Aries, Commonwealth	RIDOT	None		RIDOT_000044870- RIDOT_000044871,RIDOT_000044881, RIDOT_000044884,RIDOT_000044888- RIDOT_000044891
2/8/2018	Cost Details	AECOM	RIDOT	None		RIDOT_000044985- RIDOT_000044987,RIDOT_000044991
12/7/2017	Cost Details	AECOM	RIDOT	None		RIDOT_000045018- 000045019,RIDOT_000045024
8/19/2020	Cost Details	AECOM, Aries, Commonwealth	RIDOT	None		RIDOT_000045030- RIDOT_000045031,RIDOT_000045035,RIDOT_000045046,
9/10/2019	Invoice	AECOM	RIDOT	None		RIDOT_000045072,RIDOT_000045081
4/20/1995	Correspondence	Paul M. Jordan,P.E.	Kazem Farhoumand, P.E.	Dennis Ledo		RIDOT_000048429
1/26/2024	Invoice	AECOM	RIDOT	None		RIDOT_000049861,RIDOT_000049863- RIDOT_000049875, RIDOT_000049877- RIDOT_000049883
5/16/2024	Payroll Summary	AECOM	RIDOT	none		RIDOT_000049897-RIDOT_000049898
2/8/2019	Correspondence	AECOM	RIDOT	None		RIDOT_000011423-RIDOT_000011433
5/4/2023	Routing Slip	Anthony Pompei	Lori Fisette	None		RIDOT_000042858-RIDOT_000042859
12/14/2023	Email	Steven Soderlund	Lori Fisette	None		RIDOT_000042960
12/14/2023	Email	Loren Doyle	Derek Torrey, Lori Fisette	None		RIDOT_000042965

EXHIBIT 8



November 11, 2025

Wendy K. Venoit

VIA E-MAIL

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Re: *State of Rhode Island v. AECOM Technical Services, Inc., et al.*
Rhode Island Superior Court – Business Calendar
C.A. No. PC-2024-04526

Second Notice of Deficiency in the State's Discovery Responses to AECOM's First Request For Production of Documents and First Notice of Deficiency in the State's First Set of Interrogatories and Privilege Log

Dear Counsel:

This correspondence follows AECOM Technical Services, Inc.'s ("AECOM") prior deficiency letter dated September 19, 2025, and addresses unresolved deficiencies in the State of Rhode Island's ("State") discovery responses, including its responses to AECOM's first set of interrogatories dated October 20, 2025, supplemental responses to AECOM's first request for production of documents dated October 15, 2025, and the State's privilege log dated October 15, 2025.

Despite multiple meet-and-confer efforts, the State's amended responses remain deficient in several key respects. Pursuant to rules 26, 33, and 34 of the Rhode Island Superior Court Rules of Civil Procedure, AECOM hereby requests that the state supplement its responses and privilege log without further delay. Specifically:

I. DEFICIENCIES IN THE STATE'S INTERROGATORY RESPONSES

A. Improper Refusal Based on Interrogatory Count.

The State's objection that AECOM exceeded the permissible number of interrogatories under Rhode Island Superior Court Rule 33(b) is improper. Rule 33(b) limits a party to thirty (30) interrogatories, but it does not specify how subparts should be counted. Courts interpreting materially identical language under Federal Rule of Civil Procedure 33(a)(1) have consistently held that subparts are not counted separately if they are logically or factually subsumed within and necessarily related to the primary question. See *Safeco of Am. v. Rawstron*, 181 F.R.D. 441, 445 (C.D. Cal. 1998); *Kendall v. GES Exposition Servs., Inc.*, 174 F.R.D. 684, 685–86 (D. Nev. 1997); Fed. R. Civ. P. 33 advisory committee's note (1993).

Under that well-established standard, AECOM's interrogatories each present one primary inquiry directed to a discrete allegation of breach in the State's Amended Complaint, with limited subparts requesting the factual components necessary to form a complete response (e.g., identifying the contract provision, describing the manner of breach, identifying responsible persons, and describing resulting damages or supporting documents). Each subpart is thus "logically or factually subsumed within and necessarily related to the primary question" and should be counted as one interrogatory. *Safeco*, 181 F.R.D. at 445.

Rhode Island case law likewise treats the counting of subparts as a matter of judicial discretion, not arithmetic. See *Eleazer v. Ted Reed Thermal, Inc.*, 576 A.2d 1217, 1220 (R.I. 1990) (recognizing that trial courts have discretion to determine whether interrogatories are excessive); *Francis v. Barber Auto Sales, Inc.*, 454 A.2d 703, 705 (R.I. 1983) (same). Neither case imposes a rule requiring each subpart to be counted separately.

Applying these principles, the State's assertion that AECOM "exceeded the number of interrogatories allowed" by including enumerated subparts (e.g., Interrogatory Nos. 1–5, each of which contains lettered components (a) through (f)) is unfounded. Each interrogatory seeks one ultimate factual disclosure—such as the basis of a specific contractual-breach allegation—and simply requests the factual particulars necessary to frame that answer. The State's counting of each enumerated subpart as a separate interrogatory contradicts the text and purpose of Rule 33 and the overwhelming weight of authority interpreting it.

Accordingly, AECOM demands that the State withdraw its objection based on Rule 33(b) and provide full and complete substantive responses to Interrogatories Nos. 8– 28 within ten (10) calendar days hereof.

II. PRIVILEGE LOG DEFICIENCIES.

AECOM remains significantly concerned with the State's October 15, 2025 Privilege Log, which continues to suffer from the same fundamental deficiencies identified in our September 19, 2025 Discovery Deficiency Letter. The State has failed to cure these issues, and its privilege assertions remain procedurally and substantively improper under Rule 26(b)(5) of the Rhode Island Superior Court Rules of Civil Procedure.

A. Deficient Privilege Log

By way of reminder, the State offered its privilege log after AECOM sent its first deficiency letter with respect to the State's responses to AECOM's document requests. The State promised the log by October 9, 2025 and ultimately produced it on October 15, 2025. As articulated in our second meet and confer call held on October 21, 2025, the log is procedurally deficient in that it

lacks the level of detail necessary to fully evaluate the State's assertions of privilege. For the following non-exhaustive list of reasons, the log is deficient:

- The log does not identify whether any of the authors or recipients are attorneys, notwithstanding the State's claims of attorney-client or work product privilege.
- The log combines both withholding and redactions without distinguishing between the two. As such, it is not clear whether a given log entry is a complete withholding of the referenced document or simply a partial redaction of the document.
- The log does not explain the basis of the withholding with sufficient detail and particularity to evaluate the propriety or applicability of the basis. This is discussed further in the paragraphs below.
- The log lacks sufficient descriptions to identify the nature and substance of the listed documents, making it difficult, if not impossible, to evaluate the validity of the withholding/redaction.

Notwithstanding AECOM's identification of these deficiencies during that October 21, 2025 call, the deficiencies have not been addressed to date. In addition to these procedural deficiencies, AECOM has the following substantive complaints with the State's stated bases for withholding and/or redaction.

B. Deliberative Process Privilege.

As detailed in our prior letter and during both of our meet and confer calls, the State has waived the deliberative process privilege by placing its internal decision-making directly at issue in this litigation. *See Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at 3 (R.I. Super. July 7, 2014) (holding that a government agency waives the deliberative process privilege when its internal decision-making is central to its claims). The State's continued reliance on this alleged privilege as a basis for withholding/redaction is improper and obstructs meaningful evaluation of its claims.

Moreover, the State has assigned the deliberative process privilege to documents that do not appear to qualify under any reasonable interpretation of the privilege. For example:

- **RIDOT_000002310–RIDOT_000002315:** Correspondence from Barletta-Aetna JV to RIDOT regarding invoicing hours for November 2023. This is transactional correspondence, not deliberative in nature.
- **RIDOT_000005541–RIDOT_000005543:** "Internal office emails." No explanation is provided as to how these emails reflect policy deliberation.
- **RIDOT_000040805:** "Internal report summaries." The State fails to describe the subject matter or how these summaries are "pre-decisional" and "deliberative."
- **RIDOT_000054219–RIDOT_000054271 and RIDOT_000054272–RIDOT_000054411:** Draft RFP documents. While drafts may sometimes be deliberative, the State provides no context or explanation for withholding these documents, especially given that the RFP process is central to the State's claims.
- **RIDOT_000043698:** A "narrative" document with no description of its contents or relevance.

- **RIDOT_000049285–RIDOT_000049286:** “Internal Handwritten Notes” with no description of the contents, relevance, author or date.

These examples reflect a pattern of over-designation, where the State applies the deliberative process label to routine communications, financial records, and project documentation without any supporting detail. As previously cited, *Rhode Island Economic Development Corp. v. Wells Fargo Securities, LLC*, No. PB125616, 2014 WL 3407982, at 3 (R.I. Super. July 7, 2014), makes clear that when a government entity places its internal decision-making at issue—as the State has done here—it waives the privilege. The State’s continued reliance on this privilege is improper and obstructs meaningful evaluation of its claims.

Moreover, the State has failed to describe the nature of the withheld documents in a manner that enables AECOM to assess the applicability of the deliberative process privilege, as required by Rule 26(b)(5). The privilege log lacks any indication of whether the documents are pre-decisional, reflect deliberative communications or constitute factual material, or how they relate to specific policy decisions. Without such information, AECOM is unable to determine whether the privilege has been properly invoked or whether factual portions of the documents could be segregated and produced. The State’s failure to provide this foundational information renders its privilege assertions legally insufficient and further underscores the need for immediate corrective action.

C. Personal Information.

The State has also invoked “Personal Information” as a basis for withholding documents that do not appear to contain sensitive personal data. Examples include:

- **RIDOT_000025926, RIDOT_000025944–RIDOT_000025948:** Pay estimate recaps and payroll summaries. These documents relate to project costs and contractor payments, not personally identifiable information.
- **RIDOT_000001539–RIDOT_000001552:** Timesheets for Aetna workers. While some redaction may be appropriate, wholesale withholding under “Personal Information” is excessive without further justification.
- **RIDOT_000025926, RIDOT_000025944–RIDOT_000025948:** These entries simply state “Internal Handwritten Notes” and “Pay Estimate Recap.” The documents reflect project-level financial data and cost accounting—not personal identifiers such as social security numbers, medical records, or private contact information. The State has not explained what specific personal information is contained in these records or why redaction would not suffice.
- **RIDOT_000031858, RIDOT_000032334, RIDOT_000032350–RIDOT_000032354:** Meeting agendas and handwritten notes are withheld under the personal information designation. These documents typically contain project coordination details and scheduling—not sensitive personal data. The State has not identified any specific personal information within these records, nor has it explained why redaction would be insufficient.

The State’s failure to identify what constitutes “personal information” in each instance, or to explain why redaction is not feasible, prevents AECOM from meaningfully evaluating the legitimacy of these privilege claims. Without individualized descriptions or a clear basis for withholding, the State’s invocation of this protection is improper and must be cured. AECOM requests that the State either produce these documents with appropriate redactions or provide detailed explanations justifying their continued withholding.

D. Work Product.

The State has assigned the work product privilege to documents dating back decades, including correspondence from the 1990s (e.g., RIDOT_000001336–RIDOT_000001338, RIDOT_000001411–RIDOT_000001414). These entries do not reference any litigation or the anticipation of litigation that would trigger protection under the work product doctrine. Moreover, there is no indication in the privilege log whether any of the individuals listed in the “Author” or “Recipient” fields are attorneys, or whether the documents were prepared at the direction of counsel in anticipation of litigation.

Without such foundational information, the State’s invocation of the work product doctrine is unsupported. The State must explain the basis for asserting work product protection over these historical documents or withdraw its claim of privilege and produce the referenced documents. AECOM cannot meaningfully assess the applicability of the work product doctrine without knowing the legal context, the role of the individuals involved, and the nature of the documents withheld.

E. Attorney-Client Privilege.

Several entries assert attorney-client privilege without identifying whether the author or recipient is an attorney. For example, text messages involving “Pam Cotter, Liz P, Lori Fisette, John Igliozi, Director Alviti” (RIDOT_000007661–RIDOT_000007662) are labeled as attorney-client communications, yet no attorney is identified. The State must identify the legal personnel involved and explain the nature of the communication to justify the privilege.

F. “Non-Responsive Materials”.

The State has used “Non-Responsive Materials” as a basis for withholding numerous documents, including:

- RIDOT_000007717–RIDOT_000007723, RIDOT_000008661–RIDOT_000008867: Internal Office emails labeled as non-responsive without any description of their content.

This designation is problematic because the State provides no basis for determining whether the materials are truly non-responsive or improperly withheld. AECOM cannot evaluate the validity of this assertion without further details.

G. Deficient Descriptions.

The “Description” column in the State’s privilege log is wholly inadequate. Entries such as “Internal Office Emails,” “Correspondence,” or “Handwritten Notes” provide no indication of the subject matter, context, or relevance. Without meaningful descriptions, AECOM cannot evaluate the validity of the asserted privileges, as required under Rule 26(b)(5).

III. SUPPLEMENTAL RESPONSES TO AECOM’S FIRST REQUEST FOR PRODUCTION.

While the State’s October 15, 2025 Supplemental Responses address certain deficiencies identified in AECOM’s September 19, 2025 Discovery Deficiency Letter, many of the core issues remain unresolved. Chief among them is the State’s continued failure to clearly indicate whether it has produced or will produce responsive documents for numerous Requests for Production (“RFPs”). The State’s repeated invocation of “discovery is ongoing” and vague promises to produce documents “on or before November 14, 2025” do not satisfy its obligations under Rule 26.

For example:

- **In response to RFP Nos. 25, 27–31, 33–36, 39, 41**, and others, the State incorporates prior objections and then states that documents “are still being compiled and reviewed” and “will be produced...on or before November 14, 2025.” However, the State fails to confirm whether any documents have already been produced or whether any responsive documents exist at all. This ambiguity prevents AECOM from evaluating the sufficiency of the State’s production and assessing whether judicial intervention is necessary.
- In **RFP No. 35**, which seeks “[a]ll Documents and Communications discussing or analyzing the lack of response to Request for Proposals (Solicitation # TRFP24004195),” the State merely states that documents “are still being compiled and reviewed.” This is particularly problematic given the centrality of this RFP to the State’s claims and the need for AECOM to understand the State’s internal deliberations and communications regarding the failed procurement.
- Similarly, **RFP Nos. 77–80**, which concern traffic data and maintenance on the Eastbound Washington Bridge, remain deficient. The State continues to assert that it is “considering Plaintiff’s request for a condensed timeframe” and will produce documents “once an agreed-upon timeframe is reached.” This non-committal language fails to clarify whether responsive documents exist, whether any are being withheld, or when production will occur. These Requests are directly relevant to the State’s damages theory and cannot be left unresolved.
- In **RFP No. 81**, which seeks “[a]ll Documents and Communications relating to any alternative measures considered or implemented to mitigate the alleged increase in traffic volume on the Eastbound Washington Bridge,” the State again fails to identify any documents produced or confirm whether responsive documents exist.

The State’s continued reliance on vague, noncommittal language and its failure to confirm the existence or production of responsive documents are inconsistent with its obligations under Rule 34. AECOM is entitled to know whether responsive, non-privileged documents exist and whether they have been or will be produced. The State’s failure to provide this clarity impedes AECOM’s ability to assess compliance and prepare its defense.

We therefore demand that the State serve further amended responses that:

1. Clearly state, for each RFP, whether responsive, non-privileged documents exist;
2. Confirm whether any documents are being withheld on the basis of privilege or other objections;
3. Provide a date certain for the production of any outstanding responsive documents; and
4. With respect to RFP Nos. 77–80, identify within five (5) days of the date of this letter the specific timeframe the State contends should apply to these Requests. Upon receipt, AECOM will promptly respond with its position.

Absent full compliance, AECOM will have no choice but to seek relief from the Court, including filing a motion to compel and appropriate sanctions under Rule 37.

IV. AECOM'S REQUEST FOR THE STATE TO CURE DISCOVERY DEFICIENCIES

AECOM respectfully restates and renews its demands that the State take immediate and concrete steps to cure the discovery deficiencies outlined above. These deficiencies—spanning the State's privilege assertions, supplemental document responses, and interrogatory answers—have materially impeded AECOM's ability to evaluate the State's claims and prepare its defense. The State's continued reliance on vague objections, blanket privilege assertions, and incomplete disclosures is inconsistent with its obligations under the Rhode Island Superior Court Rules of Civil Procedure.

To that end, AECOM demands that the State:

1. Withdraw its objection based on Rule 33(b) and provide full and complete substantive responses to Interrogatories Nos. 8- 28 within ten (10) calendar days hereof
2. Serve amended responses to AECOM's First Request for Production and First Set of Interrogatories that clearly identify whether responsive, non-privileged documents exist and whether any documents are being withheld on the basis of privilege or other objections, including providing the basis and support for its asserting the deliberative process privilege;
3. Produce a complete and detailed privilege log that complies with Rule 26(b)(5), including individualized descriptions of each withheld document, the basis for the asserted privilege, and identification of any attorneys involved;
4. Clarify the timeframe it proposes to apply to RFP Nos. 77–80, so that the parties may promptly reach an agreement or seek judicial resolution; and
5. Provide a date certain for the production of all outstanding responsive documents, including those the State has indicated will be produced "on or before November 14, 2025."

AECOM requests confirmation within seven (7) days of this letter whether the State will provide the required supplementation. If the State fails to cure these deficiencies, AECOM will move to compel production and seek all appropriate relief under Rule 37, including costs and fees.

AECOM expressly reserves all rights with respect to the State's deficient responses, including the right to seek judicial relief.

Thank you.

Very truly yours,

COZEN O'CONNOR



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WKV

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