

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General**



MARKET SURVEY FOR CYBERSECURITY EXPERT

TO: **POTENTIAL RESPONDENTS**

Survey Number: **DCCB-2024-S-0018**

Caption: **CONSULTANT EXPERT - PRIVACY AND DATA
BREACH INVESTIGATIONS AND LITIGATION**

Issuance Date: **March 12, 2024**

Response Due Date: **April 12, 2024**

The Office of the Attorney General for the District of Columbia (OAG) is conducting market research to identify the availability and interest of a consulting expert to assist with the District's privacy and data breach investigations and litigation.

Under D.C. Code § 2-354.13(3), the procurement for these legal services is exempt from the competitive procurement process. The responses to this market survey may be used to determine the availability of qualified experts, but it is not intended to be the basis for award.

OAG will direct the investigation and litigation in all respects, including but not limited to, whether and when to initiate litigation, against whom actions will be taken, the claims to be brought in said litigation, approval and rejection of all settlement offers and the amount and type of damages or other relief to be sought.

BACKGROUND

OAG seeks assistance with its privacy and data breach investigations and litigation. This would entail reviewing documents and identifying areas for further inquiry relating to technical matters. As required by District law, OAG receives notices from companies that experience a breach of their customers' personal information. *See* District's Consumer Security Breach Notification Act, D.C. Code § 28-3851, *et al.* OAG has enforcement authority for violations of unreasonable security and improper notice of security breaches.

OAG also has enforcement authority for any privacy violations that result in unfair or deceptive trade practices under the District’s Consumer Protection Procedures Act.

SUBMISSION OF INFORMATION

Interested firms should submit the following no later than 2:00 pm on April 12, 2024, to gena.johnson@dc.gov. The submission should be no longer than seven (7) pages (excluding resumes) and include:

1. A short statement of interest and availability;
2. Description of experience with and scope of services for evaluating data breaches;
3. Description of experience with and scope of services for evaluating potential privacy and security issues;
4. Description of experience providing litigation services, including case evaluation, formulating pre-litigation injunctive relief terms, drafting a complaint, developing discovery requests and responses, document review, declarations, deposition and court testimony, reviewing injunctive relief terms;
5. Qualifications of individual(s) who will be assigned to work with the District on contracted for service, including a resume;
6. Estimated cost of 100 hours of work performed by the aforementioned individual(s);
7. Certified Business Enterprise status; and
8. Disclosure of any actual or potential conflicts of interest.

Although this will not be a competitively awarded procurement, OAG values diversity as well as working with firms located in the District of Columbia, and encourages firms certified as small or local business enterprises by the District of Columbia Department of Small and Local Business Development pursuant to D.C. Code § 2-218.31 *et seq.* to respond to this Market Survey.

If you would like more information, please contact Lindsay Marks via email at lindsay.marks@dc.gov or via phone at (202) 805-7535.

Sincerely,



Gena Johnson