



FLORIDA
DEPARTMENT of
CORRECTIONS

Governor
RICK SCOTT

Secretary
JULIE L. JONES

501 South Calhoun Street, Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

October 6, 2017

Sharona Shooshani, CEO
Club Tex, Inc.
2025 Broadway, Ste#15g
New York, NY 10023
Clubtex@rcn.com
[VIA email and US mail]

RE: ATC-17-003: Contractual Performance Deficiencies and Final Opportunity to Cure:
2nd Notice to Supplier - Follow up to form PUR 7017-Complaint to Vendor

Dear Ms. Shooshani,

I am writing you regarding the above-referenced Florida Department of Corrections' Agency Term Contract for Bulk Textiles, ATC-17-003 (the "Contract"). As you are aware from prior communications, the Department has experienced numerous issues related to Club Tex's performance under the Contract, including failure to deliver goods timely and failure to deliver outstanding orders in the time frames that were promised. The Department hereby issues its second notice, in compliance with Rule 60A-1.006(3), F.A.C., as it has given formal notice through our PUR 7017-Complaint to Vendor form on August 3, 2017, via electronic submission giving one last opportunity to Club Tex to cure the performance deficiencies referenced above.

The communication dated August 3rd explained in detail the Department's complaints with Club Tex along with supporting documentation giving your corporation a clear 10-day deadline to respond back with the documentation requested and to correct these issues. Having received no response back from you, the Department finds Club Tex in default according to Rule 60A-1.006(3)(b), F.A.C., is terminating the Contract, and removing Club Tex from the Department's approved Vendor list. The Department is issuing a new solicitation for these services, and Club Tex, Inc. will no longer be eligible for the award of a Contract by the Department until such time as the corporation reimburses the Department, per Rule 60A-1.006(2)(b)(iii), for all reprourement costs, to include staff time required to draft a new solicitation, and costs associated with issuing a new Contract. The Department must also be satisfied that further instances of default will not occur.

You have the right to petition for an administrative hearing on the decision to remove it from the Department's Vendor list, pursuant to Sections 120.569 and 120.57, Florida Statutes

(F.S.). If you desire an administrative hearing, you must file a "Petition for Administrative Hearing" within five (5) business days from receipt of this letter via electronic communication. A petition is filed when it is received by the Department's Agency Clerk at the following address: 501 S. Calhoun Street, Tallahassee, FL 32399-2500 or by email to CO-GCAgencyClerk@fdc.myflorida.com

Failure to timely request a hearing will be deemed a waiver of your right to a hearing. This letter will become final agency action five (5) calendar days after the date you receive it electronically. Mediation pursuant to Section 120.573, F.S. is not available as an alternative remedy.

Attached to this second notice you will find the Department's unanswered August 3, 2017, correspondence including:

- Copy of Electronic submission as sent to Club Tex with 1st notice and form PUR 7017
- Copy of letter/notice - final 10 Days for Club Tex too correct issues as addressed by the Department
- Copy of Department form PUR 7017, Complaint to Vendor, as submitted to Club Tex

Sincerely,



Kasey B. Faulk, Chief

Bureau of Procurement

cc: Gideon Gordan, Vice President, Sales [via US Mail]
Wes Kirkland, Deputy Director of Institutional Operations
Trueby Bodiford, Assistant Chief, Bureau of Procurement

***2nd Notice to Supplier:
Contract #ATC-17-003 Cancellation
Vendor ineligible for awards***