



# OHIO DEPARTMENT OF TRANSPORTATION

CENTRAL OFFICE • 1980 WEST BROAD STREET • COLUMBUS, OH 43223  
JOHN R. KASICH, GOVERNOR • JERRY WRAY, DIRECTOR

January 28, 2016

Randall J. Meyer  
Inspector General  
Office of the Inspector General  
30 East Broad Street—Suite 2940  
Columbus, OH 43215-3414

2016 JAN 29 AM 10:27  
OFFICE OF  
INSPECTOR GENERAL

**RE:** IG File 2014-CA00047

Dear Inspector General Meyer:

Thank you for your investigation of the actions of ODOT employee David Holstein and the allegation of Improper Interference in an RFP. It is important that the public have confidence in our processes and it became apparent that the appearance of impropriety exhibited by Mr. Holstein jeopardizes that confidence. As a result of your investigation, ODOT has evaluated your recommendations and offers the following response.

**IG RECOMMENDATION 1:** Review the actions of David Holstein to consider whether administrative action is warranted.

**ODOT RESPONSE:** Although ODOT is in no way justifying the actions of Mr. Holstein, a review of this matter was undertaken by ODOT's Labor Relations group and it was determined that Mr. Holstein violated Section 124.34 of the Ohio Revised Code and ODOT Directive WR-101, Item #1-C (general neglect of duty). He was issued a 24 hour suspension from Tuesday, January 5, 2016 through Thursday, January 7, 2016 and returned to work Friday, January 8, 2016. Mr. Holstein was also informed that future infractions may result in further disciplinary action up to and including additional fines, suspension or termination.

**IG RECOMMENDATION 2:** Review existing internal policies governing the action of ODOT employees involved in the RFP process and conduct refresher training if warranted.

**ODOT RESPONSE:** At the release of the report, all employees were required to undergo yearly ethics training. That training includes discussion on conflicts of interest and other areas related to contracting. All employees have received the training in accordance with Executive Order 2011-03K. The agency will review all training given to determine if special attention must be focused on this area.

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Thank you again for your careful review of this matter. Should you have any additional comments, please feel free to contact me.

Sincerely,

  
Jerry Wray  
Director

cc: Patrick J. Piccininni,  
Chief Legal Counsel, ODOT