

Dennis J. Reinhold
Senior Vice President and General Counsel
Direct Dial: (972) 277-0318
dreinhold@securustechnologies.com



SECURUS
Technologies

December 11, 2020

Dennis Kapenga
IT Acquisition Analyst
Enterprise IT Contracting
Office of Procurement Services
State of Ohio
4200 Surface Road
Columbus, OH 43228

Re: Your December 4, 2020 Email to Michele Paige

Dear Mr. Kapenga:

This letter is in response to your December 4, 2020 email to Michele Paige, Senior Account Manager at Securus, wherein you requested a letter from JPay confirming that if Securus does not win RFP Solicitation (0A1229) it will make the ODRC incarcerated individual's music, emails and photos available, to the winning bidder and will assist with the transfer of such media to the new contractor.

Should you select another vendor, we will absolutely work to develop an amenable solution for the transfer of purchased materials.

However, transferring music to a new provider does require specific consent from our music provider pursuant to the terms of our contract, and we are unable to get consent in advance because it is unknown what technical capabilities or limitations any such new contractor may have.

- **7.3 Restrictions on Use of Services.** Customer shall not, without the prior written consent of NM (which may be withheld in its sole discretion), directly or indirectly (a) copy, license, sell, transfer, make available, or otherwise distribute the Services and/or any Content to any other entity or person;

Rarely has media been transferred from one vendor to a new vendor in the corrections market. We have only provided transfer materials to another vendor in one prior instance and there were challenges. There are uncertainties involved in such a transfer (including, but limited to, the technical capabilities and limitations of any new contractor) and we want to be transparent about such challenges. The time and resources required to perform such a transfer are therefore unknown to us at this point.

However, despite these difficulties, we will certainly cooperate and commit to the following items:

1. JPay/Securus will work with its vendors to provide the IRSC codes for music purchased by incarcerated individuals, to a new contractor in the event that Securus is not the apparent successful vendor under RFP Solicitation (0A1229).

Mr. Dennis Kapenga
December 11, 2020
Page 2 of 2

2. If we are unable to provide the IRSC music codes, we will commit to music transfer via a flash drive for each incarcerated individual or another alternative means to ensure that such purchased music is retained by each such incarcerated individual.
3. We will commit to the transfer of emails, games and photos, as well, to either a new vendor or via a flash drive for each incarcerated individual or another alternative means to ensure that such media is retained by each such incarcerated individual in the event that Securus is not the apparent successful vendor under RFP Solicitation (0A1229).

I hope this successfully answers your questions and that it demonstrates our commitment to continue to be a good partner whether or not we are the successful vendor under RFP Solicitation (0A1229).

Please do not hesitate to contact me, Michele Paige or Gregory Levine if you have any questions.

Thank you.

Sincerely,



Dennis J. Reinhold
Senior Vice President and General Counsel

Cc: Michele Paige
Gregory Levine