

From: ArtPopeNC@aol.com [<mailto:ArtPopeNC@aol.com>]

Sent: Friday, August 20, 2010 10:06 AM

To: Tom Hofeller - Redistricting

Cc: Dale Oldham - Redistricting

Subject: Re: FW: Redistricting Proposal and Budget

Tom,

You can consider this pro bono advice, or a heads up from a prospective donor to this project, or as a possible successor, if the Civic Date Institute is to be utilized in the future.

1. Capacity Building:

This proposal appears to build up Magellan's (a commercial enterprise's) capacity, to do redistricting work, using the donors' money. What I had envisioned was a new nonprofit (CDI) to build up the capacity in house, and contract out the work to bring in the necessary updated data. Building capacity in CDI I believe would be more cost effective both in the short run, and for the long run goal of providing redistricting services to RNC, the fifty state Republican legislative caucuses and for the numerous lawsuits that will follow.

2. Contract Terms / Ownership:

I assume there is a companion contract that specifies the legal terms for the services and deliverables to be provided by Magellan; limited use and confidentiality for any data to be provided by RNC or other parties; in exchange for the payment of fees to Magellan. In particular, will all the work product, all end data, belong to WellSpring, and/or RNC as part of an exchange for RNC's source data? Or, is WellSpring essentially making a contribution to Magellan, and Magellan will have ownership of the end work product, and then charge future users (a new nonprofit, RNC, the 50 GOP Legislative Caucuses, lawyers and litigants in future redistricting lawsuits), for using the data that WellSpring already paid for?

3. Successor Entity or Funding:

I never heard back from Ann Corkery or WellSpring after our last telephone conference call. As I have indicated several times after the decision was made to go with WellSpring, I will still consider (not commit, promise or pledge) helping out with the overall redistricting project, as a volunteer, donor in my own right, bringing other donors back to the table a second time. Specifically I will consider doing all of the above to start and fund a new nonprofit (CDI) to provide both short and long term capacity for redistricting to assist RNC, Republican legislative caucuses for the enactment of legislation and for the inevitable litigation.

I had hoped that by dividing an overall redistricting project by function and chronological sequence, if there was a desire and need for CDI or some other new entity, they could utilize the data that WellSpring is supposed to gather and prepare. However, that was not a commitment to simply step in to WellSpring's shoes to assume and fund a contract they negotiated.

If there is a written proposal on how to put all the pieces together to get the immediate job done, and lay a foundation for the long term so we do not have to start from scratch every time, then as a volunteer and donor, I will be glad to consider and respond to such a proposal.

My thoughts, for what they are worth.

Yours truly,
Art Pope
919 871-3302

In a message dated 8/19/10 6:06:51 PM, thofeller@rnchq.org writes:

Art:

This is a copy of the proposal that Magellan has sent to Wellspring. I think both you and I would negotiate some of this further. It would be interesting to see how Wellspring reacts to it. You can see by the cash flow chart that Wellspring will run out of money a little over three months.

Tom

From: John Diez Jr [<mailto:john.diez@gmail.com>]

Sent: Tuesday, August 17, 2010 10:33 AM

To: Tom Hofeller - Redistricting; 'David Flaherty'

Subject: Redistricting Proposal and Budget

Tom, we made one change to network/software cost. We added 27k for a Centrus/Navtaq geocoding engine.

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