



GEORGIA DEPARTMENT OF LAW

40 Capitol Square SW
Atlanta, Georgia 30334-1300

CHRISTOPHER M. CARR
ATTORNEY GENERAL

www.law.ga.gov
(404) 458-3600

REQUEST FOR PROPOSAL FOR LEGAL SERVICES

Pursuant to O.C.G.A. § 45-15-4, this Request for Proposals seeks the assistance of outside private counsel to provide representation in an investigation and/or possible litigation involving state agency claims against Care Management Organizations (CMOs) and associated Pharmacy Benefit Managers (PBMs) providing services to members under Medicaid and PeachCare for Kids programs. The representation will include significant evaluative and investigative work, as well as contract review and settlement negotiation. If needed, litigation may include drafting pleadings, motions, briefs, and other papers to be filed in court; participating in discovery; and participating in pre-trial, trial and post-trial court appearances, both in Georgia and possibly other jurisdictions.

Selected outside counsel, if any, will be appointed as a Special Assistant Attorney General (“SAAG”) pursuant to O.C.G.A. § 45-15-4.

Qualified attorneys are invited to submit sealed proposals to the Office of the Attorney General on or before May 6, 2025, at 5:00 p.m., EST. Selection of an attorney to serve as a SAAG, if any, will occur as soon as practicable after that date, at which time proposals will be public records.

A proposal should identify the individual who will serve as the SAAG if selected and all attorneys who would work with the SAAG. Information should include educational and professional background, particular abilities and experience relevant to representation of the Department of Community Health for purposes of conducting the investigation and possible pursuit of litigation as described above. Proposals should identify the SAAG’s and firm’s experience with the pharmaceutical industry; Medicaid managed care contracting; Medicaid drug pricing and reimbursement; PBM contracting; consumer protection laws; Medicaid fraud, waste and abuse laws; damage and economic loss recovery; the firm’s trial and appellate experience; and the firm’s arrangements for large and complex litigation matters (including the adequacy of financial resources for such litigation). Proposals should disclose any prior or current representations of (1) any entity or official of the State of Georgia and (2) apparent or potential conflict(s) with existing or former clients. The final selection of outside counsel, if any, is contingent upon the successful completion of a conflicts of interest analysis.

It is anticipated that compensation for services performed will be solely based on a contingency fee. Proposals should set forth the specific parameters of the proposed contingency fee arrangement. Parties submitting responses are encouraged to review the Administrative Order issued by the Attorney General dated October 16, 2017, which addresses contingency fee arrangements and is attached hereto.

This RFP may be modified or canceled and negotiations may be held with specific attorneys responding to this RFP without any obligation to any party. Submission of a response to this RFP in no way forms a written contract.

Responses to this RFP should be directed by mail to: Bryan K. Webb, Deputy Attorney General, 40 Capitol Square SW, Atlanta, Georgia 30334 and Jason S. Naunas, Senior Assistant Attorney General, 40 Capitol Square SW, Atlanta, Georgia 30334.