



October 29, 2009

Ms. Gerri Hill, Manager
Contract Administration
Virginia Railway Express
1500 King Street, Suite 202
Alexandria, VA 22314

Subject: RFP No. 09-013
Operating and Maintenance Services for Commuter Rail Operations
Notice of Protest of Award

Dear Ms. Hill:

Pursuant to Section 14.11 of RFP No. 09-013 and the Virginia Public Procurement Act (§ 2.2-4360), Amtrak writes to challenge VRE's notice of intent to award a contract to Keolis Rail Services America, LLC on the basis of potential improper scoring of proposals and such other bases as may not be known until we gain access to the relevant records.

As you know, Amtrak filed a Virginia Freedom of Information Act request with your office on October 22, 2009, requesting, among other items, copies of the Keolis proposal as well as the evaluators' notes and score sheets. Pursuant to § 2.2-4342 of the Virginia Public Procurement Act, Amtrak reserves the right to present, as an amendment to this challenge or as a new challenge, its protest of award within ten (10) days after those records are made available to Amtrak.

Should you have any questions regarding this notice of protest of award, please contact me at (202) 906-3101.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Alletman", written over a horizontal line.

Steven J. Alletman
General Superintendent, Mid-Atlantic Division

cc: Stephen J. Gardner
Tom Moritz