

**THE JUDICIARY, STATE OF HAWAII  
NOTICE OF REQUEST FOR EXEMPTION  
FROM HRS CHAPTER 103D**

TO: Chief Procurement Officer

FROM: Information Technology & Communications Division  
*Name of Requesting Division/Program*

*Pursuant to HRS § 103D -102 (b)(4) and HAR Chapter 3-120, The Judiciary requests a procurement exemption for the following:*

1. Describe the goods, services or construction:  
4gov Req #2833 - Renewal of proprietary Cyberquery (CQ) software maintenance contract J06056 through Aptean, Inc. for the period 09/01/13 to 08/31/14. CQ is a report-writing application that supports the Judiciary's 4gov financial system, a proprietary application developed by Information Development Consultants (an acquired subsidiary of Aptean, Inc.)

2. Vendor/Contractor/Service Provider:  
Aptean, Inc.  
1155 Perimeter Center West, Ste 700  
Atlanta, GA 30338

3. Amount of Request:  
\$4,992.49

4. Term of Contract From: 09/01/2013 To: 08/31/2014

5. Prior Judiciary Procurement Exemption No. (if applicable):

6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means:  
Though Cyberquery software licenses and maintenance can be provided through other vendors, including through Cyberquery company itself, no other company except Aptean is able to support the CQ application/licenses in the proprietary 4gov financial system used by the Judiciary. Without the proper support of the CQ software within 4gov, there would be immediate and noticeable impact on the petty cash/witness fund process, should the system shut down. For the other processes, the impact would be somewhat delayed but still very significant, e.g., difficulty in monitoring program budgeting and tracking contracts.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:  
Aptean, Inc. purchased the company (Information Development Consultants) which created our proprietary 4gov Financial System. As Aptean integrated CQ into it's 4gov software reporting, no other company would be able to provide the support for the application.

8. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required).

\*Point of contact (Place asterisk after name of person to contact for additional information).

Name	Division/Program	Phone Number	
Yvonne Ching *	Info Tech & Communication Div.	808-538-5336	yvonne.n.ching@courts.hawaii.gov
Jeffrey Agader	Financial Services Dept.	808-538-5800	jeffrey.a.agader@courts.hawaii.gov

**All requirements/approvals and internal controls for this expenditure is the responsibility of the Division/Program. I certify that the information provided above is, to the best of my knowledge, true and correct.**

/s/ Kevin G. Thornton

Department/Division/Program Head Signature

09/17/2013

Date

**For Chief Procurement Officer Use Only**

Date Notice Posted: 09/18/2013

Inquiries about this request shall be directed to the contact named in Item 8. Submit written objection to this NOTICE OF REQUEST FOR EXEMPTION within seven (7) calendar days, or as otherwise allowed, from the Date Notice Posted to:

Chief Procurement Officer – The Judiciary  
Financial Services Department  
Contracts & Purchasing Office  
1111 Alakea Street, 6<sup>th</sup> Floor  
Honolulu, Hawaii 96813-2807

Chief Procurement Officer (CPO) Comments:

09/18/13 - Exemption Notice posted on JUD Internet site.

09/25/13 - No objections filed against Exemption.



Approved



Disapproved



No Action Required

/s/ Rodney A. Maile

Chief Procurement Officer Signature

09/25/2013

Date

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NOTICE OF REQUEST FOR EXEMPTION  
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TO: Chief Procurement Officer

FROM: Information Technology & Communications Division  
*Name of Requesting Division/Program*

*Pursuant to HRS § 103D -102 (b)(4) and HAR Chapter 3-120, The Judiciary requests a procurement exemption for the following:*

<p>1. Describe the goods, services or construction: 4gov Req #2833 - Renewal of proprietary Cyberquery (CQ) software maintenance contract J06056 through Aptean, Inc. for the period 09/01/13 to 08/31/14. CQ is a report-writing application that supports the Judiciary's 4gov financial system, a proprietary application developed by Information Development Consultants (an acquired subsidiary of Aptean, Inc.)</p>	
<p>2. Vendor/Contractor/Service Provider: Aptean, Inc. 1155 Perimeter Center West, Ste 700 Atlanta, GA 30338</p>	<p>3. Amount of Request: \$4,992.49</p>
<p>4. Term of Contract From: 09/01/2013 To: 08/31/2014</p>	<p>5. Prior Judiciary Procurement Exemption No. (if applicable):</p>
<p>6. Explain in detail why it is not practicable or not advantageous for the Program/Division to procure by competitive means: Though Cyberquery software licenses and maintenance can be provided through other vendors, including through Cyberquery company itself, no other company except Aptean is able to support the CQ application/licenses in the proprietary 4gov financial system used by the Judiciary. Without the proper support of the CQ software within 4gov, there would be immediate and noticeable impact on the petty cash/witness fund process, should the system shut down. For the other processes, the impact would be somewhat delayed but still very significant, e.g., difficulty in monitoring program budgeting and tracking contracts.</p>	
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8. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required).

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*Kevin G. Thornton*

Department/Division/Program Head Signature

9/17/13

Date

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 Honolulu, Hawaii 96813-2807

Chief Procurement Officer (CPO) Comments:

9/18/13 - Exemption Notice posted on JUD Internet site  
 9/25/13 - No objections filed against Exemption

Approved

Disapproved

No Action Required

*Robynne A. Smith*  
 Chief Procurement Officer Signature

SEP 25 2013

Date