

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

TO: Chief Procurement Officer

FROM: IT & Systems Department(ITSD)/JIMS  
*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: One (1) year annual maintenance for Kofax software which is used for the document imaging components of JIMS. The maintenance entitles JIMS to upgrades and enhancements as well to Kofax and access to technical support through its authorized partners</p>	
<p>2. Vendor/Contractor/Service Provider:  Century Computers, Inc. dba Pacxa</p>	<p>3. Amount of Request:  \$33,303.38</p>
<p>4. Term of Contract From: To: 09/01/2019 to 08/31/2020</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: It is not practicable or not advantageous for the Program/Division to procure by competitive mean because on 5/22/19 Century Computers, Inc. dba Pacxa was awarded (J20147 &amp; J20148) the one (1) year Maintenance &amp; Support Services Agreement for FileNet and Kofax (see RQ 8722) for \$40,575.90 which part of the work includes troubleshooting of problems with the Kofax software. If Pacxa cannot resolve the problem, vendor would need to submit ticket requests to Kofax for assistance. For a vendor to be able to submit tickets, Kofax requires the vendor to be the reseller of the Software maintenance to the Judiciary. The current Kofax maintenance contract (J19181) was awarded to Premier Services which has prevented the Judiciary from opening problem tickets with Kofax during our upgrade activities performed by Pacxa. Due to the current upgrades contract awarded to Pacxa and to ensure the Judiciary has the ability to get the support from Kofax when encountering issues Program requests the maintenance and support to remain with Pacxa, as vendor is a Kofax certified reseller. Also, Program would like to ensure no additional delays are incurred as a recent attempt to upgrade that required Kofax support was unsuccessful because the requestor for support was Pacxa and not Premier Services.</p>	
<p>7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider: Pacxa was selected because on 5/22/19 Century Computers, Inc. dba Pacxa was awarded (J20147 &amp; J20148) the one (1) year Maintenance &amp; Support Services Agreement for FileNet and Kofax (see RQ 8722) for \$40,575.90. As such for Kofax software, the vendor for the Kofax software maintenance and the vendor that provides support has to be the same. In this situation, because the support vendor is Pacxa, they also have to be the software maintenance vendor in order to submit the ticket requests should troubleshooting be required.</p>	

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	email address
Mai T. Nguyen Van	JIMS Program	808.538.5803	Mai.T.NguyenVan@courts.hawaii.gov
Ni Y. Ho	Court Fiscal Officer	808.538.5746	Ni.Y.Ho@courts.hawaii.gov
Kevin G. Thornton	Director, ITSD	808.538.5714	Kevin.G.Thornton@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*

8/28/2019

*Date*

**For Chief Procurement Officer Use Only**

Date Notice Posted: \_\_\_\_\_

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:

Approved

Disapproved

No Action Required

\_\_\_\_\_  
*Chief Procurement Officer Signature*

\_\_\_\_\_  
*Date*