

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

TO: Chief Procurement Officer

FROM: Third Judicial Circuit

*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:  
Three (3) service agreement for seven (7) elevators and four (4) wheel chair lifts in Hilo Judiciary Complex, Hale Kaulike.

2. Vendor/Contractor/Service Provider:  
ThyssenKrupp Elevator Corporation  
2880 Ualena Street  
Honolulu, HI 96819

3. Amount of Request:  
\$105,238.80

4. Term of Contract From: To:  
07/01/2020 to 06/30/2023

5. Prior Judiciary Procurement Exemption No.  
(if applicable):  
JE18-32

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 means because elevator safety is an important reason not to involve competitors. Competing vendors will be less familiar with our systems than ThyssenKrupp, who designed, manufactured, and installed Hale Kaulike's elevators and wheelchair lifts. Therefore, servicing by manufactures affords the best liability protection and value for the State; basis for this include liability issues.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:  
ThyssenKrupp installed and configured our systems satisfactorily. They performed satisfactorily during warranty periods and subsequent maintenance agreements. There are no performance reasons for considering other vendors.

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
Colin Young	Third Judicial Circuit, Fiscal Office	961-7417	Colin.S.Young@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/ Lester Oshiro

05/15/2020

Department/Division/Program Head Signature

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