

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

TO: Chief Procurement Officer

FROM: 1st Circuit Court/Facilities Management
Name of Requesting Division/Program

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

<p>1. Describe the goods, services or construction: Replacement/Upgrade solid state line start (soft starter) for Makai elevator at Ali'iolani Hale</p>	
<p>2. Vendor/Contractor/Service Provider: Schindler Elevator - 99-1151 Iwaena St.,Aiea, HI 96701-5647</p>	<p>3. Amount of Request: \$15,680.62 tax included</p>
<p>4. Term of Contract From: Upon Contract Execution To: 1 / 2 9 / 2 5</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 means with regards to repairs and maintenance of State-owned dumbwaiter, escalators and elevators and whether this service should be competitively bid or handled manufacturers' maintenance, extensive investigation by DAGS Central Services Division has determine that servicing by manufactures affords the best liability protection and value for the State. The basis for this includes: a) liability issues, accountability through single sole manufacturer to protect the Judiciary exposure to liability; b) costs and parts availability, as the manufacturer has access to original parts, specifications, parts and engineering support to perform repairs and maintenance work as being the original equipment manufacturer (OEM); c) manufacturer's factory-trained technicians who have technical expertise and access to proper parts.</p>	
<p>7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider: Schindler Elevator Corporation is the original installer of the elevator system and based on the explanation in item 6 above, has provided the maintenance services since the elevator was first put into service. Procurement exemption pursuant to HRS Section 103D-102(b)(4) and Chapter 3-120. Liability is critical for the Judiciary. Elevators are expected to operate reliably to transport building occupants without failure. Given the usage of elevators, protecting the Judiciary's exposure to liability is the priority. Problems, failures and continued performance issues are clearly attributable to one source and resolution is expedient. To have another elevator company diagnosis the problem which is not their licensed equipment will not be feasible. The Judiciary will always be in dispute with two companies for the same problem if we were to compromise in such matter as who gives the best pricing</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
Wayne Taniguchi *	Facilities Management	539-4005	Wayne.S.Taniguchi@courts.hawaii.gov
Dee Dee Letts	Deputy Chief Court Administrator	539-4351	DeeDee.D.Letts@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/ Dee Dee Letts

Department/Division/Program Head Signature

02/01/2024

Date

For Chief Procurement Officer Use Only

Date Notice Posted: _____

Inquiries about this request shall be directed to the contact nam .

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

Chief Procurement Officer (CPO) Comments:

Approved

Disapproved

No Action Required

Chief Procurement Officer Signature

Date