

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

TO: Chief Procurement Officer

FROM: ITSD/Wahiawa New Courthouse NGN installation  
*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:</p> <p>Requesting to purchase NGN installation for the new Wahiawa Court house, projected building completion date is January 2026.</p>
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2. Vendor/Contractor/Service Provider:  
Spectrum Oceanic, LLC

3. Amount of Request:	\$45,384.28
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4. Term of Contract From: To:  
Between August 30, 2025 to June 30, 2026

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: Judiciary solely relies on ETS for Internet and State network connection; as such, all main Judiciary sites have NGN connection provided by ETS. Currently, Wahiawa courthouse has only 10M HawaiianTel MPLS data connection which frequently experiences slow network issues. The new Wahiawa courthouse will have 1GB data connection from ETS with this NGN installation.

As noted in the attached DAGS approved exemption, DCCA, CATV which is the franchising authority, granted Time Warner/Oceanic Cable a cable franchise, entitled "Decision and Order" authorizing the grantee the right to construct and operate a cable system. The federal law grants the CATV Division the right to require as part of the franchise that the cable operator provide capacity for the purpose of the Institutional Network (INET). The State receives connectivity to various government sites through the Time Warner/Oceanic Cable network for INET. This is provided under Decision and Order No. 154, as amended by 156, 158 and 241. No other vendor can provide connectivity to the INET while the franchise agreements are in effect.

7. Explain in detail, the process that will be or was utilized in selecting the vendor/contractor/service provider:  
Upon DAGS approved exemption, NGN installation is a regulated service in which no other vendor can provide connectivity to the INET while the franchise agreements are in effect. Since Judiciary solely relies on ETS for Internet and State network connections for all Judiciary main sites, Judiciary Telecom requested a NGN installation quote through ETS.

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
Xiaorong Wu	ITSD Telecom	5381	xiaorong.q.qu@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/ Mai T. Nguyenvan

06/03/2025

\_\_\_\_\_  
Department/Division/Program Head Signature

\_\_\_\_\_  
Date

**For Chief Procurement Officer Use Only**

Date Notice Posted: 06/03/2025

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

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No Action Required

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

\_\_\_\_\_  
Date