

**UNIVERSITY OF HAWAI'I
NOTICE OF EXEMPTION FROM CHAPTER 103D, HRS**

The President, University of Hawai'i, is in the process of reviewing the request from (Department/Campus) Information Technology Services for exemption from Chapter 103D, HRS, for the following goods, services, or construction:

Qty 2: STM1 (oc3/155Mbps) circuits from JUSCN (Japan US Cable Network) cable station to Keller Hall at the UH Manoa Campus to support the backhaul data connectivity for the University's existing capacity on the Japan US Cable Network.

Vendor:
(If known)
Address:

Term of Contract: (If known) From: ----- To: ----- Cost: \$84,000 (est.)

Direct any inquiries to:

Department: Information Technology Services

Contact Name/Title: Chris Zane, Information Technology Specialist

Address: 2565 McCarthy Mall, Keller 202A
Honolulu, HI 96822

Phone Number:
956-0974

Fax Number:
956-2412

Date Posted: June 1, 2009

Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven (7) calendar days from the date posted to:

Office of Procurement and Real Property Management
1400 Lower Campus Road, Room 15
Honolulu, Hawai'i 96822

OPRPM Form 138
(Rev.01/2009)

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS

TO: OFFICE OF PROCUREMENT AND REAL PROPERTY MANAGEMENT

FROM: Information Technology Services

(Department/Program)

Pursuant to APM Section A8.220, the Department requests a procurement exemption to purchase the following:

Description of goods, services, or construction:

Qty 2: STM1 (oc3/155Mbps) circuits from JUSCN (Japan US Cable Network) cable station to Keller Hall at the UH Manoa Campus to support the backhaul data connectivity for the University's existing capacity on the Japan US Cable Network.

Estimated Cost: \$ 84,000.00

(1) Explanation describing how procurement by standard competitive means is either not practicable or not advantageous to the University;

There are only four (4) telecommunication carriers in the State of Hawaii that can provide the services requested. The University would gain the greatest business advantage by directly negotiating with ALL of the carriers to arrive at the optimum pricing solution. A standard competitive procurement would severely limit the University's options and would likely result in only limited competitive offers. Direct negotiations with all carriers will result in the best pricing for the University.

(2) Details of the process or procedures to be followed in selecting the vendor to ensure as fair and open competition as practicable;

ITS conducted discussions with ALL facilities based telecommunications carriers to fully understand their capabilities and deployment for the requested services. In order to ensure fair and open competition, all four (4) telecommunication carriers were asked to submit a proposal based on the requirements. One of the carriers, Pacific LightNet elected not to submit a proposal due to the lack of facilities at one end of the circuit. The other three, Hawaiian Telcom, tw telecom and AT & T, provided proposals. ITS will choose the lowest cost of the proposals, based on a combination of monthly and no recurring charges.

(Attach Additional Sheets if Necessary)

(3) A description of the Department's internal controls and approval requirements for the exempted procurement; and

The market for these services is monitored to ensure that ITS understands and is familiar with the capabilities of all vendors able to offer this class of services to the University. All such requirements are reviewed internally with the University's Chief Information Officer (ITS) to ensure that the approach and selection are sound; any selection and justification are also reviewed by ITS Fiscal Administration and OPRPM.


(4) A list of Department personnel, by position title, who will be involved in the approval process and administration of the contract:

ITS Network Engineering Manager: Chris Zane
 ITS Fiscal Officer: Craig Shinsato
 Chief Information Officer: David Lassner
 Director, OPRPM: Duff Zwald

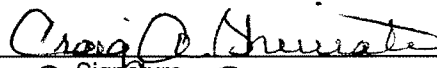
Direct questions to: Chris Zane Phone: 956-0974

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TO THE BEST OF MY KNOWLEDGE, TRUE AND CORRECT.

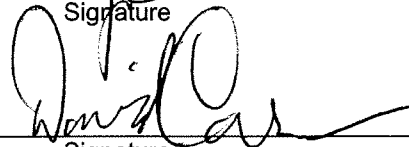
Chris Zane
 Full Name of Principal Investigator, Department Head, or Administrator

 5/12/09
 Signature Date

Craig Shinsato
 Full Name of Fiscal Officer

 05/12/09
 Signature Date

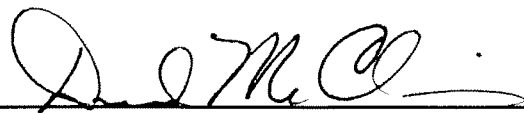
APPROVED:
David Lassner
 Full Name of Vice President or Chancellor

 MAY 27 2009
 Signature Date

FOR OPRPM USE ONLY

OPRPM COMMENTS:
Recommend Approval.

APPROVED DENIED

 6/18/09
 PRESIDENT, UNIVERSITY OF HAWAII DATE