

EX-06-26



**STATE PROCUREMENT OFFICE
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS**

1. TO: Head of Purchasing Agency
2. FROM: Maui Memorial Medical Center

Department/Division/Agency

Pursuant to §103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

3. Description of goods, services or construction:

Implantable orthopedic hardware (plates, screws, washers, etc.) that is compatible with Synthes instrumentation sets. Reusable instrumentation replacements and disposable drills, taps, etc., compatible with existing Synthes instrumentation sets to be included.

4. Name of Vendor: Synthes

Address: 1011 Synthes Ave

Monument, CO 80132

5. Price:

\$275,000.00

6.

Term of Contract:

From: 9/06

To: 9/07

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State:

At the request of the orthopedic surgeons several years ago, the operating room standardized to the use of Synthes instrumentation and implants for the repair of bone fractures. Synthes was the vendor of choice due to both the number of orthopedic surgeons trained on the technique used with this system and the quality of their implants. As is customary with orthopedic vendors, Synthes implants are specific to the use of their instrumentation sets. The operating room owns a large inventory of Synthes implants and instrumentation and it would be both cost prohibitive and detrimental to the relationship we have with the surgeons to change to another system.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

The term of the exemption will be for a total of two years at one(1) year period at which time the hospital will re-evaluate the equipment and the different options to determine if any other services for equipment and implants would be more advantageous for the hospital. Based on the availability of resources, information and research the best procurement practice will be completed.

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
 This exemption shall be from HRS, Section 103-302 all other guidelines, rules and policies under Chapter 103D shall be upheld. HHSC Polices and procedures will be followed and periodic reviews of contract action will be completed.

12. A list of agency personnel, by position, who will be involved in the approval process and administration of the contract:

Name	Position	Involvement in Process	
Alice Hall	Assistant General Counsel	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Wesley Lo	Chief Executive Officer	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Pat Saka	Chief Financial Officer	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Nancy Delima	Contract Management	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to: Department: Contracting
 Contact Name: Nancy Delima
 Phone Number: 808-243-3091
 Fax Number: 808-242-2773

14. This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: YES NO
 Agency shall ensure adherence to applicable administrative and statutory requirements

15. I certify that the information provided above is, to the best of my knowledge, true and correct.


 Department Head

8/30/06
 Date

16. Date Notice Posted 8-30-06

The Head of the Purchasing Agency is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to: Head of Purchasing Agency
 HHSC
 3675 Kilauea Ave.
 Honolulu, Hawaii 96816

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

Head of Purchasing Agency's comments:

APPROVED DISAPPROVED

[Handwritten Signature]
Head of Purchasing Agency Date *09/08/06*