HAWAII HEALTH SYSTEMS CORPORATION
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS

1. TO: Chief Procurement Officer
2. FROM: Maui Memorial Medical Center

Pursuant to 103D-103(2),103(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

3. Description of goods, services or construction:
   Portable C-Arm Fluoroscopy Unit

4. Name of Vendor: Hawaii Pacific X-Ray
   Address: 3375 Koapaka Street, Suite D140
   Honolulu, Hawaii 96819

5. Price: $180,000.00

6. Term of Contract: From:
   To: Two years upon approval


8. Explanation describing how procurement by competitive means is either not practicable or advantageous to the State:
   Request for proposal HHSC 06-347 was posted for the purchase of a portable C-Arm. Three proposals were submitted, reviewed and ranked. The vendor with the highest score was awarded a contract on August 1, 2006. The vendor was scheduled to have the C-Arm delivered in 6 to 8 weeks as of August 1, 2006, however to date, the vendor has not kept to this schedule due to a re-call on the product and cannot deliver the product until April/May 2007. Due to the urgent need for this piece of equipment, the timeframe proposed by the vendor no longer suits our needs.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
   Maui Memorial Medical Center would like to terminate the existing contract for non-responsiveness and to select the vendor with the second highest number of points assigned during the evaluation process.
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 Policies and procedures will be followed and periodic reviews of contract action will be completed.

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

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Involvement in Process</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wesley Lo</td>
<td>Regional - CFO</td>
<td>X Approval</td>
</tr>
<tr>
<td>Patrick Saka</td>
<td>Regional - CFO</td>
<td>X Approval</td>
</tr>
<tr>
<td>Pat Kramer</td>
<td>Department Head</td>
<td></td>
</tr>
<tr>
<td>Nancy Delima</td>
<td>Contract Manager</td>
<td></td>
</tr>
</tbody>
</table>

Department: Contracting
Contact Name: Nancy Delima
Phone Number: 808-243-3091
Fax Number: 

Agency shall ensure adherence to applicable administrative and statutory requirements

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

[Signature]

Department Head (Print: Patrick Saka - CFO) [ ] Date 12/19/06

Reserved for CPO/Delegee Use Only

14. Date Notice Posted 12-21-06

The CPO 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 (7) calendar days or as otherwise allowed from the above posted date to: Chief Procurement Officer. HHSC, 3675 Kilauea Ave., Honolulu, Hawaii 96816

Chief Procurement Officer's comments:

[Signature] 12/28/06

☑ APPROVED ☑ DISAPPROVED

☐ NO ACTION REQUIRED

Chief Procurement Officer

HHSC PUR Policy 0017 Nov 2006 PUR 007