

STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS HRSB -1 P4:15

TO: Chief Procurement Officer
FROM: Attorney General
 (Department/Division/Agency)

STATE PROCUREMENT OFFICE
 STATE OF HAWAII

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

Description of goods, services, or construction: Legal services as special deputy attorney general to advise and represent Wai'ola Waters of Life Public Charter School in proceedings before the Board of Education, including the meeting scheduled for Tuesday, February 1, 2005, involving the possible revocation of Wai'ola's charter school charter.

Name of Vendor: Ted H.S. Hong	Cost: \$200 per hour w/ estimated contract cap of \$15,000.00
Address: P.O. Box 4217 Hilo, HI 96720	

Term of Contract: Specific duration not presently known	From: January 28, 2005	To: For as long as proceedings are pending before BOE	Prior Exemption Ref. No. (If applicable)
---	----------------------------------	---	---

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:
 See Insert A

Details of the process or procedure to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:
 See Insert B

A description of the agency's internal controls and approval requirements for the exemption procurement:

The contract for legal services is subject to the Attorney General's final approval and includes provisions for detailed monthly timesheets, prior approval of the Attorney General for certain extraordinary costs. The special deputy attorney general will be subject to the supervision of the Attorney General or his designee, and the Hawaii Rules of Professional Conduct.

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

Attorney General

Deputy Attorney General Charleen M. Aina - prepared request for exemption and contract for special deputy attorney general legal services, and will review monthly invoices and detailed timesheets and certify them for payment as appropriate and consistent with contract.

Direct questions to:

Mark J. Bennett, Attorney General
Charleen M. Aina

Phone Number:

(808) 586-1500
(808) 586-1292

This exemption should be considered for list of exemptions attached to Chapter 3-120, HAR: Yes: No:

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

[Signature]
FEB 01 2005

Department Head or Designee Date

Attorney General

Title (If other than Department Head)

Chief Procurement Officer's Comments:

Please ensure adherence to applicable administrative requirements.

APPROVED

DISAPPROVED

[Signature] 2/11/05
Chief Procurement Officer Date

cc: Administrator,
State Procurement Office