



09 FEB 13 P3:18

STATE PROCUREMENT OFFICE
NOTICE OF AMENDMENT TO EXEMPTION FROM CHAPTER
103D, HRS, CONTRACT NO. 09-038-C

STATE PROCUREMENT OFFICE
STATE OF HAWAII

- 1. TO: Chief Procurement Officer
2. FROM: Department of the Attorney General, Education Division
3. Name of Contractor: Robbins & Associates
4. P.E. Reference No. 09-038-C

003-J dkr

5. Description of goods, services, or construction:
Services of a private attorney to serve as special deputy attorney general, co-counsel, and lead trial attorney to represent and defend the State and the Department of Education in the cases of Ann Kimball Wiles, et al. v. Department of Education, et al., Civil No. 04-00442 ACK/BMK and Civil No. 05-00247 ACK/BMK (Consolidated) (Other Civil Action).

6. Scope of work for the contract is revised as follows:
The scope of work under the contract is not being revised.
Original Contract Price: \$100,000 Amended Contract Price: \$205,000

7. Reason: This / These amendment(s) are necessary because:
Trial in this case was scheduled for 3 weeks, but was extended for an additional 1 1/2 weeks. The State's exposure in the case was \$9.5M. The overrun on the contract occurred during the time the case was in trial and we were unable to stop trial to obtain approval to amend the contract before incurring the additional attorney's fees and costs. The State prevailed in the trial.

8. Direct questions to: Holly T. Shikada Phone: 586-1266

Agency shall ensure adherence to applicable administrative and statutory requirements.

9. Pursuant to § 103D-102, HRS, and § 3-120-5, HAR, I certify that the information provided above is, to the best of my knowledge, true and correct
Department Head Date FEB 10 2009

Reserved for SPO Use Only
10. Date Posted: 2-25-09

11. Submit written objections to this notice of intent to amend a procurement exemption contract within seven calendar days or as otherwise allowed from the above posted date to: Chief Procurement Officer
State Procurement Office
P.O. Box 119
Honolulu, Hawaii 96810-0119

Chief Procurement Officer's Comments:

12. [X] APPROVED [] DISAPPROVED

Alan S. Fyfe 3/23/09
Chief Procurement Officer Date

13. P.E. No. 09-038-C