

Mississippi State University
Notice of Proposed Sole Source Purchase

256-065

Mississippi State University anticipates purchasing the item(s) listed below as a sole source purchase. Anyone objecting to this purchase shall follow the procedures outlined below.

1. Commodity or commodities to be purchased (make, model, description):

Keysight Technologies' PAM-Composites suite, including PAM-RTM, PAM-FORM, and PAM-DISTORTION

2. Explanation of the need to be fulfilled by this item(s), how is it unique from all other options, and why it is the only one that can meet the specific needs of the department:

Accurate simulation of reinforcement preform forming and drapability, resin infusion processes, and cured composite part distortion is required. ACI engineers have been trained on this software and the software can perform all the necessary simulations in one package. Results of this specific software have been written into an ACI project as deliverables.

3. Name of company/individual selling the item and why that source is the only possible source that can provide the required item(s):

Keysight Technologies, Inc. The software is proprietary and is not offered by other vendors.

4. Estimated cost of item(s) and an explanation why the amount to be expended is considered reasonable:

\$40,336 This is a niche yet powerful simulation software, and the cost will be covered by the funds ACI receives from the project for which the software is required.

5. Explanation of the efforts taken by the department to determine this is the only source and the efforts used to obtain the best possible price:

Keysight Technologies, Inc. has exclusive rights to distribute all products and services produced or marketed by Keysight, within the United States, Canada and Mexico.

Furthermore, the Keysight software is only produced by Keysight Technologies and as such, no other version of this software is available from other agents or dealers.

Any person or entity that objects and proposes that the commodity listed is not sole source and can be provided by another person or entity shall submit a written notice to:

Jennifer Mayfield, CPPO
Director and CPO, Procurement & Contracts
jmayfield@procurement.msstate.edu
Subject Line must read "Sole Source Objection"

The notice shall contain a detailed explanation of why the commodity is not a sole source procurement. Appropriate documentation shall also be submitted if applicable.

If after a review of the submitted notice and documents, MSU determines that the commodity in the proposed sole source request can be provided by another person or entity, then MSU will withdraw the sole source request publication from the procurement portal website and submit the procurement of the commodity to an advertised competitive bid or selection process.

If MSU determines after review that there is only one (1) source for the required commodity, then MSU will appeal to the Public Procurement Review Board. MSU will have the burden of proving that the commodity is only provided by one (1) source.