# JUSTIFICATION FOR SOLE SOURCE CERTIFICATION

**Sole Source Purchases** are defined clearly, based upon a legitimate need, and are limited to a single supplier. Sole source purchases are normally not allowed except when based upon strong technological grounds such as operational compatibility with existing equipment and related parts or upon a clearly unique and/or cost effective feature requirement. The use of sole source purchases must be justified and shall be limited only to those specific instances in which compatibility or technical performance needs are being satisfied.

**Sole Source Services** are defined as a service provider providing technical expertise of such a unique nature that the service provider is clearly and justifiably the only practicable source available to provide the service. The justification shall be based on the uniqueness of the service, sole availability at the location required, or warranty or defect correction service obligations of the service provider.

This form must be filled out for the request to purchase any good or non-professional service that requires a competitive procurement process (informal quotes ($1001-$10,000), formal quotes ($10,001 - $19,999.99), or formal bid ($20,000 or more) as defined in the LFUCG's Purchasing Manual. This form must be completed in its entirety and attached to the purchase requisition.

**Note: Sole Source Purchase requests for goods exceeding $20,000 will require approval by the Urban County Council by submitting an Administrative Review Form. A copy of this form must be signed off by Central Purchasing and attached to the Administrative Review Form.**

## Requesting Division

Name Chris Sizemore Division/Dept: Police / Bureau of Investigations

Phone: 859-258-3541 Email: csizemore@lexingtonpolice.ky.gov

Type of Purchase: (✓) Goods/Materials/Equipment ( ) Services

Cost: $26,320

Sole Source Request for the Purchase of: Two Magnet AXIOM Premier + Witness License Renewals 12 Month Terms

☐ One Time Purchase

✓ To Establish Sole Source Provider Contract
(subject to annual review and approval by Central Purchasing and/or Urban County Council)

## Vendor Information

Business Name: Magnet Forensics

Contact Name: Deanna Binion

Address: 931 Monroe Drive NE Suite A102-340, Atlanta GA 30308

Phone: 678.675.6657 Email: deanna.binion@magnetforensics.com

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**STATEMENT OF NEED**: (Add additional pages as needed)
My division/department's recommendation for sole source is based upon an objective review of the product/service required and appears to be in the best interest of the LFUCG. I know of no conflict of interest on my part, and I have no personal involvement in any way with this request. No gratuities, favors, or compromising actions have taken place. Neither has my personal familiarity with particular brands, types of equipment, materials, persons or firms been a deciding influence on my request to sole source this purchase when there are other known suppliers to exist.

1. **Describe the product or service and list the necessary features this product provides that are not available from any other option.**

Magnet AXIOM is a digital investigative platform that is the industry standard for recovering digital evidence from smartphones, computers, external storage devices and the Cloud among law enforcement agencies. This pricing is bundled with Magnet Witness (previously known as DVR Examiner). Magnet Witness allows byte level analysis of video surveillance systems. The software allows the examination of video surveillance that is not able to be done with traditional means The LPD has used these devices for many years and the results are accepted by the local court system. No other products has been found to provide better results for a lower cost.

2. **Below are eligible reasons for sole source. Check one and describe.**

**X** Licensed or patented product or service. No other vendor provides this. Warranty or defect correction service obligations to the consultant. Describe why it is mandatory to use this licensed or patented product or service. The detective(s) who will utilize the software has received extensive training from outside vendors in this and similar products. This system was determined to have the best capabilities to support our investigations. Only one vendor is available for this system.

☐ Existing LFUCG equipment, inventory, custom-built information system, custom-built data inventory system, or similar products or programs. Describe. If product is off-the-shelf, list efforts to find other vendors (i.e. web site search, contacting the manufacturer to see if other dealers are available to service this region, etc.)

☐ Uniqueness of the service. Describe.

✓ The LFUCG has established a standard for this manufacturer, supplier, or provider and there is only one vendor. Attach documentation from manufacturer to confirm that only one dealer provides the product.

☐ Factory-authorized warranty service available only from this single dealer. Sole availability at the location required. Describe.

☐ Used item with bargain price (describe what a new item would cost). Describe.

☐ Other – The above reasons are the most common and established causes for an eligible sole source. If you have a different reason, please describe:

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3. **Describe efforts to find other vendors or consultants (i.e. phone inquires, web site search, contacting the manufacturer to see if other dealers are available to service region, etc.).**

I have been in contact with Magnet Forensics, who advised they do not use outside vendors for their product or support. I have also conducted internet research which confirms this assertion.

4. **How was the price offered determined to be fair and reasonable?**
(Explain what the basis was for comparison and include cost analyses as applicable.)

The price for each of the Magnet license renewals for a 12 month term is consistent with renewal agreements for similar software systems. This purchase is for two licenses Axiom license renewals and one Witness renewal.

5. **Describe any cost savings realized or costs avoided by acquiring the goods/services from this supplier.**

By continuing to re-license and support the existing hardware, the cost of procurement of new hardware is avoided.