

NMHU PURCHASING DEPARTMENT
SOLE SOURCE JUSTIFICATION FORM

A sole source procurement is one for which only one vendor is capable of or allowed to perform a particular service and/or construction or for a tangible item that can be offered by only one vendor. A sole source procurement must comply with §13-1-126 and §13-1-128 N.M.S.A. 1978 and all other state statutes and federal regulations pertaining to sole source procurements.

Submittal of this form is one of the steps required prior to approval of the procurement (approved via issuance of a purchase order). If this procurement is approved by the NMHU Purchasing Department it will then be posted onto the University's website and the State of New Mexico's Sunshine Portal. The posting will be for no less than thirty (30) calendar days. If a potential vendor submits a protest against a sole source procurement within that timeframe, the sole source will not be awarded until, and if the protest is resolved.

This form must be completed in its entirety. If it is not completed in its entirety it will not be accepted and will be returned to the requestor.

Describe the tangible item(s), construction and/or service(s) you would like to procure.

Non-theatrical distribution and public performance licensing to colleges and universities.

Provide the following:

Vendor Name: Swank Motion Pictures Inc
Address 10795 Watson Road
St. Louis, MO 63127-1012

Name of Company Representative Chris Vierling
Company Contact Information

Email cvierling@swank.com
Telephone 800-876-5577
Fax 314-909-0879

Amount of Proposed Sole Source \$ 25326.00

Can this procurement be made by the regular Invitations for Bids (lowest bid amount) or Request for Proposals (qualifications-based) process? If not, explain why.

No, only provider of service

What other tangible items, services or construction methods did you consider? Specify the specifications, sources, technical data and any other non-tangible factors that you considered.

n/a

Which other companies did you contact for the tangible item(s), construction and/or service(s)? Provide the name of the company, representatives you spoke to and contact information.

none

Did you rely on information from other individuals to make your determination, if so by who and what information did they provide?

No.

Provide any additional information that may be useful in making a determination.

n/a



10795 Watson Road
Saint Louis, MO 63127-1012

Barbara Nelson
Vice President

800-876-5577
314-984-6130

Email: bnelson@swank.com

DATE

Name
Company
Address

Dear ,

SWANK MOTION PICTURES, INC. is the sole source for non-theatrical distribution and public performance licensing to Colleges and Universities, Elementary, High schools, Park and Recreation Departments, Hospitals and various other non-theater settings in either 35mm film, Pre-home DVD, DVD's, Blu-Ray DVD and digital formats for the following studios:

Warner Brothers	A24 Films
Warner Independent Pictures	Bleecker Street Media
New Line Cinema	STX Entertainment
Columbia Pictures (Sony)	Broad Green Pictures
TriStar Pictures	CBS Films
Walt Disney Pictures	IFC Films
Marvel Entertainment	Cohen Media Group
Touchstone	Hallmark Hall of Fame
Universal Pictures	HBO Pictures
Focus Features	RLJ Entertainment
Paramount Pictures	Magnolia Pictures
Lionsgate	Miramax
Summit Entertainment	Monterey Media
Metro-Goldwyn Mayer	United Artists
The Weinstein Company	The Orchard

Studios listed are those supplying titles at the time of this printing, and since studios may vary from year to year, it is possible that one major studio may be added or one deleted.

Any film that your organization licenses from Swank Motion Pictures for non-theatrical public performance and which is distributed by the motion picture studios listed above is fully in compliance with the Copyright Act as stated in Title 17 of the United States Code.

Sincerely,

Barbara J. Nelson
VP, Sales and Studio Relations