

PROCUREMENT POLICY BOARD
1151 Punchbowl Street, Conference Room 410
Honolulu, Hawaii 96813

Regular Meeting
January 15, 2009
1:00 pm

AGENDA

- I. Call to Order.
- II. Approval of Minutes – Meeting of December 18, 2008.
- III. Request by Member Russ Saito for a presentation by Mr. Terry Thomason on IDIQs.
- IV. Correspondence from Mr. Terry E. Thomason and Ms. Barbara A. Krieg, Alston Hunt Floyd & Ing re: Olelo Community Television Petition for Declaratory Ruling filed 9/12/06.
- V. Announcements.
- VI. Adjournment.

Agenda may be viewed at www.spo.hawaii.gov/procurement-policy-board-minutes-of-meeting. Individuals may present testimony on matters on the Procurement Policy Board's agenda when the agenda item is being discussed by the Board. Individuals intending to testify should contact the State Procurement Office at (808) 587-4700 at least 48 hours before the scheduled meeting. Written testimonies will be accepted through e-mail at procurement.policy.board@hawaii.gov or faxed to (808) 587-4703 until 1:00 pm, January 13, 2009. Testimonies received after the January 13, 2009 deadline will be forwarded to the board after the January 15, 2009 meeting. Individuals submitting written testimony at the meeting and would like the written testimony distributed to the board at this meeting, are requested to provide 12 copies.

Individuals requiring special assistance or services may call (808) 587-4700 by 1:00 p.m., January 12, 2009 to discuss accommodation arrangements.

Agenda Item IV



Attorneys at Law • A Law Corporation

December 19, 2008

Via Email & U.S. Mail

230EC'08 PM 2:21 SPO-A

Procurement Policy Board
c/o Mr. Aaron Fujioka
State Procurement Office
Department of Accounting and General Services
Kalanimoku Building
1151 Punchbowl Street, Room 230A
Honolulu, Hawai'i 96813

Re: 'Ölelo Community Television
Petition For Declaratory Ruling filed 9/12/06

Terry E. Thomason
E-mail:
TThomason@ahfi.com

Barbara A. Krieg
E-mail:
BKrieg@ahfi.com

Dear Procurement Policy Board Members:

This is to confirm the status of the above-referenced Petition For Declaratory Ruling ("Petition") filed on behalf of our client, 'Ölelo Community Television ("Ölelo") on September 12, 2006.

The Procurement Policy Board ("Board") has not yet issued its written decision on the Petition. However, we understand that at yesterday's meeting, the Board advised 'Ölelo representative Gerry Silva that it would do so before January 15, 2009.

As Mr. Silva informed the Board, 'Ölelo intends to submit supplemental documents to reflect relevant matters occurring in the two-year period since the Petition was filed. We understand the Board advised Mr. Silva that 'Ölelo should not submit such documents until after receipt of the Board's written decision, at which time 'Ölelo will be permitted to file a petition for the Board's review and consideration of the supplemental materials.

If our understanding is not correct in any respect, please immediately notify us. Otherwise, we look forward to receipt of the long-awaited written decision on 'Ölelo's Petition.

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www.ahfi.com

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Thank you.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Barbara A. Krieg".

Terry E. Thomason
Barbara A. Krieg

cc: Ms. Keali'i Lopez (via email)
Mr. Gerry Silva (via email)
Russell Suzuki, Esq. (via email)