

Mississippi State University
Notice of Proposed Sole Source Purchase

167-94

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):

Matlab by Mathworks. High level computational software for running simulations.

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

Electrical and Computer Engineering Department currently provides MATLAB software that is targeted for faculty and student use in the department for their teaching and research. The faculty have chosen to use MATLAB because they judge MATLAB and its components, Simulink and Toolboxes, meet their classroom and research needs by providing a programming environment for algorithm development, data analysis, visualization, and numeric computation. Faculty request to renew the license for MATLAB on an annual basis in order to make use of the latest software upgrades with new features and access to technical support.

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

Mathworks is the maker of Matlab. Because it is a software and solely owned by Mathworks they are the only organization that can sell it.

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

Electrical and Computer Engineering department makes available 50 concurrent MATLAB licenses that is used by faculty and students. To obtain the latest upgrades and technical support for MATLAB, ECE must purchase a renewal of the license, in the amount of \$10,852.05. Should ITS choose not to renew our 50 concurrent licenses from MATLAB, the cost to upgrade to the newest version, at a later date, would be approximately the same amount for each year that was skipped, however a 5% reinstatement fee would be added.

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:

We have researched other software packages available and found that they are more costly and do not meet our mathematical needs. We are receiving an academic rate which is substantially lower than regular retail pricing.

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:

Don Buffum, CPPO
Director of Procurement & Contracts
dbuffum@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.