

## INTENT TO SOLE SOURCE

In accordance with §11-35-1560 (A) of the SC Consolidated Procurement Code, it is the intent of the Medical University of South Carolina (MUSC) to award without competition, a sole source contract in accordance with Regulation 19-445.2105 (B) (5) to Keyence Corporation of America for BZX Software and Modules for the BZ-X800 All-in- One Keyence Fluorescence Microscope.

### Purpose and Objectives

The purpose of this purchase is to obtain additional Software and Modules for the BZ-X800 All-in-One Fluorescence Microscope. The microscope is an existing State-owned research laboratory equipment manufactured by Keyence Corporation of America.

We are purchasing the following items under this sole source procurement:

- BZX Multi-Stack Module
- BZX Sectioning Module
- BZX Analyzer Software
- BZX Hybrid Cell Count Software
- BZX Macro Cell Count Software

### Basis of Sole Source:

The Keyence BZX modules and software are crucial ancillary parts that must be compatible with our existing Keyence Fluorescence Microscope. Keyence Corporation of America is the only manufacturer and authorized distributor of the Keyence BZ-X Fluorescence Microscope, its modules and software, as well as the sole contact for service and support. In order to maintain continuity, ensure integrity and productivity of existing and future research projects the ancillary parts must be compatible with the Keyence Fluorescence Microscope

As there are no other vendors authorized to sell Kenyence Corporation's products this has been deemed by the Procurement Officer to be the only contractor that can fulfill the listed requirements which meets MUSC's specific needs.

QUESTIONS: Shall be addressed to the email address of the Procurement Officer indicated below.

PROTESTS (MAY 2019): If you are aggrieved in connection with the intended award of this contract, you may be entitled to protest, but only as provided in §11-35-4210. To protest an intended award of a contract pursuant to §11-35-1560, you shall (i) notify the chief procurement officer in writing of your intent to protest within five (5) business days of the date this intent to award is posted, and (ii) if the appropriate chief procurement officer has been timely notified of your intent to protest, you may submit your actual protest within fifteen days of the date this notice of intent to award is posted. Days are calculated as provided in §11-35-310(13). Both protests and notices of intent to protest must be in writing and must be received by the appropriate Chief Procurement Officer within the time provided. The grounds of the protest and the relief requested must be set forth with enough particularity to give notice of the issues to be decided.

Any protest or notice of intent to protest must be addressed to the Chief Procurement Officer, Materials Management Office, and submitted in writing (a) by email to: [protest-mmo@mmo.sc.gov](mailto:protest-mmo@mmo.sc.gov) or (b) by post or delivery to: 1201 Main Street, Suite 600, Columbia, SC 29201

This notice of intent is not a request for competitive proposals. Any responsible sources who wish to identify their interest and capability to provide these services must notify this Contracting Specialist at [kellysy@musc.edu](mailto:kellysy@musc.edu) prior to the contact deadline: April 14, 2020 12:00 AM EST. Telephone responses will not be accepted. Upon receipt of the interested parties' notification, the Contracting Officer will determine whether to conduct a competitive procurement or proceed with sole source negotiations.