

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

PROGRAM AGENCY: Metropolitan Police Department (MPD)
CONTRACT NO.: CW40646
CAPTION: Segway I2 Patroller
PROPOSED CONTRACTOR: Segway, Inc.

FINDINGS

1. AUTHORIZATION:

27 DCMR 1304, 1700, 1701 and D.C. Official Code § Section 2-354.04

2. MINIMUM NEED:

The District of Columbia Office of Contracting and Procurement on behalf of Metropolitan Police Department (MPD) is seeking a vendor to provide Segway I2 Patroller.

MPD currently uses Segway patroller units to “Go Green” and to increase police presence on city streets and in communities. The Segways are capable of travelling indoors, outdoors and over varied and uneven terrain, with considerable savings on gasoline because they are battery operated. The Segways will allow police officers to efficiently patrol larger areas three times faster than on foot and with less fatigue resulting to greater efficiency and coverage of the District’s streets.

3. ESTIMATED REASONABLE PRICE:

\$158,000.00

4. FACTS WHICH JUSTIFY A SOLE SOURCE CONTRACT:

- A. MPD police officers currently uses Segway transporters to patrol the District’s streets and the MPD staff is trained on their use and maintenance.
- B. Segway, Inc. is the only manufacturer and sole source provider of Segway patroller units in US. See attached letter from Segway, Inc. dated November 17, 2015.

- C. Based on market research, Segway, Inc, still operates independently from the parent company, Ninebot, Inc. and Segway has patent infringement lawsuits in process against all other manufacturers of self-balancing products currently being sold in US. In addition, only Segway, Inc. is the manufacturer of law enforcement personal transportation model.

5. CERTIFICATION BY AGENCY HEAD:

I hereby certify that the above findings are true, correct and complete.

Date

Cathy L. Lanier
Chief of Police
Metropolitan Police Department

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with 27 DCMR 1304 and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method of this proposed contract.

Date

Michael Spriggs
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354-03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

George Schutter
Chief Procurement Officer
Office of Contracting and Procurement



RE; Segway Sole Source

November 17, 2015

To Whom It May Concern,

Segway Inc. is the only manufacturer and sole source provider of the Segway Transporter (PT) i2 Patroller, x2 Patroller, SE3 Patroller, and the Patroller Upgrade Kit package. All the Patroller models and upgrade kit are sold only as a direct transaction between Segway Inc. and end customers, unless specifically authorized by Segway Inc.

Our Authorized Public Safety dealers act as representatives on our behalf. They provide product demonstrations, training, and other services to customers. They are not permitted to participate in a bid or formally quote the Patroller models or Patroller upgrade kit unless specifically authorized by Segway Inc. Any Quote for a Segway Patroller or Patroller upgrade kit that is not issued from Segway Inc. is not valid.

When executing a purchase, please issue the purchase order to:

Segway Inc.
14Technology Drive
Bedford, New Hampshire

Sincerely,

A handwritten signature in black ink, appearing to read "Gerald White", with a large, stylized flourish at the end.

Gerald White
Director of Patroller Sales
949-910-5928
Gerald.white@segway.com