

## Notice of Intent to Certify Sole Source

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**To:** Interested Parties  
**From:** David C. Johnson  
**CC:** ITS Project Number 46298  
**Date:** March 2, 2021  
**Re:** Sole Source Certification Number 4373 to provide Bosch Crash Data Retrieval (CDR) Kits including software and accessories for the Mississippi Department of Public Safety (MDPS)  
**Contact Name:** Kimberly Parker  
**Contact Phone Number:** 601-432-8049  
**Contact E-mail Address:** kimberly.parker@its.ms.gov

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### Sole Source Certification Award Details

Regarding Information Technology Services (ITS) Sole Source Certification Number 4373 for the Mississippi Department of Public Safety, please be advised that ITS intends to award Crash Data Group, Inc., as the sole source provider of Bosch Crash Data Retrieval (CDR) Kits including software and accessories for the Mississippi Department of Public Safety through March 29, 2024, in an amount not to exceed \$91,000.00. Please be advised that ITS will determine if additional Kits, subscriptions, upgrades, or equipment are within scope during the certification period and may increase the spending authority accordingly. Should Crash Data Group, Inc. change their name during this certification period, then ITS will determine if a recertification is necessary. For an explanation regarding Mississippi state law, policy and procedures for sole source procurements, refer to Attachment C: Sole Source Procurement Overview.

### Sole Source Criteria

1. The product or services being purchased must perform a function for which no other product or source of services exist:

**The Bosch CDR kit enables the retrieval of Event Data Recorder (EDR) data from a patrol vehicle that has been involved in a crash. This tool, made up of hardware and software, provides the ability to “image”, “download”, or “retrieve” EDR data that may be stored in the control modules of passenger cars, light trucks, and SUVs. In the context of CDR technology, the word “image” describes the process of saving a digital copy of the crash data that may be recorded in a supported vehicle to a computer. The software component is a single, standalone program designed to run in a Windows environment. The hardware part of the kit is a collection of components including cables and adapters used to “retrieve” data from supported**

vehicles. The CDR kits require necessary updates to bring the product current and keep it current with new vehicles. The customer's sole source certification request is included as Attachment A.

2. The purchaser must be able to show specific business objectives that can be met only through the unique product or services:

**MDPS' proper investigation of crashes is critical for fairly assessing liability and damages in the following situations:**

- All collisions resulting in serious injury or fatality that involve a driver known or suspected to be operating his/her vehicle under the influence of drugs or alcohol.
- All collisions where there is a probability of felony criminal charges being filed against the involved driver(s).
- All collisions involving a DPS/MHP vehicle(s) where a driver and/or occupant sustain a serious or fatal injury as a result of the collision.
- All collisions involving school busses or "for-hire" busses where a driver and/or occupant sustains a fatal or serious injury as a result of the collision.
- All other collisions in which the causation factors are not readily determined by the on-scene investigating trooper.
- All serious injury or fatal collisions involving multiple (six or more) vehicles.

In addition to the traditional physics-based approaches, the EDR may provide:

- Information, but only after some physical event like a crash.
- Vehicle dynamics information, system status, and certain driver inputs for about five seconds before a crash.
- Vehicle crash severity signature.
- Restraint use and deployment related information.
- Post-crash data such as the activation of an automatic collision notification (ACN) system.

Law enforcement, as well as private accident reconstructionist, auto manufacturers, auto insurance companies, fleet management and government researchers, use crash data to assist in accurately evaluating crashes involving passenger cars, light trucks, and SUVs. By retrieving and reviewing the crash data stored in these vehicles, potential fault, fraud, liability, witness accounts and other evidence can be more effectively evaluated. The MHP Crash Team requires upgrades to the software and hardware for accident reconstruction. The customer's sole source certification request is included as Attachment A.

3. The product or services must be available only from the manufacturer and not through resellers who could submit competitive pricing for the product or services:

The Bosch CDR products are only available for retail purchase in the United States through, Crash Data Group, Inc., Bosch's sole product distributor. The manufacturer and reseller sole source certification letters are included as Attachment B.

### Schedule

Task	Date
First Advertisement Date	03/02/21
Second Advertisement Date	03/09/21
Response Deadline From Objectors	03/16/21 at 3:00 P.M. Central Time
Notice of Award/No Award Posted	Not before 03/17/21

## **Project Details**

In 2013, ITS on behalf of MDPS, procured nine CDR kits and software from Crash Data Group, Inc. via then current Sole Source procurement procedures, with additional kits purchased by MDPS in 2014. During the 2015 Mississippi Legislative Session, the sole source laws changed and ITS issued Sole Source Certification Number 4048 for additional CDR kits in November 2017 and received no objections.

In December 2018, MDPS needed additional upgrades, and ITS issued Sole Source Certification 4157 and received no objections. MDPS purchased additional CDR kits in July 2020 and has spent to-date \$438,875.28. MDPS continues to utilize these kits and wishes to continue making purchases from Crash Data Group, Inc. for an additional three years.

## **Submission Instructions and Format of Response from Objecting Parties**

Interested parties who have reason to believe that the Bosch Crash Data Retrieval (CDR) Kits including software and accessories for the Mississippi Department of Public Safety (MDPS) should not be certified as a sole source should provide information in the following format for the state to use in determining whether or not to proceed with awarding the Sole Source contract to Crash Data Group, Inc.

### **1.1 Interested Party Information**

1.1.1 Contact Name, Phone Number and email address

1.1.2 Company Website URL, if applicable

### **1.2 Objection to Sole Source Certification**

1.2.1 Interested parties must present specific objections to the Sole Source certification using the criteria listed above.

1.2.2 A statement regarding the Interested Party's capabilities as related to this Sole Source Certification Request.

1.3 Comments will be accepted at any time prior to Tuesday, March 16, 2021, at 3:00 p.m. (Central Time) to Kimberly Parker at [kimberly@its.ms.gov](mailto:kimberly@its.ms.gov) or at the Mississippi Department of Information Technology Services, 3771 Eastwood Drive, Jackson, Mississippi 39211. Responses may be delivered by hand, via regular mail, overnight delivery, e-mail or by fax. Fax number is (601) 713-6380. ITS WILL NOT BE RESPONSIBLE FOR DELAYS IN THE DELIVERY OF RESPONSES. It is solely the responsibility of the Interested Parties that responses reach ITS on time. Interested Parties may contact Kimberly Parker to verify the receipt of their Responses. Responses received after the deadline will be rejected.

1.4 Interested Party responses should include the following information:

**SUBMITTED IN RESPONSE TO  
Sole Source Certification No. 4373-46298  
Accepted until March 16, 2021 @ 3:00 p.m.,  
ATTENTION: Kimberly Parker**

If you have any questions concerning the information above or if we can be of further assistance, please contact Kimberly Parker at 601-432-8049 or via email at [kimberly.parker@its.ms.gov](mailto:kimberly.parker@its.ms.gov).

Attachment A: Customer Sole Source Certification Request

Attachment B: Vendor Correspondence

Attachment C: Sole Source Procurement Overview



## Sole Source Certification Request

<b>Project Title: Crash Data Group, Inc. Sole Source</b>		<b>Stimulus (ARRA) Funds? Yes No <u>X</u></b>	
<b>Customer Contact Information</b>			
<b>Agency/Public University:</b> Mississippi Department of Public Safety <b>Address:</b> 1900 East Woodrow Wilson, Jackson, MS 39216		<b>Contact Person:</b> Patricia Bryant <b>Phone:</b> 601-933-2646 <b>Email Address:</b> pbryant@dps.ms.gov	
<b>MAGIC Customer Number</b> (only required from state agencies): 7000000197 (DPS-Division of Safety Patrol)		<b>Division/Dept:</b> <b>Handmail:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>Project Summary Narrative Description of Project</b> (include details of original acquisition if applicable): The Crash Data Retrieval kits are used to extract data from crashed vehicles. The MHP Crash Team requires hardware and software for use in accident reconstruction. The team needs these vital kits to allow MHP Crash Team to access current physical information on automobiles, vans, utility vehicles, and pickup trucks. The system provides information that is critical for crash investigations.			
<b>ITS Acquisition Approval (CP-1) should be effective through this date</b> (Please allow time for all vendor invoices to be paid):			
<b>Cost Estimates</b> <i>Fiscal Year</i>	<b>Initial Costs</b>	<b>Ongoing Costs</b>	<b>Time Constraints</b> Item Needed by: Funds Expire:
FY22		\$27,340.00	<b>Anticipated Lifecycle of Products/System</b> (i.e. estimated years of effective use): 1 year  <b>Discuss Funding</b> (e.g. how much of needed funding is definite; total project budget; any matching or other non state funds). The total project budget is definite.
FY23		\$31,800.00	
FY22		\$31,860.00	
<b>Total</b>		<b>\$91,000.00</b>	
<b>Acquisition Details</b>			
<b>Items Requested</b>	<b>Quantity</b>	<b>Description</b>	<b>Building Location(s)</b>
Crash Data Retrieval software subscription renewal	1	Subscription 03/29/21 – 03/29/24	
Crash Data Retrieval hardware accessories		Cables for automotive vehicles	
<b>Describe platform &amp; infrastructure</b> (connectivity; software/hardware platforms; utilization of State Data Center resources: mainframe, eGovernment portal, payment engine, document management, hosting). For equipment or hosting outside the State Data Center, attach justification: The Bosch CDR Software and hardware product line is used to image automobile event data recorders and is commonly used in the forensic analysis of automobile traffic collisions and related investigations.			
<b>Progress to Date:</b> What has been done related to this project, including any communication with ITS staff (data/voice/procurement/other)? MDPS has received a sole source letter and a quote for software subscription and hardware.			
<b>Sole Source Certification</b> Note: Certification must be renewed for each revision or continuation of previous Sole Source Approvals.			
<b>Specific business requirements to be met by the requested products or services:</b> MDPS' proper investigation of crashes is critical for fairly assessing liability and damages in the following situations: <ul style="list-style-type: none"> <li>• All collisions resulting in serious injury or fatality that involve a driver known or suspected to be operating his/her vehicle under the influence of drugs or alcohol.</li> <li>• All collisions where there is a probability of felony criminal charges being filed against the involved driver(s).</li> <li>• All collisions involving a DPS/MHP vehicle(s) where a driver and/or occupant sustain a serious or fatal injury as a result of the collision.</li> <li>• All collisions involving school busses or "for-hire" busses where a driver and/or occupant sustains a fatal or serious injury as a result of the collision.</li> <li>• All other collisions in which the causation factors are not readily determined by the on-scene investigating trooper.</li> <li>• All serious injury or fatal collisions involving multiple (six or more) vehicles.</li> </ul>			
In addition to the traditional physics-based approaches, the EDR may provide: <ul style="list-style-type: none"> <li>• Information, but only after some physical event like a crash.</li> <li>• Vehicle dynamics information, system status, and certain driver inputs for about five seconds before a crash.</li> <li>• Vehicle crash severity signature.</li> <li>• Restraint use and deployment related information.</li> <li>• Post-crash data such as the activation of an automatic collision notification (ACN) system.</li> </ul>			
Law enforcement, as well as private accident reconstructionist, auto manufacturers, auto insurance companies, fleet management and government researchers, use crash data to assist in accurately evaluating crashes involving passenger cars, light trucks, and SUVs. By retrieving and reviewing the crash data stored in these vehicles, potential fault, fraud, liability, witness accounts and other evidence can be more effectively evaluated. The MHP Crash Team requires upgrades to the software and hardware for accident reconstruction.			
<b>Explain why these products or services are the only ones that can meet your needs</b> (include unique features/special functionality):			

The Bosch CDR kit enables the retrieval of Event Data Recorder (EDR) data from a patrol vehicle that has been involved in a crash. This tool, made up of hardware and software, provides the ability to “image”, “download”, or “retrieve” EDR data that may be stored in the control modules of passenger cars, light trucks and SUVs. In the context of CDR technology, the word “image” describes the process of saving a digital copy of the crash data that may be recorded in a supported vehicle to a computer. The software component is a single, standalone program designed to run in a Windows environment. The hardware part of the kit is a collection of components including cables and adapters used to “retrieve” data from supported vehicles. **The CDR kits require necessary updates to bring the product current and keep it current with new vehicles..**

**Explain why the source is the only entity that can provide the products or services** (Include other products/vendors researched or evaluated): The Bosch CDR kits are only available for purchase in the United States through the distributor, Crash Data Group, Inc.

**Vendor’s Certification of Sole Source attached:**  Yes  No      **Vendor’s proposal submitted:**  Yes  No

**MAGIC Vendor Code(s) Vendor must be in MAGIC before a CP-1 can be issued.**

**Place Order To**

**Vendor Name:** Crash Data Group, Inc.  
**Vendor Address:** Post Office Box 892885  
 Temecula, CA 92589

**Remit To**

**Vendor Name:** Crash Data Group, Inc.  
**Vendor Address:** Post Office Box 892885  
 Temecula, CA 92589

By my signature, I certify that, to the best of my professional knowledge: the requested product or services are a sole source as outlined in the ITS Procurement Handbook, Rule 207.2:013-030 Procurement Types: Sole Source, and as outlined in Mississippi Code annotated Section 31-7-13. In addition, I acknowledge that there is a charge for ITS procurement services associated with this request which will be billed to the requestor by ITS and that my agency/public university is responsible for these charges/costs.

Clay Johnston, MIS Director  
 Name (Agency Head or Public University CIO)/Title

 3-2-21  
 Signature Date

Attachment B

Automotive Aftermarket Division



This letter valid through December 31, 2021

**2020 - 2021 CDR Source**

Bosch Automotive Service  
Solutions Inc  
2030 Alameda Padre Serra  
Santa Barbara, CA 93103  
Telephone +1(805)880-9189  
Fax +1(805)966-2000  
Bill.Rose@us.bosch.com  
www.Bosch.us

To whom it may concern,

Crash Data Retrieval (CDR) units, accessories and software are products of Bosch Automotive Service Solutions Inc. Bosch is the sole manufacturer of the Bosch Crash Data Retrieval Tool products. The CDR products are only available for retail purchase in the United States, Jamaica and Canada through our sole product distributor, Crash Data Group.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bill Rose', with a long horizontal flourish extending to the right.

Bill Rose  
**CDR Global Product Manager**  
Bosch Automotive Service Solutions Inc (AA-AS)  
2030 Alameda Padre Serra  
Santa Barbara, CA 93103-1716  
[www.bosch.com](http://www.bosch.com)

Tel: +1 (805) 880-9189  
Email : [bill.rose@us.bosch.com](mailto:bill.rose@us.bosch.com)



*Helping you understand the crash*

This letter valid through December 31, 2021

**2021 CDR Sole Source**

To Whom It May Concern,

The Crash Data Retrieval Tool (CDR), including units, accessories and software are products of Bosch Automotive Service Solutions. The CDR products are only available for retail purchase in the United States and Canada through Crash Data Group Inc, Bosch's sole product distributor.

Sincerely,

A handwritten signature in black ink, appearing to read "S. B. Baker".

Scott Baker  
President, Crash Data Group Inc  
800-280-7940  
[sbaker@crashdatagroup.com](mailto:sbaker@crashdatagroup.com)  
[www.crashdatagroup.com](http://www.crashdatagroup.com)

## Attachment C

The acquisition of information technology for all state agencies and institutions of higher learning (IHLs) is within the scope of the ITS law, found in Mississippi Code Section 25-53-1, et seq., and the policies and procedures established in accordance with this statute, found in the ITS Procurement Handbook posted on the ITS website ([www.its.ms.gov](http://www.its.ms.gov)).

ITS enabling legislation requires that information technology hardware, software and services be acquired in a manner that insures the maximum of competition among all manufacturers and suppliers of such equipment and services. Accordingly, ITS promotes full and open competition through the issuance of open specifications and the objective evaluation of Interested Party proposals to determine the lowest and best offering to meet an agency's or public university's business requirements. True competition protects the integrity and credibility of purchasing in the public sector and is essential in providing best value and adequate contractual protection for the purchasing entity. In certain limited situations, information technology acquisitions may be sole-sourced.

ITS utilizes the provisions of Public Purchasing Law for Sole Source and Emergency procurements of information technology. Mississippi Public Purchasing Law (Mississippi Code Section 31-7-13) specifies that noncompetitive items available from one source only be exempted from bid requirements (sole-sourced). ITS statute, in Section 25-53-5 (p), permits ITS to utilize provisions in Public Purchasing Law or regulations, when applicable.

Per Public Purchasing law, acquisitions must meet the following criteria to be authorized as sole source:

1. The product or services being purchased must perform a function for which no other product or source of services exists,
2. The purchaser must be able to show specific business objectives that can be met only through the unique product or services, AND
3. The product or services must be available only from the manufacturer and NOT through resellers who could submit competitive pricing for the product or services. The vendor's correspondence regarding this criterion for this project is included as Attachment B.

By policy as documented in the ITS Procurement Handbook, acquisitions of IT services must include the following information to be authorized as sole source:

1. An explanation about why the amount to be expended is reasonable, and
2. An explanation regarding the efforts by the purchaser to obtain the best possible price.

For state agencies, approval of all technology purchases with a lifecycle cost of \$5,000 or less, including sole source purchases, has been delegated to the agency. The ITS Procurement Limits Policies for Agencies (a section in the ITS Procurement Handbook) require a minimum of two competitive written bids or proposals for technology purchases with a lifecycle cost over \$5,000 but not over \$50,000 (not over \$25,000 for projects funded by the American Recovery and Reinvestment Act). Since, for single source items, the procuring agency will be unable to obtain two written bids, ITS must certify all sole source acquisitions of information technology with a lifecycle cost greater than \$5,000.

Institutions of Higher Learning (IHLs) or public universities have been delegated the authority to certify sole source procurements up to \$250,000 lifecycle cost under the ITS Procurement Limits Policies for IHLs (a section in the ITS Procurement Handbook). For the certification of sole source procurements delegated to the CIOs at public universities, the public university must follow ITS' Sole Source Procedure, including advertisement of the intent to award as sole source. Institutions certifying a sole source purchase must ensure the criteria listed above are met and documented in writing by the institution and the Interested Party prior to certifying a product or service as sole source. Sole source documentation must be reviewed and approved by the IHL's CIO for any sole-source certification

above \$5,000. All sole source documentation should be retained in the public university's procurement file. Sole source requests above \$250,000 lifecycle cost require ITS approval.

Other than the delegations outlined above, all sole source technology procurements must be certified by ITS. The customer's Sole Source Certification Request for this project is included as Attachment A.

ITS thoroughly reviews Sole Source Certification Requests, determining if competing products and/or services exist. If so, ITS conducts a competitive procurement. If ITS' review confirms the sole source, then a Sole Source advertisement is issued, giving other Interested Parties an opportunity to identify competing products and/or services. Based upon the results of the Sole Source advertisement, ITS will either certify the request as a sole source or conduct a competitive procurement.