

District School Board of Pasco County

20430 Gator Lane • Land O' Lakes, Florida 34638 • 813/794-2221

Heather Fiorentino, Superintendent

www.pasco.k12.fl.us

Department of Purchasing Kendra Goodman, CPPO, CPPB, Purchasing Agent 813/ 794-2221 Fax: 813/ 794-2111 727/ 774-2221 TDD: 813/ 794-2484 352/ 524-2221 e-mail: kgoodman@pasco.k12.fl.us

June 21, 2011

MEMORANDUM

то:	Honorable School Board Members
FROM:	Honorable School Board Members Kendra Goodman, CPPO, CPPB, Purchasing Agent
RE:	NCS Pearson, Inc. Purchase Order #10001032; 10001975; 10010301; 10011138

The purchase orders to NCS Pearson, Inc. have reached the threshold that requires Board approval. Therefore, I am attaching the current purchase orders referenced above for the Board's review and approval.

Under the Department of Education Rule 6A-1.012(11)(b), the requesting of bids from three (3) or more sources is waived for the purchase of educational services and any type of copyrighted materials including, without limitation, educational tests, printed instructional materials, computer software, etc., where such items are purchased directly from the manufacturer, producer, publisher, the owner of the copyright, an exclusive agent within the state, a governmental agency or a recognized educational institution. Considering NCS Pearson, Inc., holds the copyrights (see attached), it is my recommendation that the Board approve the attached purchase orders to NCS Pearson, Inc. for \$75,249.

In addition to the \$75,249 requested, we are requesting an additional \$25,000 to cover future orders through June 30, 2011.

Should you have any questions regarding this request, or if I can be of further assistance, please feel free to contact me at your earliest convenience.

KDG/amj Attachments

Date/Time: June 14, 2011 @ 09:02:00

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Kevin Schutz Assistant General Counsel

NCS Pearson, Inc. 3075 W Ray Road, Suite 200 Mallstop 315 Chandler, AZ 85226 Tel: 800-736-4357 Fax: 480-457-7610



May 31, 2011

Pasco County Schools 7227 Land O'Lakes Boulevard Land O'Lakes, FL

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TO WHOM IT MAY CONCERN:

The purpose of this letter is to inform you that NCS Pearson, Inc. is the sole source for the NovaNET™ system, a computer-based, online learning system comprised of proprietary content protected by copyright and trade secret.

The NovaNET system, for use by your school, district, or other organization, is available only from NCS Pearson, Inc., the publisher of the NovaNET system.

If you have any questions or concerns, please feel free to contact me at 480-457-7679.

Sincerely,

Kevin Schulz Assistant General Counsel

State of Arizona)

County of Maricopa)

On this 31st day of May, 2011 before me personally appeared Kevin Schutz,

whom I know personally, and acknowledged that he executed the same.

(seal) 0hMichelle J. Connelly, Notary Public

Notary Public State of Maricopa County Michelle J Connelly My Commission Expires 106/2017