

**DETERMINATION AND FINDINGS  
FOR  
SOLE SOURCE PROCUREMENT**

**FINDINGS**

**1. Authorization:**

19 DCMR § 4320.7.

**2. Minimum Need:**

Annual Renewal of Site License for public performance software exhibition with Movie Licensing USA, Division of Swank Motion Pictures, Inc.

**3. Estimated Fair and Reasonable Price:**

\$4,263.00

**4. Facts That Justify a Sole Source Procurement:**

Movie Licensing USA, a Division of Swank Motion Picture, Inc. provides copyright compliance for showing films at library programs. Through a joint effort of the major Hollywood studios, movies licensed for "Home Use" are available for showings in libraries throughout the country with an annual Public Performance Site License. A Public Performance Site License allows a public library an unlimited number of exhibitions of copyrighted entertainment movies for a flat annual fee.

An annual Public Performance Site License allows the library to incorporate entertainment movies legally into library programming. The Public Performance License covers the entire library facility for showings by the staff and also outside groups choosing to host an event or meeting at the library.

An unlimited number of films can be shown throughout the year. The license runs for 12 consecutive months (5/15/13 – 5/14/14). The movies can be obtained from any legal source. The cost of the annual license is based on the number of active

cardholders at the library. The site license covers all 25 Branch Libraries and MLKML.

Only Movie Licensing USA is able to provide this public performance site license for all of the major Hollywood studios listed below. No other licensing source can provide this exclusive, comprehensive coverage.

Studios covered include: Disney Pictures, Touchstone Pictures, Hollywood Pictures, Columbia Pictures, Tri-Star Pictures, Metro-Goldwyn-Mayer, United Artists, Miramax Films, Warner Bros., NBC Universal, Sony Pictures, Lionsgate, Picturehouse and New Line Cinema licensed for "Home Use Only".

**5. Certification By the Contract Specialist:**

I hereby certify that the above facts are accurate and complete.

\_\_\_\_\_  
Contract Specialist

\_\_\_\_\_  
Date

**DETERMINATION**

Based on the above findings and in accordance with the DCPL procurement regulations, 19 DCMR § 4320.7 I hereby determine that the award of a sole source contract for the services described herein is in the best interest of the D.C. Public Library.

\_\_\_\_\_  
Contracting Officer

\_\_\_\_\_  
Date