

	<b>WINTHROP UNIVERSITY</b>  <b>Notice of Intent to Award</b>	Procurement Officer: Phone: E-Mail Address:	: Anna Triester (803) 323-2143 triestera@winthrop.edu
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**POSTING DATE:** July 31, 2023

In accordance with §11-35-1560 (A) of the SC Consolidated Procurement Code, it is the intent of Winthrop University (Winthrop) to award without competition a sole source contract in accordance with Regulation 19-445.2105 (B) (5) where the item is one of a kind, for continuation of a public performance exhibition license for motion pictures, television program seasons, student awareness videos and non-theatrical public performance rights for students living in its residence halls and to its residence hall staff.

from: Residence Life Cinema, a division of Swank Motion Pictures on the basis of:

The Federal Copyright Act (Title 17 of the US Code) governs how copyrighted materials, such as movies, may be used. Neither the rental nor the purchase of a movie carries with it the right to show the movie publicly outside the home, unless the site where the movie is used is properly licensed for public exhibition.

Swank Motion Pictures Inc. provides the site license for public exhibition. Each movie production studio selects a single company to distribute their movies in the United States to the non-theatrical public performance market. Swank Motion Pictures, Inc. is the authorized distributor of copyrighted Hollywood full-length feature motion pictures, television programming and student awareness videos and has the exclusive license for the following current motion production studios: Warner Bros., Metro-Goldwyn-Mayer, Universal Studios, Columbia Pictures, Tri-Star Pictures, Lionsgate Films, Paramount Pictures, New Line Cinema, Screen Gems, United Artists, Magnolia Pictures, Focus Films, National Geographic Television and Film, CBS Films, Cohen Media, Entertainment One, Gaiam/Vivendi/Hallmark Hall of Fame, Image Entertainment, Summit Entertainment, Millennium Entertainment, Miramax, Monterey Media, Open Road Films, Oscilloscope, Questar, Screen Media and The Weinstein Co.

Estimated Value: \$84,975 through 7/31/2028.

**QUESTIONS/RESPONSES:** Shall be addressed to the email address of the Procurement Officer indicated above.

**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, Information Technology Management Office, and submitted in writing (a) by email to: [protest-itmo@itmo.sc.gov](mailto:protest-itmo@itmo.sc.gov) or (b) by post or delivery to: 1201 Main Street, Suite 600, Columbia, SC 29201.

Unless otherwise suspended or canceled, Winthrop will enter into a contract for these services. Contractor should not perform work on or incur any costs associated with this notice prior to the receipt of a purchase order. Winthrop assumes no liability for any expenses incurred prior to issuance of a purchase order.