



Bid Waiver Form

Revised 04/2021

Short Description of Goods/Services	Consultant/Special Prosecutor in significant child abuse cases	Total Cost	\$150,000 max cost for 5 years (June 2021-June 2025)	
Vendor Name	Brian Holmgren	MUNIS #	11247	Req # 1808
Purchasing Officer	Carolyn Clow	Date	5-21-2021	
Department	District Attorney	Email	kelly.breunig@da.wi.gov	
Name	Kelly Breunig	Phone	608-267-8840	

A VENDOR QUOTE MUST BE ATTACHED TO THE WAIVER FOR APPROVAL

Provide a detailed description of the goods/services intended to be purchased:

Brian Holmgren is an attorney licensed to practice law in the State of Tennessee who is eligible for admission pro hac vice in Wisconsin cases. Mr. Holmgren is an internationally-known expert in the prosecution of child abuse cases and in particular cases involving abusive head trauma. He has previously assisted the Dane County District Attorney's Office in several significant child abuse cases as a consultant and a special prosecutor. Mr. Holmgren has accessed a nationwide network of contacts to obtain research materials, court filings, and other information relevant to the prosecution of these cases which as resulted in successful outcomes. The Wisconsin Department of Justice is currently not able to provide this assistance to the Dane County District Attorney's Office and the current prosecutor qualified to handle these cases was recently hired for a position in that agency which will not allow him to continue his work on these cases for this office or other District Attorney's Offices in Wisconsin.

In each case upon which he works, Mr. Holmgren will review case materials and medical records to assist with pre-trial litigation and preparation. Mr. Holmgren will assist with the location and designation of expert witnesses and research regarding medical and legal issues related to the cases. Mr. Holmgren will advise on strategy in responding to defense motions and defense witnesses. Mr. Holmgren may attend and assist with significant pre-trial hearings. If the cases proceed to jury trial, Mr. Holmgren will attend trial and assist the Dane County District Attorney's Office in the presentation of evidence. Mr. Holmgren will also assist in training members of this office to handle these cases so that this office can replace its lost capability and eventually be self-sufficient in these cases.

Send to a Purchasing Officer Once Completed



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Procurement Exception List

- Emergency Procurement
- Unique and specific technical qualifications are required
- A special adaptation for a special purpose is required
- A unique or opportune buying condition exists
- Only one vendor possesses the unique and singularly available ability to meet the Department's requirements

Provide a detailed explanation as to why the competitive bidding (RFB/RFP) process cannot be used. Also provide a detailed justification in relation to the Procurement Exception(s) chosen:

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Bid Waiver Approval (For Purchasing Use Only)

Under \$37,000 (Controller)

\$37,000+ (Personnel & Finance Committee)

Date Approved:

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