

GM 575

Submitting for consideration and confirmation to the
Procurement Policy Board, Gubernatorial Nominee,
DOUGLAS MURDOCK, for a term to expire 6-30-2014.

Submitted for consideration and confirmation to the Procurement Policy Board, Gubernatorial Nominee, DOUGLAS G. MURDOCK, for a term to expire 6-30-2014 (GM575).

Introduction

Chair Espero and members of the Committee, thank you for the opportunity to appear before you today. I want to thank the Procurement Nominating Committee for forwarding my name to the Governor's office and Governor Neil Abercrombie for nominating me. I am honored to be considered for a position on the Board.

Interest

I requested consideration for membership on the Procurement Policy Board because I know from experience that an effective, open and fair procurement system is critical to good government. Many of our vital State programs and significant portions of our State budget are executed through the procurement system. Proper operation of the procurement system can make the difference between success and failure on critical state programs and expenditures.

I have seen first-hand the amazing value the government can get from its contracts. I have also seen the terrible mess and loss of trust and confidence that occurs when things don't go well. A smoothly running procurement system with well-trained professionals enables open and fair competition while maintaining adequate safeguards to ensure public trust.

Qualifications

For the greater part of my professional life, I served in the United States Air Force. I retired in 2010 in the rank of Colonel after 25 years of service. Procurement was a common theme in my military career. In my first assignment, I was a cost analyst on the procurement of a major cargo aircraft system. In my last assignment, I was Chief Legal Counsel to Electronic Systems Center in Boston, Massachusetts, one of the Air Force's largest acquisition organizations with a procurement portfolio of over \$5 billion dollars. Throughout my Air Force career, I gained significant work experience in the fields of cost analysis, planning and programming, contract law, contract management, procurement integrity and ethics.

Prior to joining the Air Force, I worked for 7 years on the professional staff of the non-profit organization Junior Achievement teaching business and economics to school-age children.

I am currently Of Counsel with the law firm of Alston Hunt Floyd & Ing in Honolulu. My legal practice primarily involves providing advice on government procurement and ethics at the state and federal levels.

I hold a Juris Doctorate from the University of Washington, a Master of Science in Public Administration from the Central Michigan University and a Bachelor of Science in Economics from Portland State University. I have been admitted to practice law in Hawai'i, Washington State, and before several federal courts including the Supreme Court of the United States. I

continue to improve my professional education in procurement as an active member of the Aloha Chapter of the National Contract Management Association.

During my time in the Air Force, I was certified as a Cost Analyst and designated as a Judge Advocate. I recently completed National Contract Management Association certificate programs in Ethics Education for Introductory and Advanced Business Ethics for Federal Procurement. In the fall of 2011, I was approved as an Expert in Ethics and Government Contract Compliance by the General Counsel of a federal agency.

Goals

At this time, I have three broad goals for service on the Board. First, we need to ensure our actions enhance public trust in our procurement system. From my many years of public service, I understand the paramount importance of public trust, including business confidence that the procurement system will treat all competitors fairly. I believe public trust and business confidence can best be developed and supported by an open system that has clear rules that are consistently applied by a well-trained and experienced professional staff.

Second, our Procurement Policy Board must be responsive to requests from the State Procurement Office and the Chief Procurement Officers. We need to be prepared for all Board activities and engaged in resolving policy issues presented by the professional staff.

Finally, we need to use our experiences and capabilities to independently seek out and evaluate policy enhancements that may not otherwise be under consideration by the State Procurement Office. I believe we can add value to the State system by considering policy options and systems approaches from federal, state or local government procurement, commercial practices, discussions in professional publications and scholarly works, and fresh ideas based on our own experiences.

Conflicts of Interest

It is foreseeable that my work with Alston Hunt Floyd & Ing could cause actual or apparent conflicts of interest. The firm represents several state agencies and has numerous clients who do business with the State. However, the Board's enabling statute limits the Board to policy issues and forbids the Board from exercising authority over the award or administration of any particular contract, or over any dispute, claim, or litigation. In the event of an actual or potential conflict, I will disclose the issue to appropriate officials and determine how I can mitigate the conflict and whether I may need to seek recusal from the matter. You have my promise that I will always act in complete accordance with my duties as a Board member.

Closing

I would like to thank this committee for your service and for considering my nomination. I would be happy to answer any questions from the Committee. I respectfully request your support for my nomination.

NEIL ABERCROMBIE
GOVERNOR



DEAN H. SEKI
ACTING COMPTROLLER
JAN S. GOUVEIA
DEPUTY COMPTROLLER

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

P.O. BOX 119, HONOLULU, HAWAII 96810-0119

TESTIMONY
OF
DEAN H. SEKI, ACTING COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
SENATE COMMITTEE
ON
PUBLIC SAFETY, GOVERNMENT OPERATIONS, AND MILITARY AFFAIRS
ON
February 23, 2012

GOVERNOR'S MESSAGE 575

SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE PROCUREMENT
POLICY BOARD, DOUGLAS MURDOCK

Chair Espero and members of the Committee, thank you for the opportunity to testify on G.M. 575. The Department of Accounting and General Services supports Mr. Douglas Murdock's confirmation to the Board.

Section 103D-201, HRS, requires that the Board have a member who is certified in the field of procurement. Mr. Murdock is an attorney who has had extensive procurement experience in the United States Air Force. His last assignment was as Staff Judge Advocate who was in charge of a 50 member legal team advising on major federal acquisition programs for a multi-billion dollar electronic command and control infrastructure for the Department of Defense. Although Mr. Murdock does not have a "formal certification" in the field of procurement, we feel that the training and education he has received to perform his functions for the Department of Defense in conjunction with his legal background equal or exceed that required for a certification in the field of procurement.

Thank you for the opportunity to testify on this matter.



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February 22, 2012

Honorable Will Espero
Senate District 20
Senate Public Safety, Government Operations and Military Affairs
Committee
Hawaii State Capital, Room 231
Honolulu, Hawaii 96813

Re: Appointment to Procurement Policy Board

Dear Honorable Will Espero:

I was pleased to learn that Governor Abercrombie has nominated Douglas Murdock to be a member of the state's Procurement Policy Board. I have the pleasure of working with Doug at Alston Hunt Floyd & Ing. Doug's law practice concentration on public sector contracts, ethics and procurement integrity both as an attorney with AHFI and previously with the U.S. Air Force provides him with a well rounded perspective on government procurement. He understands all aspects of government procurement practices and issues, including the complexities of technology procurement and the challenges that arise in these economic times.

Doug's personal communication skills and his ability to build strong relationships earn him the respect and esteem of those that work with him. I strongly support his nomination to the Board based on his knowledge of government procurement, his commitment to quality work and his willingness to serve our community.

Best regards,

A handwritten signature in cursive script that reads "Catherine M. Hall".

Catherine M. Hall

February 22, 2012

Senator Will Espero, Chair
Public Safety, Government Operations,
and Military Affairs
Hawaii State Capitol, Room 231
Honolulu, Hawaii 96813

Senator Michelle N. Kidani, Vice-Chair
Public Safety, Government Operations,
and Military Affairs
Hawaii State Capitol, Room 228
Honolulu, Hawaii 96813

Re: Nomination of Douglas G. Murdock to
Procurement Policy Board

Dear Senators Espero and Kidani:

I am writing to you in support of the nomination of Douglas G. Murdock, who has been nominated by Governor Abercrombie for a position on the State's Procurement Policy Board.

Doug is a colleague of mine at Alston Hunt Floyd & Ing, and has worked closely with me for the past 18 months. I believe he can be a valuable member of the Board for the following reasons.

First, as a former Air Force lawyer, Doug gained extensive experience in government contracts, ethics, and procurement integrity. He also had first-hand experience working with private businesses and government entities on complex software development and technology projects. Such experience could be very useful given the technology challenges facing our State.

Second, Doug has a very rare skill -- he can take complex procurement concepts and break them down into pragmatic, manageable issues for decision-makers to address. He is also very good at taking proposed policies and applying them to hypothetical situations which, in turn, facilitates discussion and decision-making. Doug's skills in this area have been much appreciated by clients and others who have worked with him on procurement issues.

Finally, although Doug has lived in Hawaii for less than two years, he has quickly become a valued member of the government contracting community. I

Senator Will Espero
Senator Michelle N. Kidani
February 22, 2012

believe it's because he has a very warm, welcoming personality. Government, business and community leaders who have worked closely find him easy to work with and they value his input. I have no doubt that he will become a trusted colleague to fellow Board members and others.

In summary, Doug has the experience, skills and demeanor to be a valuable member of the Procurement Policy Board. I strongly urge the Committee to support his nomination and allow him to serve our community.

Sincerely,

A handwritten signature in black ink, appearing to read "Anna Elento-Sneed". The signature is fluid and cursive, with a large initial "A" and "S".

Anna Elento-Sneed
aes@ahfi.com

SENATE COMMITTEE ON PUBLIC SAFETY, GOVERNMENT OPERATIONS,
AND MILITARY AFFAIRS

**TESTIMONY IN SUPPORT OF GM 575
RE THE APPOINTMENT OF DOUGLAS MURDOCK TO THE
PROCUREMENT POLICY BOARD**

Thursday, February 23, 2012
Conference Room 324

Chair Espero and Members of the Committee:

I am writing in strong support of the appointment of Doug Murdock to the Procurement Policy Board. I have been Mr. Murdock's colleague at Alston Hunt Floyd & Ing for the last year. He is very knowledgeable in procurement matters. He also has a friendly and reasonable personality. He seeks input from others and listens to all sides before arriving at a decision. I believe he will make a strong addition to the Procurement Policy Board, and I urge you to confirm his appointment.

Sincerely,

Zachary McNish

Melissa Pavlicek
c/o 841 Bishop Street, Suite 2100
Honolulu, Hawaii 96813
(808) 447-1840

Senate Committee on
Public Safety, Government Operations and Military Affairs
Re: GM 575, Doug Murdock

Chair Espero, Vice Chair Kidani and members of the committee:

My name is Melissa Pavlicek. I am an attorney and small business owner in Honolulu, Hawaii. I am writing in support of Doug Murdock's appointment to the Procurement Policy Board. I have had the opportunity to meet and become familiar with Mr. Murdock's extensive procurement and legal experience. We have had the opportunity to advocate for sound procurement policies and to discuss ways in which the state of Hawaii can further its policy of transparency, accountability and fiscal soundness. I believe he is committed to public service and has the requisite diligence, intelligence and civic spirit to do an outstanding job as a member of the Procurement Policy Board. Hawaii needs the dedication of outstanding volunteer leaders and I humbly ask for your support of his nomination.