




MEMORANDUM

SOLE SOURCE DECLARATION

TO: Hidalgo County Commissioner's Court

FROM: Ignacio Amezcua MBA, CTCM, CTCD 

DATE: August 1, 2023

RE: Sole Source Declaration for Diatron US, Inc. "Gemini Auto Elisa Analyzer"

The Hidalgo County Health and Human Services, in conjunction with the Hidalgo Urban County Program, seeks to procure the purchase of Gemini Auto Elisa Analyzer from Diatron US, Inc.

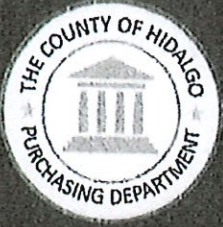
Gemini is an Automated 96 Well ELISA System computer-controlled microplate processing system that fully automates ELISA assays. The Gemini line automates the sample distribution, incubation, reagent addition, washing, and detection phases of microplate assays. Smart time management allows processing up to 16 IFA slides or 3 microplates simultaneously. Trusted ELISA performance is based on the well-established Gemini processor. Intuitive slide designer and flexible trays are included for various slide types. It provides a high degree of flexibility, which meets current quality standards and the system is designed to simplify the daily routine and laboratories. It is an open software with complete data reduction and LS interface and dual technology without hardware modification required. It is also Designed with sample and reagent ID barcode reading.

The Gemini will be primarily used to test patients that are currently infected for infectious diseases such as for Measles, Mumps, Rubella and Varicella. In order to detect current infection, BOTH IgM and IgG of a certain test is performed.

A proposal was requested from Medline (supplier) for another instrument with specific tests (Measles, Mumps, Rubella and Varicella) as required but did not meet these specifications. Medline found the Gemini with those specific tests directly from Diatron US, Inc. (main manufacture). One other supplier (Fisher) does offer the Gemini but were unable to provide a quote from Diatron US, Inc. stating That a quote from another supplier (Medline) was already obtained. Another instrument similar to the Gemini that performs as required however it is larger which is meant for a high-volume hospital and is much more expensive.

In Accordance with the Texas Local Government Code Chapter 262.024 (a)(7)(A), (a) A contract for the purchase of any of the following items is exempt from the requirement established by section 262.023 if the commissioners court by order grants the exemption: (7) Any item that can be obtained from only one source, including: (A) Items for which competition is precluded because of the existence of patents, copyrights, secret processes, or monopolies;

Therefore, for the reason stated herein, we humbly request that the Hidalgo County Commissioners' Court declare a Sole Source Vendor, for the purpose of procuring the purchase with Diatron US, Inc. This sole source declaration will remain in effect through the life term of the contract, unless otherwise revoked by the Hidalgo County Commissioners Court.



2812 S. Bus. Hwy 281
 Edinburg, Texas 78539
 Phone: (956) 318-2626
 Fax: (956) 318-2629
 www.co.hidalgo.tx.us/purchasing

Hidalgo County Purchasing Department Sole Source Affidavit

THIS IS AN OFFICIAL PURCHASING DOCUMENT – RETAIN WITH PURCHASE ORDER

Before me, the undersigned official, on this day, personally appeared Francis Matuszak a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Francis Matuszak. I am over the age of 18, have never been convicted of a crime, and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: Diatron US Inc
3. The above-named company or firm is the sole source for the following item(s), product(s), or service(s):
Gemini Auto Elisa Analyzer
4. Competition in providing the above-named item(s), product(s), service(s) is precluded by the existence of a patent, copyright, secret process, or monopoly as stated under Section 262.024(a)(7)(A), of the Local Government Code. Also, attached hereto is a sole source letter, which sets forth the reasons why this Vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. Note: This Vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible Vendor on this and future purchases and may result in discontinuations of any/all business with Hidalgo County.

Signature: 

SWORN AND SUBSCRIBED TO under oath before me on 6th day of July, 2022

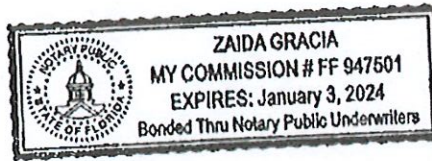
Notary Public

ZAIDA GRACIA

Printed Name

January 3, 2024

My Commission Expires



Company Name: Diatron US Inc
 Address, City, State & Zip Code: 12601 NW 115th Ave Suite A113
 Phone Number: 833-228-7931 Fax: _____
 Contact Name and Title: Frank Matuszak General Manager WEB Address: www.diatron.com
 Email: frank.matuszak@diatron.com Federal Tax ID Number: 27-2533007 Texas Sales Tax Number: _____

July 6, 2023

Amber Castillo MLS (ASCP)

Med Tech/LIS Analyst III

Re: Sole Source Letter Gemini

I am writing this letter to confirm that Diatron US, Inc. (Diatron) is the sole supplier of the Gemini Auto Elisa Analyzer in the United States.

The Gemini Microplate Processor, is the only automated Elisa system providing the following unique features developed for Automated Elisa testing.

- Dual Pipetting safety by Capacitive and Barometric technology
- Archiving of Samples
- Up to 3 microplates simultaneously
- Onboard User Management
- Touchscreen with intergrated PC
- Full Quantiferon TB Gold implementation for automated TB testing
- Full Process Control and Audit of the assay insuring that all assay steps have been completed within specification
- More than 7,000 units produced and placed worldwide
- Reagent trays that accomdate multiple sizes of bottle found in Elisa test kits
- Intergrated Barcode reader that allows for both reagents and samples to be read while loading


Table A provides the instrument name and part number.

Table A

Description	Diatron Catalog Number
<i>Gemini Auto Elisa Analyzer</i>	DTN9162800000

Diatron US, Inc. is a subsidiary of Diatron MI a Multinational Manufacturer and Distributor of Clinical Diagnostics and Analytical Instrumentation, based in Medley, FL.

Thank you,


 Frank Matuszak
 General Manager, Diatron US
 Frank.Matuszak@diatron.com