

**JUSTIFICATION AND APPROVAL  
TO PROCURE USING OTHER THAN FULL AND OPEN COMPETITION**

Upon the basis of the following justification, I, as [CHOOSE ONE: Contracting Officer (for procurements under \$500,000); Procuring Activity Competition Advocate (for procurements between \$500,000 and \$10,000,000); Head of the Contracting Activity (for procurements between \$10,000,000 and \$75,000,000); Senior Procurement Executive (for procurements over \$75,000.00)], hereby approve the use of other than full and open competition of the proposed contractual action pursuant to the authority of 10 U.S.C. 2304c(b), Task and Delivery Order Contracts: Orders – Fair Opportunity Exceptions.

**JUSTIFICATION**

- 1. Agency and Contracting Activity.** Defense Information Systems Agency/Defense Information Technology Contracting Organization, Scott Field Office, 2300 East Drive, Bldg. 3600, Scott AFB, IL 62225-5406.
- 2. Nature and Description of Action Being Approved.** This is a logical follow-on task order to be issued to [INSERT CONTRACTOR'S NAME] under the Encore multiple-award, Indefinite Delivery/Indefinite Quantity (ID/IQ) contracts. This order will provide for [INSERT THE STATEMENT OF WORK (SOW) OBJECTIVES].
- 3. Description of the Supplies or Services.** [INSERT SUMMARY OF THE MAJOR SOW TASKS]
- 4. Identification of the Statutory Authority.** 10 U.S.C. 2304c(b), Task and Delivery Order Contracts: Orders – Fair Opportunity Exceptions.
- 5. Demonstration of the Contractor's Unique Qualifications/Nature of the Acquisition Requiring Use of Authority Cited.**
  - a. [INSERT CONTRACTOR'S NAME] is uniquely qualified to provide these services to [INSERT CUSTOMER'S ORGANIZATION NAME] based upon the following.
  - b. In accordance with FAR 16.505(b)(2)(iii), exceptions to the fair opportunity process, this order will be issued on a sole-source basis in the interest of economy and efficiency as a logical follow-on to a TO already issued under the Encore contract. All nine Encore contractors were previously solicited for the initial award of this requirement.
  - c. Unique Capabilities. [DESCRIBE HOW THE FOLLOW-ON EFFORT IS INTEGRAL TO THE EXISTING TASK ORDER AND WHY THE INCUMBENT CONTRACTOR MUST BE RETAINED TO CONTINUE THE PROJECT.]
  - d. Initial Acquisition. [DISCUSS THE ORIGINAL REQUIRMENT – WERE ALL ENCORE CONTRACTORS SOLICITED; WERE FOLLOW-ONS MENTIONED IN THE ORIGINAL SOW, ETC.]. Include number of proposals that were received and evaluated. Since the overall program objectives have not changed since the original effort was competed, it is not expected that any other source would submit a proposal in an attempt to displace the incumbent contractor if provided such opportunity.

e. Procurement History [FOR ALL PREVIOUS TASK ORDERS]: DCA200-02-D-50XX, T.O. 000X, awarded to XX on 19 Apr 200X. Task Order amount of \$XXX,XXX.XX. Period of Performance 21 April 200X to 20 April 200X.

**6. FedBizOpps Announcement for Potential Sources.** In accordance with FAR 16.505(a)(1), the Contracting Officer does not synopsise orders under indefinite-delivery contracts. Also, since this action is made under the terms of an existing contract that was previously synopsized in sufficient detail, a synopsis is not required in accordance with FAR 5.202(a)(11).

**7. Determination of Fair and Reasonable Cost.** Rates have been established within the basic contract. All rates set forth in the contract, and used on individual task orders, were based on full and open competition and a price analysis was accomplished. Proposed task order rates and loadings will be compared with the basic contract rates and loadings and verified as fair and reasonable. The total estimated value for this requirement is [INSERT ESTIMATE].

**8. Description of the Market Research Conducted.** [INCLUDE RESULTS OF MARKET RESEARCH AND DATA TO SUPPORT WHY FURTHER COMPETITION IS NOT IN THE GOVERNMENT'S BEST INTEREST.] Based on the known capabilities and previous past performance of all nine Encore contractors, it is in the best interest of the Government not to conduct further market research since it is unlikely that any new information would be discovered

**9. Any Other Supporting Facts.** Not applicable.

**10. Listing of the Interested Sources.**

- Analytical Services, Inc. (ASI)
- Computer Sciences Corporation (CSC)
- Electronic Data Systems Corporation (CSC)
- Lockheed Martin Integrated Systems
- Northrop Grumman Information Technology (NGIT)
- Northrop Grumman Mission Systems (NGMS)
- Pragmatics, Inc.
- TranTech, Inc.
- Unisys, U.S. Government Group

**11. Actions Taken to Remove Barriers to Competition.** Task orders will continue to be issued to the Encore contractors under an ID/IQ arrangement through expiration of the contracts in March 2009, at which time consideration will be given to competing a follow-on set of ID/IQ contracts.

**12. Statement of Period of Performance and/or Delivery Schedule.** The period of performance is [INSERT NUMBER OF CALENDAR DAYS OF PERFORMANCE].

**13. Reference to the Approved Acquisition Plan (AP)/Program Plan (PP).** [FILL IN AS APPLICABLE; OTHERWISE, ENTER "NOT APPLICABLE"]

**TECHNICAL AND REQUIREMENTS CERTIFICATION** (FAR Subpart 6.303-1(b), DFARS Subpart 206.303-1, and DARS Subpart 6.303-1(b)). I certify that the facts and representations under my cognizance which are included in this justification and which form a basis for this justification are complete and accurate.

**Technical Cognizance:**

**Signature:**

To be signed by customer. Signature with //s// is acceptable.

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<b>Printed Name and Title</b>	<b>Code</b>	<b>Phone</b>	<b>Date</b>
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**Requirements Cognizance:**

**Signature:**

To be signed by the person who is one level above the person who signed the Technical Cognizance.

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<b>Printed Name and Title</b>	<b>Code</b>	<b>Phone</b>	<b>Date</b>
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**REVIEWED FOR LEGAL SUFFICIENCY (DARS 6.303-1 (S-94)).**

This justification is determined legally sufficient.

**Signature:**

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<b>Printed Name and Title</b>	<b>Code</b>	<b>Phone</b>	<b>Date</b>
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**CONTRACTING OFFICER CERTIFICATION (FAR Subparts 6.303-1(a), 6.303-2(a)(12)).** I certify that this justification is accurate and complete to the best of my knowledge and belief.

**Signature:**

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<b>Printed Name and Title</b>	<b>Code</b>	<b>Phone</b>	<b>Date</b>
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**APPROVED BY (FAR 6.304 and DFARS 206.304).**

**Signature:**

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<b>Printed Name and Title</b>	<b>Code</b>	<b>Phone</b>	<b>Date</b>
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All questions regarding this J&A are to be referred to (Contracting Officer, PL8232).