

[REDACTED]

**JUSTIFICATION FOR AN EXCEPTION TO FAIR OPPORTUNITY
(BRAND NAME)**

**CONTROL NUMBER
14-28**

**GOV'T PRECISE SOFTWARE MAINTENANCE
RENEWAL**

1. CONTRACTING ACTIVITY.

United States Transportation Command, DPO Support Division, USTRANSCOM/TCAQ-DPO, 508 Scott Drive, Building 1900W, Scott AFB IL 62225-5357.

2. NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED.

Defense Personal Property System (DPS) Program Management Office (PEO-T) requires other than full and open competition that specifies a brand name product for several versions of Gov't Precise Database software maintenance renewals and security patches. This action will result in a firm-fixed price delivery order.

3. DESCRIPTION OF SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS (INCLUDING ESTIMATED VALUE).

Defense Personal Property System (DPS) Program Executive Office – USTRANSCOM (PEO-T) utilizes Gov't Precise Software for the operation of DPS. Renewal of software each year is required to obtain the latest updates and security patches.

The Period of Performance is 27 September 2014 through 26 September 2015.

The estimated value of this acquisition is \$ [REDACTED]

4. IDENTIFICATION OF THE EXCEPTION TO FAIR OPPORTUNITY AND SUPPORTING RATIONALE.

IAW FAR 16.505(a)(4) - Items peculiar to one manufacturer (brand-name).

Gov't Precise Software maintenance renewals are essential to the Government's requirements and other companies' similar products cannot meet or be modified to meet the agency's need.

The software will be installed on servers housed at and maintained by Defense Information Systems Agency (DISA). DISA software security and policies mandate the use of Gov't Precise products. No other product has passed DISA's security policies. Installing other than Gov't Precise software licenses and security patches will invalidate the security of the server resulting in the server losing its authority to operate within any Government network.

[REDACTED]

A brand name product is essential to the government's requirements. DISA and DPS PEO-T technical personnel state that other companies' similar products do not meet, or cannot be modified to meet the agency's need.

5. DETERMINATION BY THE CONTRACTING OFFICER THAT ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE.

This determination will be based using factors such as competition and commercially published prices. In addition, the current contract, HTC711-13-F-D025 contract price will be used as a comparison to competitive offers. Based on this approach, the Contracting Officer concludes that a fair and reasonable price will be available. Fair Opportunity IAW FAR 16.505(b)(1) procedures will be applied to this requirement.

6. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION.

N/A

7. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE EXCEPTION TO FAIR OPPORTUNITY BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE.

The Government will continue to research the industry for available products and alternatives. The Request For Quote (RFQ) and this brand name justification will be posted on NASA SEWP IV using the RFQ Tool.

8. CONTRACTING OFFICER'S CERTIFICATION.

I certify that the justification is accurate and complete to the best of my knowledge and belief.

[REDACTED]
WILLIAM A. SCHLECKSER
Contracting Officer

23 May 14
DATE

9. TECHNICAL OR REQUIREMENTS PERSONNEL CERTIFICATION.

I certify that the supporting data which form a basis for this justification are complete and accurate.

[REDACTED]
CARL A. MATTISON
DPS Operations & Sustainment Branch Chief

20 June 14
DATE