

**LIMITED SOURCES JUSTIFICATION (BRAND NAME)**

**Control # 13-37**

**Oracle Siebel SW License Renewal**

**HTC711-13-Q-D038**

**1. CONTRACTING ACTIVITY:**

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

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

Defense Personal Property System (DPS) Program Management Office (PMO) requires other than full and open competition that specifies a brand name product for establishing the Program Management Office (PMO) HHGS, Defense Personal Property System (DPS) production environment suite at the United States Transportation Command, Scott AFB IL 62225-5357. This action will result in a firm-fixed price delivery order.

**3. DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS:**

The Program Management Office (PMO) will utilize renewal of the Oracle Siebel software which includes the upgrades and security patches as part of the DPS production environment suite. This software will be used by USTRANSCOM, Scott AFB, Illinois.

Period of Performance: 1 November 2013 through 31 October 2014.

Estimated cost is

**4. AUTHORITY AND SUPPORTING RATIONALE:**

IAW FAR 8.405-6(b) – *Item Peculiar to One Manufacturer*. The renewal of the Siebel licensed software includes upgrades and security patches essential to the Government's requirements. Acquiring replacement software in lieu of Oracle Siebel would 1) cause a major rewrite to the existing DPS developed software at a cost of \_\_\_\_\_ and 2) replacement COTS software with the same capability would cost the government \_\_\_\_\_. These additional costs would not be recovered through competition. This acquisition is being conducted under the authority of the Multiple Award Schedule Program.

**5. DETERMINATION BY THE CONTRACTING OFFICE THAT THE ORDER REPRESENTS THE BEST VALUE CONSTENT WITH FAR 8.404(d):**

This determination will be made by comparison of commercial product prices published in GSA Advantage schedule contracts, which GSA has already determined to be fair and reasonable. Based on this approach, the Contracting Officer concluded that a fair and reasonable price is available. To maximize competition for this effort, all four (4) Enterprise Solutions Initiative

(ESI) Oracle vendors will receive the RFQ via email, which is in the best interest of the Government.

**6. DESCRIPTION OF THE MARKET RESEARCH CONDUCTED, AND RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:**

DFARS 208.70 directs DOD agencies to procure licenses from the ESI website. ESI promotes the use of Enterprise Software Agreements (ESAs) with contractors that allow DoD to obtain favorable terms and pricing for commercial software and related services. DFARS 208.7403 directs DOD agencies to follow the procedures at PGI 208.7403 when acquiring commercial software and related services. The Government searched the mandatory ESI website and found that these IT products were available from the following four (4) Oracle vendors: DLT Solutions (LB), ImmixGroup (LB), Affigent LLC (SB), and Mythics, Inc. (SB). IAW DFARS PGI 208.74, ESA's terms and conditions and prices were reviewed and determined to be the best value for the Government.

**7. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:**

N/A

**8. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE.**

The Government will continue to research the industry for available products and alternatives. This brand name justification will be posted with the Request for Quote to all four [www.esi.mil](http://www.esi.mil) vendors informing the ESI community of the present barriers to competition for this requirement.

**9. CONTRACTING OFFICER'S CERTIFICATION.**

I certify that the data supporting the recommended use of other than full and open competition is accurate and complete to the best of my knowledge and belief.

\_\_\_\_\_  
WILLIAM A. SCHLECKSER  
Contracting Officer

29 July 2013  
DATE

**11. TECHNICAL AND REQUIREMENTS PERSONNEL CERTIFICATION.**

I certify that the data supporting the recommended use of other than full and open competition is accurate and complete to the best of my knowledge and belief.

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STEPHEN A. RATERMANN  
JPMO HHGS IT Specialist

1 Aug 2013  
DATE