

**SIMPLIFIED ACQUISITION PROCEDURES
BRAND NAME JUSTIFICATION
(ORDER GREATER THAN MICRO-PURCHASE THRESHOLD
BUT LESS THAN SIMPLIFIED ACQUISITION THRESHOLD)**

1. Contracting Activity: Army Contracting Command-Aberdeen Proving Ground, Natick Contracting Division, General Greene Avenue, Natick, MA 01760.

2. Description of Action:

Approval is requested to solicit on the basis of other than full and open competition for a new purchase order.

Contract Vehicle:

Type: Firm Fixed Price, supply

Funds: OPA OCO funds, Expires 09/30/2023

FY: 2021

Name of Proposed Contractor and Address: Competitive small business set-aside

Brand Name Buy: Partial brand name buy estimated at [REDACTED]

Period of Performance: Delivery 30 days after contract award.

Total Value: [REDACTED]

3. Description of Services or Supplies: Various plumbing components (see attached parts list) to support the production of twelve (12) Field Sanitation Centers, Version 3 at the Combat Capability Development Center (CCDC).

4. Authority: The statutory authority permitting other than full and open competition for this Brand Name Purchase is FAR 6.302-1(c)(ii)(A). This authority indicates that if only a portion of an acquisition is for a brand-name product, the justification covers only the portion of the acquisition which requires one peculiar brand.

5. Reasons for Authority Cited: These items (CLINS 0001 – 0016, and 0022-0023) are part of an integrated system requiring specific form fit and function to interface and perform with the entirety of other components and maintain an “as tested” configuration baseline for production. This configuration has already been fully defined in a level 3 Government drawing package. Furthermore efforts are currently underway to develop a full logistic support package, including provisioning, maintenance concepts/procedures, and a verified technical manual too support the “as defined” configuration. Deviating from the current configuration would result in drawing changes and revision, significant impact to schedule and cost of ongoing logistics effort, and potential retesting resulting in significant increase in program cost and schedule delay. Procurement of these specific items support the in house production of a “build to print” US Army system. Use of these brand name items are essential to Government requirements, thereby precluding consideration of other part numbers or other manufacturers.

PT Coupling (CLINS 0001 – 0011, and 0022): Other “interchangeable” couplings are available in accordance with A-A-59326; however, those are made of significantly lighter castings with inferior cross sectional profiles. Requested brand name couplings have added strength and durability and have proven to be greatly beneficial providing trouble free operation in the harsh operating conditions of a deployed environment.

The US Army has spent the past two years designing, validating, and testing the configuration based on the components specified. Deviation from this approved configuration could result in a schedule setback of 6-12 months and the forfeiture of \$250K already expended on testing. The system redesign would also jeopardize the \$800K in FY20 funds budgeted to complete the corresponding logistics effort.

Engineering change proposals would need to be approved and incorporated into the completed technical data package, the system would need to be reworked to incorporate the alternate items, reevaluated to ensure operation capabilities, and independent testing would need to be repeated at Aberdeen Test center adding an additional 6-12 months and \$250K. In total the failure to maintain the defined program configuration could cost the US Army in excess of \$1M and delay the delivery of much needed sanitation assets to deployed soldiers by 12-24 months.

6. Posting Requirement: This requirement will be synopsized as a brand name requirement in FBO IAW FAR Part 13, Simplified Acquisition Procedures. The brand name justification will be posted in accordance with FAR 5.102(a)(6) with the solicitation.

7. Market Research: Market Research was performed by Jeremy Grant in April of 2022. The research was conducted online through large commercial wholesale sites to establish potential bidders.

8. Other Facts: This is a new requirement; therefore, there is no previous history.

9. Technical/Requirements Certification: I certify that the supporting data under my cognizance which are included in the justification are accurate and complete to the best of my knowledge and belief.

Typed Name: [REDACTED]

Date: 01/04/2023

Title: Mechanical Engineer

Signature:



10. Contracting Officer Certification/Approval:

I hereby determine that the anticipated cost or price to the Government for this contract action will be fair and reasonable based upon competition.

I certify that this justification is accurate and complete to the best of my knowledge and belief, and that completing this purchase as a brand name requirement is in the best interest of the Government. Additionally, I approve this justification to limit competition subject to the availability of funds and provided that the services or supplies herein described have otherwise been authorized for acquisition.

Typed Name: Kevin Parker

Date: 01/04/2023

Title: Contracting Officer

Signature:

