

BROADCASTING BOARD OF GOVERNORS
SOLE SOURCE (INCLUDING BRAND NAME) JUSTIFICATION AND APPROVAL FOR
FAR SUBPART 13.5 – SIMPLIFIED PROCEDURES FOR CERTAIN COMMERCIAL ITEMS

1. Agency and Contracting Activity: USAGM OMS/C

Document Identification No: V011-23-IQ-00017

Solicitation Number: Sole Source

2. The action being approved is the acquisition of supplies/services for a contract on a sole source basis.

☒ New Action ☐ Amendment: _____

3. The supplies/services required to meet the using activity's needs are described as follows:

Brief Description	Part Number	Estimated Value
ChyronHego Gold Maintenance Contract (SLA)	Several	\$ [REDACTED]
ChyronHego Gold Maintenance Contract (SLA)	Several	\$ [REDACTED]
ChyronHego Gold Maintenance Contract (SLA)	Several	\$ [REDACTED]

*If too numerous, attach list.

This acquisition:

☐ will not include an option.

☐ will include a 0 % option for increased quantity. Total estimated dollar value of option quantity is _____.

☒ will include an option to extend the term of the contract for a period of months, exercisable in increments of 12 months. Total estimated dollar value of all option periods is \$ [REDACTED]. The maximum dollar value of all options period is \$ [REDACTED].

4. The statutory authority permitting this sole source is: (check the appropriate box that applies)

☒ 41 U.S.C. 1901 – Simplified acquisition procedures.

☐ 41 U.S.C. 1903 – Special emergency procurement authority

5. The acquisition is restricted to the only source(s) of supply known to have the capability of furnishing the required supplies/services. Source(s) are:

UEI Number	Company Name
MS5ENJYZJ7G8	ChyronHego Corp.

What is the reason for this sole source (explain):

Only ChyronHego can provide ChyronHego Software, Extended Support and Support contracts for VOA's existing ChyronHego equipment. ChyronHego Gold Maintenance Contract can only be purchased through ChyronHego Corporation, the only authorized vendor providing this service. ChyronHego is the original manufacturer of the software covered in this contract.

6. Efforts to ensure that offers are solicited from as many sources as practicable are:

☐ The acquisition will be synopsisized on or about _____ and any firm requesting a solicitation copy will be provided one.

☐ A synopsis exception cited in FAR 5.202 applies: (Explain) _____

☐ Manufacturers of similar products identified in the market survey will be solicited.

☐ Dealers of the manufacturers will be solicited.

☒ Other: (Explain) Propriety software/firmware. Only ChyronHego can provide the SLA services required to maintain their equipment and software/firmware.

7. I hereby determine that the anticipated cost to the Government will be fair and reasonable. (Explain) _____
Based on historical pricing and the CO knowledge of the services, it is determined that the quoted prices are fair and resonable.

8. A market survey as defined by FAR 10:

☐ was conducted, and firms indicating an interest in the acquisition will be solicited. Market research efforts, include: _____

☒ was not conducted due to: The manufacturer of the ChyronHego equipment and software/firmware has stated that only it can provide the required service for their equipment and software/firmware. No other vender is available to provide these services.

9. Additional facts supporting this sole source acquisition are:

☒ Based upon the technical certification on file, technical data is not available and cannot be developed to permit full and open competition. The data presently available reflects the minimum needs of the Government.

☐ Other: (Explain) _____

10. A list of sources, if any, indicating an interest in writing in the acquisition are: (if none, state none)

UEI Number	Company Name
NONE	NONE

11. The actions, being taken to overcome barriers to competition before any subsequent acquisition are made: (Explain) _

Unless USAGM discontinues use of the current ChyronHego equipment or ChyronHego provides this service via Authorized Resellers, this requirement will continue to be sole sourced.

Certification and Approvals:

The information contained in this justification is certified accurate and complete to the best of my knowledge and belief.

Acquisition Initiator:

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.



Signature

Date**Contracting Officer:**

I hereby determine the circumstances of this acquisition support the justification to acquire these supplies or services on a sole source (including brand name) basis. I also certify that this justification is accurate and complete to the best of my knowledge and belief. (Add the following and delete the Review and Approval Section below if this certification is also serving as approval: "Since this effort exceeds Simplified Acquisition Threshold (SAT), but does not exceed \$700K, this certification serves as APPROVAL.") (*Cross out sentence if over \$700K*)



Signature

Date

The technical or requirements personnel are required to certify each justification as to its accuracy and completeness. *By signing the justification the Contracting Officer certifies that the facts and statements made are accurate and complete*

Reviews and Approvals

(See FAR 13.501 and BAM Part 9, Section 141.2 for review and approval requirements under specific circumstances)

Program Senior Official (Director of the Requesting Office):

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.

Signature_____
Date**Activity Advocate for Competition (if over \$700,000):**

I have reviewed this justification and find it to be accurate and complete to the best of my knowledge and belief.

Signature_____
Date

Head of Contract Activity (if over \$13.5M):

I have reviewed this justification and find it to be accurate and complete to the best of my knowledge and belief. Since this justification does not exceed \$62.5M, or \$85.5M for Department of Defense (DoD), National Aeronautics and Space Administration (NASA), and the Coast Guard, this review serves as approval (cross out if over \$62.5M or \$85.5M for DoD, NASA, and the Coast Guard).

Signature

Date

ALL QUESTIONS REGARDING THIS JUSTIFICATION ARE TO BE REFERRED TO [INSERT THE NAME/ORGANIZATION/PHONE NUMBER OF THE APPROPRIATE PROJECT OFFICER/POINT OF CONTACT].