



# FEDERAL BUREAU OF INVESTIGATION



## JUSTIFICATION FOR LIMITED COMPETITION/SIMPLIFIED ACQUISITION

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### JUSTIFICATION AND APPROVAL FOR ACQUISITIONS UNDER THE SIMPLIFIED ACQUISITION THRESHOLD

In accordance with Federal Acquisition Regulation 13.106-1(b)(1), I hereby determine that the electrical and cabling work listed on DJF-23-3540-PR-0002590 is available from only one source, and competition is precluded as there are no substitutes available as per the landlord.

**1. This acquisition is restricted to the following sole source:**

Company: Acquest Development 171 Saw Mill LLC

Company Address: 5554 Main Street, Williamsville, NY 14221

Company Point of Contact and Phone Number: John Mutinski 914-263-5010

**2. The service is estimated to cost \$25,300.00 and is required to be performed by: 09/30/2023**

The installation is for (12) CAT-6 cables from Main Data Center to new cabinet for radio equipment along with the installation of (24) CAT-6 cables from the telephone room to the cabinet for the phone equipment and also installation of (2) RG6U coax cables from the MDR room for the TV. The installation is to facilitate the preparedness of the New York Office in case of an emergency situation or exigent circumstances at various locations in the Area of Responsibility. The work will allow the FBI to communicate with local law enforcement partners and with other FBI off sites. The work is brand new and needed now for the COOP that the New York Office is setting up for any emergency situations that may arise in our Area of Operation.

**3. Specific characteristics of the installation that limit the availability to a sole source is per the lease, the FBI is required to award all facility projects to the landlord. Only this suggested source can furnish the requirements, to the exclusion of other sources, because the landlord will subcontract the work to the vendor of their choosing after conducting a price analysis.**

**4. Check and fill in all that are applicable for an Open Market Buy:**

- The material or service must be compatible in all aspects (form, fit, and function) with existing systems presently installed.
- A patent, copyright, proprietary data, or licensing agreement limits competition. The proprietary data are described as follows:
- These are "direct replacement" parts/components for existing equipment.
- Other information to support a sole source buy:

Per the FBI's lease, the FBI is required to submit facility projects through the landlord. Since the landlord owns the building, they coordinate and subcontract the work to a vendor of their choosing. The landlord charges the FBI a management fee in exchange for managing the subcontractor.

**5. A statement of the actions, if any, the agency will take to remove or overcome any barriers that led to restricted consideration before any subsequent acquisition for supplies and services is made.**

The Government will continue to research the market to obtain as many available sources as required in accordance with the FAR to ensure that there are other vendors out there that can satisfy this requirement. In addition, the customer will do due diligence in ensuring that barriers to competition are avoided to ensure we obtain the best value for the government.

## CERTIFICATION

### Requestor:

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.

*Allan B. Levy*

Signature

4/5/2023

Date

### Contracting Officer:

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

*Samantha J. Schottler*

Signature

04/05/2023

Date