

Attachment M – Justification and Approval (J&A) for Other than Full and Open Competition Guide & Template to Procurement Standard Operating Procedure (SOP) – Requirements Generation



FEDERAL BUREAU OF INVESTIGATION

FINANCE DIVISION | PROCUREMENT SECTION

**JUSTIFICATION AND APPROVAL (J&A) FOR OTHER THAN FULL AND
OPEN COMPETITION**



FAR 16.505(b)(2)

Requisition Number: DJF-23-1200-PR-0001398

Contract Name: VINYL GRAPHICS SIGN MACHINE & ACCESSORIES

Task Order POC: Randy MacGregor

Date: 3/6/2023

Estimated Task Order/Delivery Order Dollar Value: \$XXX

1. Identification of the agency and contracting activity.

The U.S. Department of Justice, Federal Bureau of Investigation, Contract Unit, has prepared this Justification for an Exception to Fair Opportunity on behalf of and in conjunction with the Finance & Facilities Division/RPMS/Facilities Maintenance Unit

2. The nature and/or description of the action being approved, i.e., sole source, limited competition, establishment of a new source, etc.

In accordance with a statutory exception to the fair opportunity process, the FBI requires an award for two specific items in the requisition numbered DJF-23-1200-PR-0001398. This delivery order is for the purchasing of New Vinyl Graphics and Sign Equipment for the RPMS/FMU Carpentry Shop.

3. A description of the supplies or services required to meet the agency's needs.

The two components of the request that are brand specific are as follows.

Item #1: Roland TrueVIS VG3-540 54"

Item #2: New Flexi SIGN and PRINT 22, USB Security Key and Software Media

4. The statutory authority permitting other than full and open competition.

- FAR 8.405-6(b) – An item peculiar to one manufacturer is required.

The two items listed in this procurement are required to be Brand Specific, due to the previous equipment that we were operating in the Carpentry Shop utilized both Brands and all the saved files that we use daily are proprietary and will not transfer to other platforms. The technicians have also been trained on the required equipment, not only on the use of the equipment, but also the maintenance of the equipment. It would not be beneficial to the government to deviate from these specific brands.

5. Demonstrate the unique qualifications of the proposed contractor or the nature of the action requiring the use of the authority.

The material and service must be compatible in all aspects (form, fit, and function) with existing systems software presently installed. The current equipment is Roland TrueVis VG3-540 and the new item/service must coordinate, connect, or interface with the existing system by having the same control mechanism which Roland DGA is the sole Manufacturer.

The FLEXISIGN and PRINT 22, USB Security Key and Software Media is an all-in-one design-through-production workflow solution. It supports the governments current Roland printer-and-cut equipment which is proprietary to the pre-existing and stored media data, therefore SA International is the sole Manufacturer able to meet the governments need for this product.

6. A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable, including whether a notice was or will be publicized as required by Subpart 5.2 and, if not, which exception under 5.202 applies.

The contracting officer will determine, after considering the level of effort and the mix of skills available for the tasks needed, that the proposed order represents a reasonable total price and will be the best value for the FBI.

7. The anticipated dollar value of the proposed acquisition, including options if applicable, and a determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable.

Due to extensive online pricing research and vendor engagement for all the individual components, the Government anticipates cost of \$XXX for this requirement.

8. A description of the market research conducted and the results.

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The Facilities Maintenance Unit (FMU) has completed extensive online searching of all the components relating to the Roland VG-540 product. The FMU unit conducted public outreach with local supply vendors to determine price reasonableness for this equipment. Tours of local sign shops were arranged to familiarize the government with the industry by questioning business owner. Searches on Federal Supply Service sponsors such as GSA and NASA SEWP were also completed.

9. A listing of any sources that expressed a written interest in the acquisition.

No sources have expressed written interest in this acquisition.

10. A statement of any actions the agency may take to remove or overcome any barriers to competition, if subsequent acquisitions are anticipated.

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.