



UNITED STATES MARINE CORPS
MARINE CORPS SYSTEMS COMMAND
2200 LESTER STREET
QUANTICO, VIRGINIA 22134-6050

Code: CT-027
J&A Number: 15,080
AUG 29 2011

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

Upon the basis of the following justification, I, as the Designee of the Head of the Procuring Activity, hereby approve the issuance of the contractual action described herein using other than full and open competition. Pursuant to the authority of 10 U.S.C. 2304(c)(1), when the property or services needed by the agency are available from only one responsible source or only from a limited number of responsible sources and no other type of property or services will satisfy the needs of the agency, full and open competition need not be provided for.

JUSTIFICATION

1. Contracting Activity

Marine Corps Systems Command
Communications, Intelligence, & Networking Systems Contract Group (CT-027)
2200 Lester Street
Quantico, VA 22134

2. Description of the Action Being Approved

The use of other than full and open competition to issue a twelve month sole-source contract with General Dynamics Information Technology (GDIT) of Fairfax, Virginia to provide Contract Analyst Support for the Intelligence, Surveillance and Reconnaissance (ISR) Full Motion Video (FMV) Exploitation Cell Outside Continental United States locations.

3. Description of Supplies/Services

This proposed action authorizes the use of other than full and open competition to create a letter contract to provide analyst services for one year from the date of award. This contract action will allow the continuation of support which has been provided under National Geospatial Intelligence Agency (NGA) Deployed Services Contract 2, which expires on October 31, 2011. We intend to cut short the effort under the NGA contract prior to September 30, 2011 and begin this contract by September 30, 2011. This contract action will allow continuation of services until September 30, 2012 and will allow time to begin contract action pursuant to a full and open competition. The scope of services to be procured will be the same as is currently being provided under the NGA contract and represents the minimum level of effort required to provide the mission critical services during the competition and awarding of the follow-on contract.

The Marine Corps currently operates one ISR FMV Exploitation Cell at a deployed location to support the Operating Forces in combat operations. This effort is based on Urgent Universal

Needs Statement 10187UB, validated as urgent by Multicommand Required Operational Capability Decision Memorandum 06-2011, dated December 13, 2010. The incumbent, GDIT, provides imagery analysis support consisting of both standard and custom imagery products based upon multi-sensor forensic FMV data 24 hours a day, 7 days a week, to answer mission critical intelligence requirements.

In the event that a contractor other than GDIT is awarded the follow-on, competitively-awarded contract, GDIT will assist the new contractor with the turnover (relief in place) from the transitional contract to the fully-competed contract. GDIT will provide all technical data to the Government and follow-on contractor. GDIT will provide a transition plan and 90-day schedule outlining how they will provide support in all matters (e.g., addressing turnover of Government IT equipment, security, and facilities; the transfer of knowledge; and other required information) to ensure a smooth transition.

The estimated dollar value for this procurement is **\$3.5M** over twelve months, if fully executed. The funding is provided by the ISR Task Force (ISR TF) from FY 11 Operations and Maintenance, Marine Corps overseas contingency operations funds. The estimated costs are:

Estimated Dollar Value			
	FY11	FY12	TOTAL
Total	\$3.5M	\$0M	\$3.5M

4. Statutory Authority Permitting Other Than Full and Open Competition

The statutory authority permitting use of other than full and open competition is 10 U.S.C. 2304(d)(1)(B) as implemented by the Federal Acquisition Regulation (FAR) 6.302-1(a)(2)(iii), "For DoD, NASA, and the Coast Guard, services may be deemed to be available only from the original source in the case of follow-on contracts for the continued provision of highly specialized services when it is likely that award to any other source would result in— . . . (B) Unacceptable delays in fulfilling the agency's requirements."

5. Rationale Justifying Use of Cited Statutory Authority

A sole-source letter contract with GDIT is being selected because award to any other source would entail unacceptable delays in fulfilling the Marine Corps' requirement for analysis support until such time as a follow-on, competitively-awarded contract could be put in place. If a short-term contract is awarded to any source other than GDIT, the Marine Corps' ability to maintain and operate the ISR FMV Exploitation Cell will lapse, and will degrade the organization's ability to perform its mission capabilities. Failure to analyze and exploit archived FMV data at the appropriate level of detail leaves the Commander with an inadequate level of battlespace knowledge and awareness, which could lead to unnecessary casualties.

The timeframe for a contractor other than GDIT to be in a position to deploy personnel in accordance with Status of Forces Agreements is estimated to be a minimum of three months. A full and open competition contract takes approximately 12 months. A new contractor would

have to provide personnel that meet current security requirements which include Top Secret/Sensitive Compartmented Information clearances, complete mandatory pre-deployment training and medical screenings, and complete familiarization training on the equipment used by the Cell. As it is, the Program Office will have to work more quickly than the normal processing times to have a competitively-selected awardee in place at the end of this interim contract.

If a break in service occurs, operating forces will lose the ability to adequately exploit forensic FMV data, resulting in the loss of a critical component of the Commander's battlespace awareness, which could result in unnecessary casualties. A sole-source letter contract with GDIT will allow current support at the ISR FMV Exploitation Cell to continue without interruption while the follow-on, competitively-awarded contract is put into place.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable

In May of 2011, Marine Corps Systems Command learned of the requirement to continue this effort past the planned one year time frame. Research was conducted by searching existing contracting vehicles with SPAWAR, NGA, the Air Force and other agencies that might have existing contract vehicles; and none that could meet this requirement were found. To complete full market research would create unacceptable delays, as described in paragraph 5, in fulfilling the Marine Corps' requirement for a continued ISR FMV Exploitation Cell until such time as a follow-on, competitively-awarded contract is put into place.

7. Determination of Fair and Reasonable Cost

Pursuant to FAR 15.404-1(b)(2)(ii), the proposed prices shall be compared to the previous prices paid. Certified cost or pricing data will be requested as a basis for negotiations.

8. Actions to Remove Barriers to Future Competition

The Program Office is in the process of transitioning the ISR FMV Exploitation Cell from the NGA contract to a follow-on, competitively-awarded contract. This letter contract will provide continuation of services until the competitive contract solution is awarded. The Government currently anticipates this new contract will be awarded by September 30, 2012.

APPROVED
Date: AUG 29 2011