

SIMPLIFIED ACQUISITION PROCEDURES (SAP)

SINGLE SOURCE DETERMINATION FOR ACQUISITIONS NOT EXCEEDING THE SIMPLIFIED ACQUISITION THRESHOLD AS DEFINED IN FAR 2.101

SOLICITATIONS MAY BE LIMITED TO ONE SOURCE ONLY IF THE CONTRACTING OFFICER (*within its warrant authority*) DETERMINES THAT ONLY ONE SOURCE IS AVAILABLE IAW FAR 13.106-1(b). THIS DETERMINATION SHALL BE SUPPORTED WITH FULL JUSTIFICATION FOR SINGLE SOURCE FROM THE CUSTOMER. THE CUSTOMER SHALL PROVIDE THE FOLLOWING INFORMATION:

QUOTE/SOLICITATION NUMBER: Unknown

ESTIMATED AMOUNT (Not exceeding \$150,000):

DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE:

TELECOMMUNICATIONS OUTSIDE PLANT (OSP)

FEAD Rota intends to contract Telefonica of Spain, Madrid, Spain, for the engineering, provision, installation, testing, and certification of the outside telecommunications cable plant required in support of Military Construction (MCON) project P-710, High Explosive Magazine and Inert Storage Facility, at Naval Station, Rota, Spain.

The provider will engineer, procure, install and test outside cable plant and associated terminations in support of data, voice and security (alarm) networks to be used by the US Navy in the new facility. The outside plant (OSP) will consist of 12-strand single-mode (SM) fiber optic (FO) cable, to be installed per the design plan provided. Fiber optic cable plant will be terminated in a break-out shelf equipped with a splice mounting tray and patch panel. The project will permit connection of the new facility to the base fiber optic backbone at Building 463.

UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED:

Status of Forces (SOFA) Agreement - Annex 4, Telecommunications Annex of the bilateral agreement requires the United States to use local service providers for telecommunications services unless the local provider cannot meet the operational requirements of the customer. Staff Judge Advocate (SJA) has upheld this position on several previous occasions, the last time being in 2007 when Telefonica replaced the base telephone switching network for the United States Navy.

REASON THAT SUGGESTED SOURCE IS THE ONLY SOURCE WHICH CAN PROVIDE THE SUPPLIES OR SERVICES:

Ownership - Telefonica of Spain is the titular owner of over 95 percent of the outside plant conduit system, as well as all copper telephone cable plant on base. As a result, all OSP work MUST be performed by Telefonica to avoid the extremely high cost of installation that would result if existing Telefonica-owned conduit infrastructure were not available for use.

Post-installation maintenance - The USN at Rota leases outside plant from Telefonica, who maintains an on-base crew for OSP maintenance that also guarantees service to the desktop, as long as Telefonica or a Telefonica-approved sub-contractor installs the infrastructure (in this case, OSP).

EXPLAIN WHY AN ADEQUATE PURCHASE DESCRIPTION OR OTHER INFORMATION SUITABLE TO SOLICIT BY FULL AND OPEN COMPETITION HAS NOT BEEN DEVELOPED OR IS NOT AVAILABLE.

Given *Telefonica* ownership of base outside cable plant and conduit system, and the aforementioned post-installation maintenance issue, no market research was conducted, and no efforts were made to contact other interested parties. No competition is available that could provide the required material and services.

PROVIDE A STATEMENT OF ACTIONS, IF ANY, THE GOVERNMENT MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS TO COMPETITION BEFORE FUTURE ACQUISITIONS ARE REQUIRED:

For the reasons set forth above, NAVFAC EURAFSWA FEAD Rota has no plans at this time to compete future contacts for the types of supplies/services covered by this document. If another potential source emerges, NAVFAC EURAFSWA FEAD Rota will assess whether competition for future requirements is feasible.