NONCOMPETITIVE PROCUREMENT JUSTIFICATION

(Simplified Acquisition Procedures (SAPs) Micropurchase Threshold to $150K)

The service or product(s) listed on requisition(s) below is/are precluded from competition for reasons indicated below.

1300344162

There are no suitable substitutes available.

Restricted to the following source. Provide original ***manufacturer's*** name. (If a sole source manufacturer distributes via dealers, ***ALSO*** provide dealer information.)

Manufacturer: ViaSat

Manufacturer's Dealer/Rep:

Description of the product or services required, the estimated cost, and required delivery date (products) or Period of Performance (services).

FFP FOR TEAR-DOWN, EVALUATION AND REPAIR four (4) Multifunctional Information Distribution System – Low Volume Terminal (MIDS-LVT) RT1840 equipment P/N VA-018150-0030 S/Ns 1553, 1570, 1696 and 1992

Total Estimated repair cost: [redacted]

RDD: 120 days after contract award

Specific characteristics of the material or service that limit the availability to a sole source (unique features; function of the item; unique capabilities, facilities or special equipment; etc.). Describe in detail **why** only this suggested source can furnish the requirements to the exclusion of other sources. Serial number controlled material. The RT1840 is a Controlled Cryptographic Item (CCI). The critical or unique characteristics (those which restrict our ability to seek competition) of material or services which are mandatory for the intended use are specified in Original Equipment Manufacturer's Functional Specification. ViaSat is the Original Equipment Manufacture (OEM) and has the knowledge and expertise to perform the functional analysis and repair of the RT1840 equipment to the OEM specifications. The Government did not procure and does not posses the proprietary data for the RT1840 equipment; therefore, competition for repair of the units are not considered practicable and reverse engineering and repair of these units could preclude interface capabilities of the RT1840 equipment to communicate with other unique systems within the aircraft and [redacted] The estimated cost to procure Level 3 data package would be in excess of [redacted] Non-reoccurring reverse engineering ~~costs~~ [redacted] ViaSat also has the required approvals for the receipt, repair, storage and shipment of the RT1840.

For non-personal services indicate the highly technical or specialized expertise required. Describe the contractor's workforce, methods, materials or unique management or operating systems. If it is unique because of knowledge of key individuals, what is the basis of the knowledge that another firm could not obtain the same or equivalent expertise? Could another firm obtain the necessary highly specialized experience or technical capability in time to perform the requirement?

☒ The required product(s) or service(s) represent(s) the minimum requirements of the Government and no other product(s) or service(s) can satisfy the need.

FILL IN ALL *APPLICABLE* BLANKS BELOW

☒ The product(s) must be compatible in all aspects (form, fit, and function) with existing systems presently installed. Describe the equipment you have **now** and **how** the new item/service must coordinate, connect, or interface with the existing system. This is a repairable item for the [redacted]

No one other than ViaSat has the data, test beds/benches, and test procedures to adequately evaluate, repair and test the RT1840 for function and interoperability. [redacted]

[redacted]

☒ Patent rights, copyrights, trade secrets, technical data, secret processes, or other propriety data essential for contract performance limits competition. The proprietary data is: _ The government does not possess the Level-3 drawing package necessary for other in-house or competitive-bid repair/manufacture. [redacted]

☐ These are "direct replacements" parts/components for existing equipment .

☐ Other information to support a sole-source buy.

I CERTIFY THAT STATEMENTS CHECKED, AND INFORMATION PROVIDED ABOVE, ARE COMPLETE AND CORRECT TO THE BEST OF MY KNOWLEDGE. I UNDERSTAND THAT THE PROCESSING OF THIS SOLE-SOURCE JUSTIFICATION PRECLUDES THE USE OF [redacted]N.

Signature [redacted]

Title [redacted]

Based on review of the above [redacted] in conjunction with [redacted] incompetitive basis.

Contracting Officer Signature HELTON.REBECCA.L.1279849929 Date Digitally signed by HELTON.REBECCA.L.1279849929 DN: c=US, o=U.S. Government, ou=DoD, ou=PKI, ou=USN, cn=HELTON.REBECCA.L.1279849929 Date: 2013.05.08 11:41:41 -04'00'