

**JUSTIFICATION AND APPROVAL FOR OTHER THAN FULL AND OPEN
COMPETITION (OVERSEAS CONTRACTING ACTIVITIES)**

1. I recommend that Embassy use Fluid Solutions, LLC other than full and open competition for PR10036302, the acquisition of installation of domestic water booster pump. The estimated cost is \$ 45,000.00 USD.

2. Nature and/or description of the action being approved.

Installation of newly purchased domestic water booster pump station.

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

The existing domestic water booster pump station is at the end-of-life cycle. New domestic water booster pump station was procured from Fluid Solutions, LLC in 2019.

This service contract is for the installation of the newly acquired pump station. This installation requires manufacturer certified installers to install and commission the new pump station.

4. An identification of the statutory authority permitting other than full and open competition.

14 FAH-2 H-225.1(a)(2): Unique and significant industrial accomplishments by a specific firm;

5. A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition requires use of the authority cited (for sole source acquisitions; also required for unusual and compelling urgency where more than one offer will not be solicited).

This pump station is procured from Fluid Solutions, LLC. The same company should perform the installation work for two reasons:

- a. Equipment warranty may be granted as Fluid Solutions, LLC is the supplier of the equipment.
- b. This pump station is uniquely assembled or customized by Fluid Solutions, LLC.

6. A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable. The description should include whether a FedBizOpps notice was or will be publicized, as required by FAR 5.2, and if not, which exception under FAR 5.202 applies (e.g., blanket waiver provided in DOSAR 605.202-70).

FAR 5.202(a)(10): The proposed contract action is made under conditions described in 6.302-3, or 6.302-5 with regard to brand name commercial items for authorized resale, or 6.302-7, and advance notice is not appropriate or reasonable;

7. A determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable.
8. A description of the market survey conducted and the results or a statement of the reasons a market survey was not conducted.
9. Any other facts supporting the use of other than full and open competition.

None.
10. A listing of sources, if any that expressed, in writing, an interest in the acquisition.
11. A statement of the actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for the supplies or services required.

CERTIFICATIONS

I certify that this justification is accurate and contains complete data necessary to support the recommendation for other than full and open competition.

Date 07/21/2021

Yirdaw, Elias G Digitally signed by Yirdaw, Elias G
Date: 2021.07.22 09:28:26 +03'00'

Name Elias G. Yirdaw
Title Building Engineer

Requirements Office

I certify that this submission is accurate, and that it contains complete information necessary to enable other officials to make an informed recommendation for approval or disapproval.

Date

Ruby V Marcelo Digitally signed by Ruby V Marcelo
Date: 2021.07.22 13:00:34 +03'00'

Contracting Officer

I certify that the national security concerns of the referenced acquisition(s) meet the criteria set forth in Executive Order 12958 and FAR 6.302-6.*

Date

Name
Chief, Controls Division
Office of Intelligence Liaison
Directorate for Coordination
Bureau of Intelligence and Research

Or

Name
Chief, Information Security Program Division
Office of Information Security Technology
Bureau of Diplomatic Security

*Only required when the justification is under the authority of FAR 6.302-6 and DOSAR 606.302-6, National Security. Reference DOSAR 606.302-6(c)(1) for the appropriate signatory authority and for additional information that must be included in the justification when using this statutory authority.

APPROVALS

**Contracting Activity Competition Advocate
(Required for actions exceeding \$550,000 but not exceeding \$11,500,000)**

APPROVED BY:

Date

Contracting Activity Competition Advocate

**Departmental Competition Advocate
(Required for actions exceeding \$11,500,000 but not exceeding \$57,000,000)**

APPROVED BY:

Date

Principal Officer

Date

Departmental Competition Advocate

**Procurement Executive Approval
(Required for actions exceeding \$57,000,000)**

APPROVED BY:

Date

Corey M. Rindner
Procurement Executive

NOTE: Each review must be prepared by lower level approval(s), such as over \$50 million, all approvals are required. If any approval required is not received, the acquisition shall not proceed, except for acquisitions between \$500,000 and \$10 million where the contracting activity's Competition Advocate is not available and the Departmental Competition Advocate or Procurement Executive signs the approval (see FAR 6.304(a)(2)). DOSAR 606.501-70, the contracting activity competition advocate is the management officer at post.