

**JUSTIFICATION FOR AN EXCEPTION TO FAIR OPPORTUNITY (JEFO)
MULTIPLE DELIVERY/TASK ORDER CONTRACTS
FAR SUBPART 16.5**

I recommend the use of limited awardees for the acquisition of the following supplies or services available under an indefinite-delivery contract. If this acquisition is to be made with only one awardee or a limited number of awardees, negotiations will be conducted with the indicated proposed supplier(s) in accordance with FAR 16.505 (b)(2)(ii)(B):

1. IDENTIFICATION OF THE AGENCY AND THE CONTRACTING ACTIVITY:

Department of Treasury IRS Procurement Office of Information Technology (OITA) TIPSS Program Branch

2. NATURE AND/OR DESCRIPTION OF THE ACTION BEING APPROVED:

Immediate onboarding of a contractor in support of the Order Management System II (OMS II) project through the TIPSS-4 Contract

3. DESCRIPTION OF SUPPLIES OR SERVICES

The US Mint requires immediate assistance with obtaining an independent expert opinion on the maturity of the architecture, deployment, and operation of the OMS II system, as well as expertise in the specific technologies being used in the OMS II system. Additionally, contractor support requires detailed knowledge of not only the newly acquired software components, but also familiarity with the US Mint eCommerce business and eCommerce industry trends and best practices.

Period of Performance:

Base Period: September 30, 2014 – December 31, 2014

Option Period 1: January 1, 2015 – March 31, 2015

4. REQUISITION NO.
24133

5. NAME(S) OF PROPOSED SOURCE(S)

6. COST ESTIMATE
Base: [REDACTED]
Option: [REDACTED]
Total: [REDACTED]

Deloitte Consulting LLP
1725 Duke St
Alexandria, VA 22314

TIRNO-11-D-00016

REQUIRING OFFICE CERTIFICATION

I certify that the attached justification is accurate, and contains complete data necessary to support the recommendation for only one or limited awardees justification and approval.

7. TECHNICAL/REQUIREMENT PERSONNEL (Name & Title)	(Signature)	(Phone No.)	(Date)
[REDACTED] IT Specialist	[REDACTED]	[REDACTED]	9/19/14

SMALL BUSINESS CERTIFICATION				
I have reviewed the awardee list to locate small businesses for this procurement. If any were found, a list is attached.				
8. SMALL BUSINESS SPECIALIST (Name and Title) Small Business Specialist	(Signature) 	Digitally signed by DN: cn= Date: 2014.09.19 14:10:48 -04'00'	(Phone No.) 	(Date)
PROCUREMENT OFFICE CERTIFICATION				
I certify that this submission is accurate and complete to the best of my knowledge and belief. This signature will serve as approval unless action exceeds \$650K. Approval constitutes written determination that one of the circumstances allowing for Exception to Fair Opportunity (FAR 16.505(b)(2)(i)(A) through (E)) applies to the order.				
9. ASSIGNED CONTRACTING OFFICER (Name) Sheila R. Miller Contracting Officer	(Signature) 	Digitally signed by DN: c= email=Sheila.R.Miller@irs.go Date: 2014.09.19 12:54:07 -04'00'	(Phone No.) 240-613-8246	(Date)
Before requesting this procurement, state one statutory authority for this procurement to be conducted under "exception to fair opportunity" procedures. Provide narrative justification associated with the respective stated authority in block number 15.				
STATUTORY AUTHORITY EXCEPTIONS (FAR 16.505 (b)(2)(i))				
(place an "X" in appropriate box and complete the rest of the form)				
10.	FAR 16.505 (b) (2) (i) (A) – Need is so urgent that providing fair opportunity would result in unacceptable delays.			
X 11.	FAR 16.505 (b) (2) (i) (B) – Only one awardee is capable of providing the supplies/services required at the level of quality required because they are unique or highly specialized; or brand name specification FAR 16.505 (a) (4).			
12.	FAR 16.505 (b) (2) (i) (C) – The order must be issued on a sole-source basis in the interest of economy and efficiency because it is a logical follow-on to an order already issued under the contract, provided that all awardees were given a fair opportunity to be considered for the original order.			
13.	FAR 16.505 (b) (2) (i) (D) – It is necessary to place an order to satisfy a minimum guarantee.			
14.	FAR 16.505 (b) (2) (i) (E) – A statute expressly authorizes or requires that the purchase be made from a specified source (for orders exceeding the SAT).			

15. JUSTIFICATION (ADD PAGES IF NEEDED)

A. DEMONSTRATION THAT THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS OR THE NATURE OF THE ACQUISITION REQUIRES USE OF THE AUTHORITY CITED.

The United States Mint (USM) has launched a project, Order Management System II (OMS II) to replace its aging eCommerce system with a turnkey solution capitalizing on the best practices of the retail eCommerce industry. A contractor (PFSweb) has been given overall responsibility for the implementation, deployment, and maintenance of the system including data migration, integration with USM legacy systems, and transition to operations. The US Mint requires immediate assistance with obtaining an independent expert opinion on the maturity of the architecture, deployment, and operation of the OMS II system, as well as expertise in the specific technologies being used in the OMS II system. Additionally, familiarity with the US Mint eCommerce business, Federal eCommerce, eCommerce industry trends and best practices is also required.

Deloitte Consulting LLP possesses the unique skills and breadth of resources with hard to find expertise across the software components the US Mint has acquired, as well as familiarity with the US Mint Federal E-Commerce business. Previously, Deloitte served as the System Integrator for the US Mint, successfully delivering the large and complex migration and integration of US Mint's order management system into the ARC Oracle ERP system. During that transition, Deloitte gained expert knowledge of US Mint data, the order management system and its integrations, as well as US Mint's business processes and requirements. They also further demonstrated their overall knowledge and expertise of the US Mint order management system by delivering a comparative analysis of the US Mint ERP system with a similar BEP system and provided analysis on the integration of it with the order management system. With this type of experience, they are poised to support the US Mint almost immediately.

In conjunction with that and as part of their normal practice, Deloitte conducts an annual assessment of business capabilities across all of eCommerce, which puts them in the unique position to help the US Mint examine eCommerce market trends and determine what online features and functionality might be ideal for future investments. Additionally, Deloitte has been recognized by Forrester as a Global Commerce Service Provider leader and was synopsisized with "The firm is often involved from the very early phases, helping clients with a breadth of strategic services required to transform to a state of agile commerce". The value of the linkage between specific service expert resources and market knowledge Deloitte currently possesses, as well as their familiarity of the US Mint business, Federal eCommerce and eCommerce as a whole, is incalculable.

The US Mint needs to ensure a completely successful launch of the OMS II project, reduce the risk of operational failure and have the knowledge to operate the newly acquired software components. Currently, the US Mint does not have the staff in-house to confidently undertake this effort or to match the technical skills and knowledge required for a successful transition. It is absolutely vital and urgent that these resources be brought on immediately, as a failure to implement this system timely and operate it properly will result in significant financial losses due to forced contract renewal costs and related failing infrastructure costs under the current system. Any failure or significant deficiency would inevitably impact the ability to satisfy the mission of the US Mint in "serving the American people by manufacturing and distributing circulating, precious metal and collectible coins and national medals, and providing security over assets entrusted to us."

Deloitte Consulting LLP is qualified to perform these services as they have had a rich history of ushering success in both the Federal space as well as across the eCommerce industry. Their unique scope of eCommerce skills and knowledge coupled with US Mint eCommerce business familiarity make them the sole source already positioned with the proper qualifications and experience to perform this work. Their past dealings with US Mint eCommerce business practices and strategy will ensure that they can be brought up to date expediently on the current project, adapt accordingly and adhere to the aggressive timelines better than any other vendors. No other vendor possesses the specific knowledge and experience that would give them

the capability to begin working at the full operational level required from day one of this requirement, which is a critical capability.

B. DESCRIBE THE EFFORTS TAKEN TO ENSURE OFFERS WERE SOLICITED FROM ALL MULTIPLE-AWARD CONTRACTORS, INCLUDING WHETHER A FAIR NOTICE OF INTENT TO MAKE A PURCHASE (WITH CLEAR DESCRIPTION OF SUPPLIES/SERVICES AND THE BASIS UPON WHICH THE SELECTION WILL BE MADE) WAS/WILL BE PUBLISHED ON THE AGENCY'S WEB PAGE FOR ALL AWARDEES TO SEE AS REQUIRED BY FAR 16.505(b)(1)(iii)(B)(1). STATE "ALL CONTRACTORS RESPONDING TO THE NOTICE OF FAIR OPPORTUNITY CAN SUBMIT AN OFFER AND HAVE THAT OFFER FAIRLY CONSIDERED."

A notice of intent to award sole source was posted on the IRS TIPSS-4 Web page. Awardees were advised to email the TIPSS-4 mailbox to obtain information on the requirement.

C. DETERMINATION THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE.

The TIPSS-4 Contract has already determined the costs to be fair and reasonable at the time of the award. The Contracting Officer will consult with the Program Office to determine whether or not the proposed hours and labor mix is realistic and reasonable to meet the requirements.

D. DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG ALL AWARDEES AND THE RESULTS OF THE RESEARCH (E.G., HISTORICAL ORDERING INFORMATION, LIST AWARDEES THAT EXPRESSED AN INTEREST IN WRITING IN THE ORDER AND THE RESULTS OF THAT INTEREST).

The program office has used their technical knowledge and expertise of these requirements as well as historical experience to determine that there is only one capable source to meet these requirements. The capable source is an awardee of the Total Information Processing Support Services (TIPSS-4) Information Technology Service (ITS) Indefinite Delivery Contract. No other awardee has expressed interest at this time.

E. DESCRIBE ANY OTHER FACTS TO SUPPORT THE JUSTIFICATION.

The US Mint has compiled a Performance Work Statement (PWS) as well as an Independent Government Cost Estimate (IGCE) in support of this effort.

F. LIST THE ACTIONS, IF ANY, THAT THE BUREAU WILL TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE EXCEPTION TO FAIR OPPORTUNITY BEFORE ANY SUBSEQUENT ACQUISITIONS FOR SIMILAR SUPPLIES OR SERVICES.

The US Mint is currently looking for a short term (<= 6 Month) contract for immediate support of this project. If it is deemed that a longer period of support is needed, the US Mint will perform a competitive process to obtain those resources.

G. STATEMENT THAT REQUIREMENT DOES NOT RESULT FROM A LACK OF PLANNING OR THE EXPIRATION OF FUNDS.

The US Mint needs to ensure a completely successful launch of the OMS II project. This requirement does not result from a lack of planning or the expiration of funds.

