

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION  
(JOFOC)  
FAR SUBPART 6.3**

<p>I recommend the use of other than full and open competition for the acquisition of the following supplies or services. If this acquisition is to be made with only one source or a limited number of sources, negotiations will be conducted with the indicated proposed supplier(s).</p>							
<p>1. IDENTIFICATION OF THE AGENCY AND CONTRACTING ACTIVITY:</p> <p align="center"><b>Internal Revenue Service (IRS), Southeast Area Procurement Office OS:PR:B:S: A</b></p>							
<p>2. NATURE/DESCRIPTION OF THE ACTION BEING APPROVED:</p> <p align="center"><b>Interim/Bridge Contract for Operation &amp; Maintenance (O&amp;M) Services, IRS Covington, KY, to the incumbent contractor Integrated Protection Services (IPS). Type of Contract: Firm Fixed Price Year of funds to be used: FY16</b></p>							
<p>3. DESCRIPTION OF SUPPLIES OR SERVICES</p> <p align="center"><b>Operation &amp; Maintenance Services at the Cincinnati IRS Center and Child Care Service, located at 201 W Rivercenter Blvd., Covington, KY 41011</b></p> <p align="center"><b>Period of Performance: 07/13/2016 – 09/30/2016 (plus an Option to Extend Services up to 4 Months)</b></p> <p align="center"><b>Facility operation and maintenance (O&amp;M) services are required for the IRS Cincinnati Service and Child Care Center beginning 07/13/2016 until 09/30/2016. An option to extend services will be included. A bridge contract is required for an interim period to allow time to complete the evaluations and award a new five (5) year follow-on contract.</b></p>							
<p>4. REQUISITION NO.</p> <p align="center"><b>D6D923DEL34</b></p>	<p>5. NAME(S) OF PROPOSED SOURCE(S)</p> <p align="center"><b>Integrated Protection Services (IPS) 5303 Lester Rd Cincinnati, OH 45213 513-631-5505</b></p>						
<p>6. COST ESTIMATE</p> <table border="0"> <tr> <td><b>07/30/2016 - 09/30/2016:</b></td> <td align="right"><b>\$255,776.80</b></td> </tr> <tr> <td><b>Option to Extend Services (up to 4 months &amp; Estimated Service Contract Labor Standards Price Adjustment):</b></td> <td align="right"><b>\$394,415.20</b></td> </tr> <tr> <td><b>Total (est):</b></td> <td align="right"><b>\$650,192.00</b></td> </tr> </table>	<b>07/30/2016 - 09/30/2016:</b>	<b>\$255,776.80</b>	<b>Option to Extend Services (up to 4 months &amp; Estimated Service Contract Labor Standards Price Adjustment):</b>	<b>\$394,415.20</b>	<b>Total (est):</b>	<b>\$650,192.00</b>	
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CERTIFICATION OF TECHNICAL OR REQUIREMENTS PERSONNEL			
I hereby certify that any supporting information and data provided, which form the basis for this justification, are accurate and complete to the best of my knowledge and belief.			
7. PROGRAM OFFICE (Requiring Activity) (Name & Title)  <b>Jay Withrow Contracting Officer's Representative</b>	(Signature)  <b>Jay Withrow</b>	(Phone No.)  859-669-4107	(Date)  06/21/2016
Digitally signed by Jay Withrow DN: cn=Jay Withrow Date: 2016.06.21 15:01:17 -04'00'			

SMALL BUSINESS CERTIFICATION			
I have reviewed this justification, including any attached documentation, if applicable, and concur <input checked="" type="checkbox"/> / <input type="checkbox"/> do not concur with the findings.			
8. SMALL BUSINESS SPECIALIST (Name and Title)  <b>Sandra Dubose Small Business Specialist</b>	(Signature)  <b>Sandra D. Dubose</b>	(Phone No.)  470-719-6505	(Date)  6/21/2016
Digitally signed by Sandra D. Dubose DN: c=US, o=U.S. Government, ou=Department of the Treasury, ou=Internal Revenue Service, ou=People, serialNumber=332694, cn=Sandra D. Dubose Date: 2016.06.21 16:31:16 -04'00'			

PROCUREMENT OFFICE CERTIFICATION			
> This requirement [ X ] will, [ ] will not, provide for a bridge contract			
I certify that this submission is accurate and complete to the best of my knowledge and belief. This certification will serve as approval, unless action exceeds \$700K.			
9. CONTRACTING OFFICER (Name)  <b>Camille D. Pettway Contracting Officer</b>	(Signature)  <b>Camille D. Pettway</b>	(Phone No.)  470-719-6514	(Date)  06/21/2016
Digitally signed by Camille D. Pettway DN: c=US, o=U.S. Government, ou=Department of the Treasury, ou=Internal Revenue Service, ou=People, serialNumber=512131, cn=Camille D. Pettway Date: 2016.06.21 15:11:31 -04'00'			
Before requesting this procurement, state one statutory authority for this procurement to be conducted under "other than full and open competition" procedures. Provide narrative justification associated with the respective state authority in block number 17.			

**THE COMPETITION IN CONTRACTING ACT OF 1984 (P.L. 98-369)**

*(place "X" in appropriate box)*

<b>10.</b> <b>X</b>	<b>41 U.S.C. 3304(a)(1), FAR 6.302-1– Only one responsible source; or brand name specification</b>
<b>11.</b>	<b>41 U.S.C. 3304(a)(2), FAR 6.302-2 – Unusual and compelling urgency</b>
<b>12.</b>	<b>41 U.S.C. 3304(a)(3), FAR 6.302-3 – Industrial mobilization, engineering, developmental, or research capability; or expert services</b>
<b>13.</b>	<b>41 U.S.C. 3304(a)(4), FAR 6.302-4 – International agreement</b>
<b>14.</b>	<b>41 U.S.C. 3304(a)(5), FAR 6.302-5 – Authorized or required by statute</b>
<b>15.</b>	<b>41 U.S.C. 3304(a)(6), FAR 6.302-6 – National Security</b>
<b>16.</b>	<b>41 U.S.C. 3304(a)(7), FAR 6.302-7 – Public Interest</b>

**17. 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.**

**As the incumbent contractor under contract No. TIRMS-11-D-00002, IPS is uniquely qualified to provide services required under the interim. Services are needed for a short period of time until such time as a 5-year follow-on contract is awarded. IPS has the current working knowledge of the mechanical, building systems and equipment and is capable of continuing services critical to the IRS Cincinnati Service/Child Care Center without interruption as all the security training and clearances are in place. Also, IPS is able to continue performing services without requiring a startup period and/or the normal learning curve typically encountered by new incoming contractors because systems and procedures are already in place.**

**Interim/bridge contract with IPS eliminates the risk of delayed performance/lapse in service and additional expense to the government during the interim period, to allow more time for the new five (5) year contract to be awarded.**

**B. DESCRIBE THE EFFORTS TAKEN TO ENSURE OFFERS WERE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICABLE, INCLUDING WHETHER A NOTICE WAS OR WILL BE PUBLISHED AS REQUIRED BY SUBPART 5.2 AND, IF NOT, WHICH EXCEPTION UNDER 5.202 APPLIES.**

**A notice of intent with a copy of the JOFOC will be posted on Federal Business Opportunities as required by FAR Subpart 5.2.**

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

**The Contracting Officer will evaluate prices by using one or more techniques cited in FAR 15.404-1 and make an affirmative determination that proposed prices are fair and reasonable.**

D. DESCRIBE THE MARKET RESEARCH THAT WAS CONDUCTED AND THE RESULTS OF THAT SURVEY. IF ACTIONS WERE TAKEN BY PROCUREMENT PERSONNEL TO SATISFY THIS REQUIREMENT SUCH AS A GPE SOURCES SOUGHT SYNOPSIS, PLEASE SPECIFY.

**Market Research will not be conducted. In order to ensure continuity of services, interim services are needed for a short period of time, leaving no time for start-up and/or a learning curve.**

E. DESCRIBE ANY OTHER FACTS TO SUPPORT THE JOFOC.

**It was anticipated that award of a new five (5) year contract would be made prior to expiration of the current contract, which expires 07/12/2016. However, due to unanticipated delays and internal processes, it will not be awarded by the current contract's end date. This interim/bridge will be put in place to allow more time for completion of the acquisition and award. IPS has the required expertise and experience to provide necessary uninterrupted services beginning 07/13/2016.**

F. LIST SOURCES, IF ANY, THAT EXPRESSED, IN WRITING, AN INTEREST IN THE ACQUISITION.

**This action is not a request for competitive proposals and/or a solicitation for offers.**

G. LIST THE ACTIONS THE BUREAU WILL TAKE TO REMOVE OR OVERCOME ANY BARRIERS TO PROMOTE THE COMPETITION ON ANY SUBSEQUENT ACQUISITIONS FOR SIMILAR SUPPLIES OR SERVICES.

**A competitively award of a new five(5) year O&M contract is in process, as the solicitation was issued under Request for Proposal No. TIRSE-15-R-00002, and a new award will be made based on the best value to the government. Per the Contracting Officer, the award is anticipated by 09/30/2016, or shortly thereafter.**

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

**The requirement does not result from lack of planning or the expiration of funds. The interim/bridge task order is required per the Contracting Officer as a stop-gap measure resulting from the unforeseen delay in the solicitation, review and pre-award processes for a new five (5) year contract.**

**ADDITIONAL APPROVALS**

<b>OVER \$700,000</b>	18. BUREAU COMPETITION ADVOCATE (Name & Title)	<input type="checkbox"/> APPROVE  <input type="checkbox"/> DISAPPROVE	(Signature)	(Phone No.)
				(Date)
<b>OVER \$13.5 MILLION</b>	19. HEAD OF THE PROCURING ACTIVITY OR AUTHORIZED DESIGNEE (Name & Title)	<input type="checkbox"/> APPROVE  <input type="checkbox"/> DISAPPROVE	(Signature)	(Phone No.)
				(Date)
<b>OVER \$68 MILLION</b>	20. SENIOR PROCUREMENT EXECUTIVE (Name & Title)	<input type="checkbox"/> APPROVE  <input type="checkbox"/> DISAPPROVE	(Signature)	(Phone No.)
				(Date)

NOTE: Each review must be preceded by lower level approval(s). e.g., over \$68 million all approvals are required. IN NO CASE WILL AN INDIVIDUAL SIGN MORE THAN ONE APPROVAL LEVEL.