

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION (JOFOC)
NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**(1) This document is a "Justification for Other Than Full and Open Competition."
Prepared by NASA' Stennis Space Center (NASA SSC)**

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

It is NASA's SSC intent to award an extension to the existing Laboratory Services Contract NNS04AB55C with Applied Geo Technologies (AGT) to coincide with the award of a follow-on contract resulting from proposals in response to solicitation NNS09ZDA006R currently being evaluated. The two month extension under this request is for continuation of contract services to be performed through April 30, 2010, with four (4) additional one month option periods. This extension is necessary to provide uninterrupted laboratory services for Stennis Space Center and its resident agencies. The Government intends to award this extension under the authority of 10 U.S.C. 2304(c)(1) as implemented by FAR 6.302-1, only one responsible source and no other services will satisfy requirement.

(3) A description of the services required including an estimated value.

The work to be performed under this requirement is a two month continuation of services with four one month option periods which includes all necessary managerial and technical expertise to support Laboratory Services at NASA/SSC. This requirement will include providing services to NASA, resident agencies, on-site contractors and on-site commercial tenants. The contractor shall provide a broad range of laboratory services in the following areas: Metrology and Calibration; Gas and Material Science; Environmental Science; Natural Resource Management and Geographical Information Services. The total estimated value is \$2,717,043.00, including \$905,681.00 for the two month extension plus \$1,811,362.00 for the four (4) remaining one month options.

(4) Statutory authority permitting other than full and open competition.

The statutory authority permitting other than full and open competition is 10 U.S.C. 2304(c)(1) as implemented by FAR 6.302-1, only one responsible source.

(5) A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition requires use of the authority cited.

AGT is the incumbent contractor that maintains the following unique qualifications required to perform the Laboratory Services contract: Voluntary Protection Program (VPP) Certified, ISO 9001, ISO 12001, and ISO 17025 Certified. AGT's staff is fully certified in metrology and calibration services including volt, resistance, radio frequency, mass, gage block, accelerometer, and temperature. All calibrations are traceable to NIST. Its staff is fully certified to perform gas analyses utilizing various types of gas chromatographs, and has extensive experience in performing failure analyses. In addition, its staff has certifications and experience in the environmental arena utilizing test approved by OSHA, NIOSH, ASTM, MDSH, and DEQ. Lab

testing meets the requirements of NPDES, NPDWR, CERCLA ,and RCRA. The lab is certified by MDEQ and maintains an approved Laboratory Information System. The natural resources team is totally familiar with the SSC timber management program and maintains a wetlands mitigation bank. The Geographical Information System (GIS) team is fully versed with Environmental Systems Research Institute (ESRI) and associated programs and is providing GIS services for all Centers. The AGT team is instrumental in creating and maintaining the SSC Master Plan. Based on the above, the incumbent contractor, AGT is uniquely qualified to provide cost effective and uninterrupted services.

(6) A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable, including whether a notice was or will be publicized as required by Subpart 5.2.

Notice of this intent to award a noncompetitive contract extension to AGT was synopsized on the Federal Business Opportunities (FedBizOps) website on February 3, 2010. There were no responses received.

(7) A determination by the contracting officer that the anticipated cost to the Government will be fair and reasonable.

The estimated cost will be determined to be fair and reasonable based upon a comparison with the existing AGT Laboratory Services contract at NASA Stennis Space Center. The proposed cost of the services to be performed will be evaluated and compared to the cost of the current services being performed using the knowledge of the employee labor costs as well as consideration of the current Service Contract Act Wage Determination. Before the contract extension is awarded, reasonableness of the cost will be further verified by analysis of certified cost and pricing data to be furnished by AGT under the Truth-in-Negotiation Act.

(8) A description of the market research conducted (see Part 10) and the results or a statement of the reason market research was not conducted.

A market survey was not conducted because of the necessity of using the existing contractor, AGT's unique capabilities to attain the laboratory services required to support NASA's Stennis Space Center ongoing projects. The follow-on acquisition is currently being evaluated and an award is not anticipated prior to the expiration of the current contract NNS04AB55C. Award to another source other than AGT would result in substantial duplication of cost to NASA which is not expected to be recovered through competition and would cause unacceptable delays in filling the Agency's needs.

(9) Any other facts supporting the use of other than full and open competition.

This acquisition will only bridge the time needed for the Agency to complete its evaluation and award of the follow-on acquisition currently being worked under solicitation NNS09ZDA006R which was a competitive 8(a) set-aside.

(10) A listing of the sources, if any, that expressed, in writing, an interest in the acquisition.

There were no sources that expressed an interest in the extension of the Laboratory Services contract.

(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.

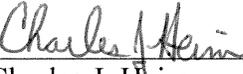
The follow-on acquisition has already been issued and is in the evaluation stages. Discussions have delayed the award for this follow-on requirement. Accordingly, there are no actions that can be taken at this to overcome any barriers to competition for this action.

I hereby certify the facts in this justification and any supporting data used for this justification are accurate and complete to the best of my knowledge.


Richard Harris
Contracting Officers Technical Representative

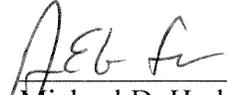
2/18/10
Date

I hereby certify that the above justification is complete and accurate to the best of my knowledge and belief. In addition, I hereby determine that the anticipated cost to the Government will be fair and reasonable.


Charles J. Heim
Contracting Officer

02/18/2010
Date

Concurrence:


Michael D. Harbart
Legal Counsel

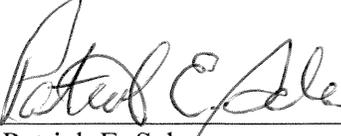
2/18/2010
Date


Susan D. Dupuis
Procurement Officer

2/22/10
Date

ROBERT HARRIS

Approval:


Patrick E. Scheuermann
Competition Advocate / AA00

2/22/2010
Date