National Aeronautics and Space Administration
John F. Kennedy Space Center

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION (JOFOC) PURSUANT TO TITLE 10 U.S.C. 2304(c)(3)

Upon the basis of the following justification, I, as Contracting Officer, hereby approve the use of other than full and open competition for the proposed contractual action pursuant to the authority cited herein.

1. Purpose of this JOFOC and Identification of the Agency:

This justification provides the rationale for contracting by other than full and open competition with Prevo Technologies, Inc. for the acquisition of software maintenance services in support of John F. Kennedy Space Center (KSC) in Florida, Stennis Space Center (SSC), and the NASA Shared Services Center (NSSC) in Mississippi, and the NASA Agency where needed.

2. The nature and/or description of the action being approved:

A 1 year fixed price contract is to be utilized for this requirement. The estimated value for this contract is $600,000.00.

3. Description of supplies or services required.

NASA, Kennedy Space Center (KSC) requires software maintenance support for ten application servers hosting the TechDoc Document Management System, Records Management System and Metric Management Systems. These hosts support KSC, NSSC, SSC, and other NASA organizations.

This software maintenance support will include the following:

- Periodic software maintenance deliveries in the form of software patches and new version releases (including documentation), as needed
- Unlimited telephone support calls
- Supporting development of fine grain requirements from NASA generate general requirements (current and future)
- Incorporating software change requests into patches or new version releases, as appropriate

4. Identification of the 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 cited in Federal Acquisition Regulation (FAR) 6.302-1, "Only One Responsible Source and No Other Supplies or Services will Satisfy Agency Requirements."

The authority under FAR 6.302-1 is applicable when the services required are "deemed to be available only from the original source in the case of follow-on contracts for the continued provision of highly specialized services when it is likely that award to any other source would result in substantial duplication of cost to the Government that is not expected to be recovered through competition; or unacceptable delays in fulfilling the agency's requirements."

5. Demonstration that the proposed contractor's unique qualifications and the nature of the acquisition require the use of the authority cited.

This software maintenance support and source code expertise is not available from any other source. Prevo Technologies, Inc. has developed and possesses proprietary knowledge of source code and architectural and maintenance techniques that make up the core to this software system and its source code. They are the only organization that possesses high level expertise with the core software source code that is required. Prevo Technologies, Inc. was the original creator of the work which is the core software source code. They have been the developer and maintainer of the source code for the initial prototype, the initial production version and subsequent production versions up to the current release, version 6.0. This makes Prevo Technologies, Inc intimately familiar with the source code and architecture requiring extension and new functionality. All other alternatives are significantly more costly.

This contract action is a follow-on to NNK10OR11C which was also awarded on a sole source basis to Prevo Technologies, Inc. in September 2010.

6. Description of effort made to assure that offerors are solicited from as many potential sources as practicable.

A sole source synopsis was posted on FEDBIZZOPS on November 28, 2011, and no responses were received. Therefore, it has been determined that no other source has the resources or capabilities to execute the required work.

7. Explanation of the basis for determining that the anticipated cost is fair and reasonable.

Upon receipt of the quote, price reasonableness shall be determined in accordance with pricing principles of FAR Part 15.

8. Statement why a market survey was not conducted.

This software maintenance support is currently not available from any other source. Prevo Technologies, Inc. was the original creator of the work which is the core software source code. Prevo Technologies, Inc. has developed and possesses proprietary knowledge of source code and architectural techniques, and is the only organization that possesses expertise with the core software source code.

9. Other facts supporting the use of other than full and open competition.

None.

CERTIFICATION (Per FAR 6.303-2)

Technical Officer: I certify that the supporting data presented in this justification are accurate and complete.

Tracy Bierman, IT-C2 — Date: 12/19/11

Contracting Officer: I certify that this justification is accurate and complete to the best of my knowledge and belief.

Suzanne Blubaugh
Contract Specialist — Date: 12/13/11