Control #: HDEC04-12-74

LEAE July 23, 2012

MEMORANDUM FOR THE RECORD

SUBJECT: Informal Justification & Approval for Other Than Full & Open Competition
Dell Laptop, HDEC04-12-P-0076

The DeCA/LEAE office had a requirement for a laptop to complete the wireless upgrade of the existing Mettler-Toledo brand meat equipment at the Parris Island Commissary. The estimate for this requirement is $2,900.

Purchase order HDEC04-12-P-0076 was issued to Mettler-Toledo, Inc to provide this requirement as a one-time buy, firm fixed price type contract. Funding was provided at the time of award. It was issued citing Statutory Authority, 10 U.S.C. 2304(c)(1), Only One Responsible Source and No Other Supplies Will Satisfy Agency Requirement, as implemented by FAR 6.302-1.

Only one source cited for this requirement is due to proprietary maintenance/repair/upgrade of Mettler-Toledo brand equipment. Mettler-Toledo Inc. is the Original Equipment Manufacturer (OEM) and holds all rights to parts required to upgrade, maintain and repair Mettler Toledo Wrapping Equipment and Scales. Mettler-Toledo utilizes authorized branches and agents throughout the U.S. to perform upgrades, maintenance and repair of Mettler-Toledo equipment. These authorized branches and agents are trained and certified Mettler-Toledo professionals and are the only businesses that posses the rights and specialized knowledge to upgrades systems. Mettler-Toledo maintains cognizance over all maintenance and repair contracts of Wrapping Systems and all other associated equipment and then coordinates the upgrade/ maintenance/repair response with the nearest authorized branch or agent.

Based on the foregoing information provided, the issuance of purchase order HDEC04-12-P-0076 for the procurement of upgrade services on an other than full and open competition basis pursuant to the authority 10 U.S. C. 2304(c)(1), provided that funds will be made available, or will be made available and provided that the services and property herein described have otherwise been authorized for acquisition.

Natasha Johnson
Contract Specialist

Diana Gross-Bendall, Contracting Officer