

**BRAND NAME JUSTIFICATION FOR EXCEPTION TO FAIR OPPORTUNITY  
FOR REQUIREMENTS NOT EXCEEDING THE SIMPLIFIED ACQUISITION THRESHOLD**

Any order against a multiple award contracts, including Governmentwide acquisition contracts (GWACs) and valued between the micro-purchase threshold and simplified acquisition threshold that do not allow for fair opportunity (see FAR [16.505\(b\)\(1\)](#)) on the basis of a brand name specification must be documented in accordance with Federal Acquisition Regulations (FAR) [16.505\(b\)\(2\)\(ii\)\(A\)](#)). This template may be used for this purpose. The customer shall provide the following information:

Purchase Request Number:  D-21-TC	Estimated Amount (inclusive of options):  \$45,000.00	Delivery Date or Period of Performance:  4/7/2021 - 4/6/2022
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Brief description of supplies or services required and the intended use:

This is a sole source renewal request for the existing dedicated circuit between the El Paso Intelligence Center and the DEA Stratus West (Dallas) site. This renewal leverages and expands on the existant Lumen (CenturyLink) point of presence connection that meets mission needs.

Describe the rationale and facts that demonstrate that no other supplies and/or services will meet the Government's need and that an exception to fair opportunity based on the use of a brand name specification is justified. The exception to fair opportunity when brand name descriptions are used is based on FAR [16.505\(b\)\(2\)\(i\)\(B\)](#) – *“Only one awardee is capable of providing the supplies or services required at the level of quality required because the supplies or services ordered are unique or highly specialized.”*

The existing provider Lumen (CenturyLink) already has a point of presence connection in both EPIC and Stratus West Data Centers. This renewal allows for the elimination of a site survey and other processes that will impact the overall cost for implementation of the requested service.

Describe in detail any market research conducted. Include results and state whether any vendors expressed interest:

There was no formal market survey conducted to identify and qualify sources as Lumen (CenturyLink) has point of presence connections in both EPIC and Stratus West Data Centers. This renewal allows for the elimination of a required site survey and other processes that will impact the overall cost for implementation of the requested service.

The Contracting Officer hereby certifies that:

- (1) No supplies and/or services other than the supplies and/or services described in this justification will meet the Government's need;
- (2) An order for the supplies or services will not be placed unless the price is determined to be fair and reasonable; and
- (3) If the acquisition exceeds \$30,000, this Brand Name Justification for Exception to Fair Opportunity will be made available together with the solicitation to all contract awardees.

Signature and title of requesting official	Office Code	Telephone Number	Date
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<b>GABRIEL LUJAN</b>  Digitally signed by GABRIEL LUJAN Date: 2021.01.06 12:47:57 -07'00'	TQZ	571-387-4132	
Signature and title of contract specialist	Office Code	Telephone Number	Date
Signature of contracting officer <b>RYAN BURKE</b>  Digitally signed by RYAN BURKE Date: 2021.01.26 08:19:13 -05'00'	Office Code	Telephone Number	Date

Revised 2/25/2019