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(U) NATIONAL RECONNAISSANCE OFFICE
JUSTIFICATION AND APPROVAL
JUSTIFICATION REVIEW DOCUMENT

~~(S//REL TO USA, FVEY)~~ Title of Requirement: Collection Segment (CS) Phase 2

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(U) **COTR Certification:** I hereby certify that the information contained in the attached justification and any supporting data that are the responsibility of technical or requirements personnel, and which form a basis for the justification, are complete and accurate to the best of my knowledge and belief.

9 June 2021
Date

(U) **Contracting Officer Certification:** I hereby certify that the attached justification is accurate and complete to the best of my knowledge and belief. The anticipated cost to the Government will be fair and reasonable.

Date

Approved By:

Date

Reviewed By:

Date

Approved By:

Date

Reviewed By:

12 Jul 21
Date

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Approved By:

12 July 21
Date

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1. (U) Purpose

(U) The purpose of this document is to justify acquisition of the following supplies and/or services without providing for full and open competition.

a. (U) Program

~~(S//REL)~~ [redacted] Collection Segment (CS) Phase 2 (GEOINT) [redacted]

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b. (U) Description of Supplies/Services

~~(TS//TK//NF)~~ The [redacted] Phase 2 contract will acquire the next generation CS providing the [redacted] elements of the [redacted] architecture. The [redacted] Phase 2 contract will consist of a base period and priced option. The base period will provide scope to complete the preliminary design of the [redacted] CS through the Preliminary Design Review (PDR) and procure long lead materials. The priced option will provide scope to design, manufacture, integrate and test, deliver, launch, and initialize the [redacted] CS.

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~~(TS//TK//NF)~~ The [redacted] CS consists of a Space Vehicle Element (SVE) [redacted]

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c. (U) Estimated Value

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~~(S//TK//NF)~~ [redacted] The estimated value is based on a Program Office Estimate (POE) informed by cost and technical data [redacted]

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2. (U) Authority

(U) 10 U.S.C. 2304(c)(1) as implemented by Federal Acquisition Regulation 6.302-1(a)(2): "Only one responsible source and no other supplies or services will satisfy agency requirements".

3. (U) Nature of Action

(U) Award sole-source, Firm-Fixed-Price (FFP) contract [redacted]

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4. (U) Applicability of Authority Cited

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(U) 10 U.S.C. 2304(c)(1) as implemented by Federal Acquisition Regulation 6.302-1(a)(2) states that "When supplies or services required by the agency are available from only one responsible source... and no other type of supplies or services will satisfy agency requirements, then full and open competition need not be provided for." In addition, the application of this authority located at FAR 6.302-1(b)(1) states that the use of this authority is appropriate "When there is a reasonable basis to conclude that the agency's minimum needs can only be satisfied by... unique supplies or services available from only one or a limited number of sources or from only one or a limited number of suppliers with unique capabilities".

(S//TK//REL) As is explained in more detail below, effectively [redacted] there is only one company ([redacted]) that is capable of satisfying NRO's requirements [redacted] Phase 2 contract at the prime contractor level.

(S//TK//REL) [redacted]

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(S//TK//REL) [redacted]

(S//TK//REL) [redacted]

[redacted] Therefore, [redacted] Phase 2 supplies and services are available from only one source, [redacted] and as such, full and open competition need not be provided for.

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5. (U) Other Facts

(S//TK//REL) [redacted]

(S//REL) [redacted]

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[Redacted]

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~~(TS//TK//REL)~~ [Redacted]

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All of these factors lead the NRO to assess the single teaming strategy is in the best interest of the Government as it presents a way to field capabilities earlier for the Intelligence Community and warfighter, and represents a best value to the US government and the taxpayer.

~~(S//REL)~~ [Redacted] the Government received ODNI concurrence to proceed with the revised [Redacted] Phase 2 acquisition strategy, [Redacted]

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6. (U) Market Research and Other Efforts to Identify Sources

~~(S//TK//NF)~~ Market research [Redacted] began in [Redacted] prior to Phase A and was accomplished using multiple sources of information. The Government reviewed historical acquisition information from relevant previous programs such as [Redacted]

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[Redacted] which revealed that only a narrow subset of the national industrial base of space-based sensing system developers could meet the [Redacted] CS requirements.

~~(S//TK//REL)~~ [Redacted] the Government released an industry-wide Request for Information (RFI) [Redacted] to the Acquisition Research Center (ARC). This RFI sought a greater understanding of industry's capabilities to perform as a Prime contractor in the design, build, test, and launch of the [Redacted] satellite constellation. The [Redacted] RFI was viewable on the ARC for three weeks [Redacted] The RFI was viewed by a broad range of contractors, [Redacted]

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~~(S//TK//REL)~~ [Redacted]

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~~(S//REL)~~ Both the [redacted] RFI and ARC Business Opportunity announcement included verbiage that clearly expressed the Government's intent to limit the [redacted] Phase 2 competition to only those Prime contractors participating on Phase A. The ARC announcement stated "Interested parties are advised that, consistent with the language in the [redacted] RFI, no new contractors will be allowed to bid on the Phase 2 competition if they do not participate in Phase A. Any potential contractors interested in this effort were previously advised they must respond to the RFI and justify and demonstrate interest, credibility, and capability to participate in Phase A and beyond".

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~~(S//REL)~~ While FAR 3.303-2(8) generally requires market research be conducted for all J&As, in the opinion of the Program Office, any additional market research following the [redacted] research done for the original [redacted] Phase A contracts and the [redacted] would not reveal any other sources besides the [redacted] mentioned above. As a result, additional market research for this J&A was not conducted.

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7. (U) Informed/Interested Sources

~~(S//TK//REL)~~ [redacted]

~~(S//TK//REL)~~ For the reasons listed in paragraph 4, 5, and 6, no other sources were sought for the [redacted] Phase 2 effort. It has been determined that [redacted] the only responsible source available to satisfy the Government's [redacted] CS Phase 2 requirements as a Prime contractor.

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8. (U) Actions to Enable Subsequent Competition

~~(S//TK//REL)~~ [redacted]

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(U) Attachments:

- Attachment 1 - ~~(S//REL)~~ [redacted] Phase A J&A



- Attachment 2 - ~~(S//REL)~~ [redacted]



- Attachment 3 - ~~(S//REL)~~ ODNI [redacted] Acquisition Strategy Approval



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