Memorandum for Record – Limiting Competition at or below the Simplified Acquisition Threshold

1. Requiring Activity: Army Test and Evaluation Command - West Desert Test Center (ATEC-WDTC) Dugway Proving Ground (DPG)

2. Contracting Activity: Mission Installation Contracting Command (MICC) – DPG 5330 Valdez Cir. Dugway, Utah 84022

3. Description of Action:

Nature of Requirement: ☒ New ☐ Follow-on ☐ Extend

Brand Name: ☒ Yes ☐ No

Contract Vehicle: ☒ Purchase Order
☐ Blanket Purchase Agreement (BPA)
☐ Order/BPA against FSS Contract #_____
☐ Order against multiple award IDIQ Contract
☐ Order against a single award IDC Contract
☐ Modification to existing PO/TO/DO/Call Order

Pricing/Contract Type: ☒ Fixed Price
☐ Cost Reimbursable

Funds: FY: _26-27_____
☐ Operations & Maintenance, Army (OMA)
☒ Other Funds: _RTDE_____

[redacted]

4. Description of Services or Supplies: 159 line items for various Swagelok brand name fittings. Quantity amount varies by line item. Complete list of items are located in the PCF cabinet. The estimate total cost of this procurement is [redacted]

[redacted]

5. Authority: Select the appropriate authority below:

☒ FAR 12.201-1 For commercial acquisitions valued at or below the simplified acquisition threshold

Limiting Sources when Ordering under the Federal Supply Schedule
☐ GSAM 538.7104-3(b)(1)(i) - Urgency
☐ GSAM 538.7104-3(b)(1)(ii) - Only One Source is Capable
☐ GSAM 538.7104-3(b)(1)(iii) - Logical Follow-on
☐ GSAM 538.7104-3(b)(1) (iv) - Satisfy minimum guarantee
☐ GSAM 538.7104-3(b)(1) (v) - Authorized or required by statute
☐ GSAM 538.7104-4 - Items peculiar to one manufacturer

Exceptions to Fair Opportunity
☐ FAR 16.507-6(b)(1) - Unusual and urgent need
☐ FAR 16.507-6(b)(2) - Only One Awardee is Capable
☐ FAR 16.507-6(b)(3) - Logical Follow-on
☐ FAR 16.507-6(b)(4) - Minimum Guarantee
☐ FAR 16.507-6(b)(5) - Statute Authorizes / Requires Purchase from Specified Source
☐ FAR 16.507-6(b)(6) - Satisfies Exception under FAR 6.103
☐ FAR 16.507-7 - Items peculiar to one manufacturer

6. Reasons for Authority Cited: Swagelok is unique in the gas/liquid flow meter and tubing connection industry. The Swagelok equipment has demonstrated a consistent record of outstanding performance in critical applications for Dugway's dissemination equipment. Swagelok products are engineered to endure extreme conditions and deliver unequalled long-term reliability, setting them apart from competitors.

These products not only meet, but often surpass industry safety and compliance standards. Swagelok's rigorous testing and certification processes ensure adherence to stringent regulatory requirements, providing a level of assurance that is difficult to find with other brands. Swagelok also offers tailored solutions and engineering support specifically designed to address our unique needs related to chemical and biological dissemination equipment for testing at Dugway.

Designed for optimal performance and reliability, Swagelok products significantly lower the total cost of ownership by requiring fewer replacements and reducing maintenance costs compared to alternatives, which often have shorter lifespans or hidden defects. Swagelok components enhance operational efficiency and minimize system failures and downtime during our testing, which is crucial for maintaining productivity.

Perhaps most importantly, Swagelok has a proven record of its hardware not leaking. With agent testing, it is paramount that no agent or simulant leaks, ever. Non-Swagelok fittings, when purchased in the past, have a leaked and malfunctioned.

The safety factor is significantly more important than price. Any savings resulting from purchase of non-Swagelok items could result in cost consequences many times more than the savings.

7. Publicizing Contract Actions:

a. The public display and synopsis requirements of FAR 5.101(a) and FAR 5.101(d)
☐ do not apply, less than $20K threshold
☒ apply and will be followed
☐ do not apply due to an exception at FAR 5.101(b)(1)( )

b. Requirement to post justification in accordance with, FAR 12.102(a)(2), GSAM 538.7104-3(a)(3) or FAR 16.507-6(f) unless:
☐ Action is not a brand name restriction and is under SAT, no posting required.
☐ Action is a brand name restriction, under $40K, no posting required.
☐ Action is a brand name restriction over $40K but will not be posted due to the following exception:
☐ FAR 6.301(e)
☐ GSAM 538.7104-3(b)(3)(i)(B)
☐ FAR 16.507-6(f)(4)

8. Market Research: Market research was performed to identify sources for Swagelok brand name parts. The Program Manager obtained initial pricing from the [redacted] webpage, an authorized Swagelok distributor and a common source for Government Purchase Card transactions.

The Contract Specialist conducted a multi-faceted market research effort. This included searches of mandatory sources (UNICOR, GSA, and AbilityOne), which yielded no viable results. To further explore the commercial market, the Specialist utilized GSA's Market Research as a Service (MRAS) tool and posted a Sources Sought Notice to SAM.gov on April 29, 2026, to identify capable small businesses.
The results of this research indicated the following:

- GSA Market Research as a Service (MRAS): The MRAS report concluded that no single GSA Schedule holder could provide all the required parts.
- Sources Sought Notice: Three small businesses responded.
  - [redacted]
  - [redacted]
  - [redacted]

Given that only one capable and eligible small business was identified, the "Rule of Two" was not met, precluding a small business set-aside.

This market research is consistent with a similar procurement for Swagelok parts conducted by MICC-DPG in 2025. That effort found that while small businesses could participate, their pricing included an average markup of 33% compared to a full and open competition with a brand name exception. The current market conditions do not appear to have changed significantly.

Therefore, to ensure the Government receives fair and reasonable pricing, the recommended acquisition strategy is Full and Open Competition, using a brand name exception for Swagelok parts from an authorized dealer.

9. Other Facts: N/A

10. Technical/Requirements Certification: I certify that the supporting data under my cognizance which are included in the justification are accurate and complete to the best of my knowledge and belief.

6/3/2026

X R. Aaron Rogers

Signed by: USA
Robert A. Rogers
Supervisory Chemist

11. Contracting Officer Certification/Approval: I hereby determine that the anticipated price to the Government for this requirement will be fair and reasonable based upon competition and historical pricing.

I certify that this justification is accurate and complete to the best of my knowledge and belief, and that completing this purchase as a sole source is in the best interest of the Government. Additionally, I approve this justification to limit competition subject to the availability of funds and provided that the services or supplies herein described have otherwise been authorized for acquisition.

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Paul E. Frailey
Contracting Officer