J&A #: 26-s04

USE OF OTHER THAN FULL AND OPEN COMPETITION SAT

1. Identification of Agency and Contracting Activity

Requiring Activity: SERMC

Contracting Activity: Fleet Logistics Center Jacksonville (FLCJ)

2. Nature and/or Description of the Action Being Approved

The contractor shall provide complete system inspection, mandatory upgrades and an ISO 17025 accredited calibration certificate traceable to international standar ASME B89.4.19 standard. For base year plus two option years for below equipment.

3. Description of Supplies/Services to Meet the Agency's Needs Including Estimated Value

The contractor shall provide complete system inspection, mandatory upgrades and an ISO 17025 accredited calibration certificate traceable to international standards using t B89.4.19 standard. For base year plus two option years for below equipment.

Is the requested material or service represents the minimum requirements of the Government Estimated Dollar? **Yes**

Estimated Dollar Value:

FY/Option/Ordering Period	OM&N	OPN	RDT&E
	0.00	0.00	
Subtotals	0.00	0.00	
		Total	

4. Statutory Authority Permitting Other Than Full and Open Competition

41 U.S.C. 1901 as implemented by FAR 13.501(a) Sole Source

Additional Information Regarding Statutory Authority if Applicable

Procurement Request/Solicitation/Purchase Order Number: **1301355633**

Control Number:

I. Background

1. FAR 13.106-1(b)(1)(i) states for purchases not exceeding the simplified acquisition threshold, Contracting Officers may solicit from one source if the Contracting Officer the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilizatic
2. As required by FAR 13.106-3(b)(3)(i), this memorandum explains the absence of competition for this acquisition, as only one source will be solicited for this requirement of the requirement) and the requirement is not expected to exceed the simplified acquisition threshold.

II. DESCRIPTION OF ITEM OR SERVICE

Provide a description of the item or service required, to include its intended use, the name of the required source or brand name, the estimated cost/price, and the required c date/period of performance

Please reference item 3 above (Description of Supplies/Services to Meet the Agency's Needs Including Estimated Value)

III. THE DETERMINATION FOR USE OF OTHER THAN FULL AND OPEN COMPETITION IS BASED ON THE FOLLOWING:

A. ONLY ONE RESPONSIBLE SOURCE **Yes**

1. Restrictive Rights	No	The source has established proprietary rights, limited rights in data, patent rights, copyright processes in the item or service required.
2. Exclusive Licensing Agreements	Yes	The item or service is only available from the Original Equipment Manufacturer (OEM), or th authorized distributor or technical representative for the OEM.

Identify the OEM and explain the circumstances surrounding why the item or service is only available from the OEM.

OR

Identify the distributor(s)/authorized technical representative(s) for the item or service. Provide evidence of the exclusive licensing agreement as an attachment to this doc there is more than one distributor/authorized technical representative for an OEM part, then Part B, BRAND NAME SOLE SOURCE, is applicable, and Part A, ONLY ONE RES SOURCE, should be left blank

In a letter dated 25 March 2025 from FARO Technologies, Inc. is the only company that can provide the required services for the following reasons:

- Proprietary Technology and OEM Status: FARO Technologies, Inc. is the sole developer and manufacturer of the FaroArm, ScanArm, Vantage Laser Trackers, and assc As the OEM, FARO possesses the exclusive proprietary knowledge, data, and specialized equipment required to service, calibrate, and upgrade their systems.
- Exclusive Service Provider: FARO is the only authorized provider of service, warranty, maintenance, and annual calibration for their products. This is explicitly stated i proprietary information letter. Therefore, no other vendor has the access, training, or authority to perform the required services.
- Adherence to Required Standards: The requirement specifies that calibration must be performed according to the ASME B89.4.19 standard. This is a complex standa performance evaluation of laser trackers. Only FARO has the in-depth knowledge of their own hardware and software to ensure that the calibration and upgrades a correctly to meet this standard and to provide a traceable ISO 17025 accredited calibration certificate.

3. Other Reasons No

Provide details on mission impact if requirement is not solicited from only one source

B. BRAND NAME No

Item required must be a brand name product, or feature of a product, particular to one manufacturer. Discuss why you are precluding consideration of a product ma another company. Describe how the particular brand name, product, or feature is essential to the Government's requirements and why a "brand name or equal" purc cannot be used (see FAR 11.104). Describe how market research indicates other companies' similar products or products lacking the particular feature do not meet, o modified to meet, the agency's needs

C. UNUSUAL AND COMPELLING URGENCY No

The supplies or services are of such unusual and compelling urgency that the Government would be seriously injured unless the agency is permitted to limit the num from which it solicits bids or proposals. Urgent requirements are supplies or services that will result in a work stoppage, or are mission critical and the routine proces result in injury to the Government. The determination that the procurement for the above item/service is an urgent and compelling requirement is based on the follo

Discuss why you are precluding consideration of a product manufactured by another company. Describe how the particular brand name, product, or feature is essent Government's requirements and why a "brand name or equal" purchase description cannot be used (see FAR 11.1014). Describe how market research indicates other similar products and products lacking the particular feature do not meet, or cannot be modified to meet, the agency's need.

1. Date on which the requirement was first identified:

2. Required delivery date/period of performance: 07/01/2026 to 06/30/2027

3. Explanation of why delivery/commencement of services by the date mentioned above is required: Explain the impact to the mission if the date above is not met, a circumstances or conditions that exist which validate the requirement as "urgent," estimated production lead time for the item, etc.

4. If appropriate, include any additional pertinent information:

CERTIFICATIONS/APPROVALS:

TECHNICAL CERTIFICATION

I certify that the facts and representations under my cognizance which are included in this Exception to Fair Opportunity and its supporting acquisition planning documents noted herein, are complete and accurate to the best of my knowledge and belief.

Technical Cognizance

I certify that the facts and representations under my cognizance which are included in this Exception to Fair Opportunity and its supporting acquisition planning documents noted herein, are complete and accurate to the best of my knowledge and belief.

Requirements Cognizance

CONTRACTING OFFICER CERTIFICATION

I certify that this Exception to Fair Opportunity is accurate and complete to the best of my knowledge and belief. The Contracting Officer\\\\\'s signature below represents a document.

Contracting Officer's Signature

LEVEL ABOVE CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief. The Level Above the Contracting Officers signature below represents approv document.

Level Above the Contracting Officer

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

Legal Sufficiency Review

CONTRACTING ACTIVITY COMPETITION ADVOCATE REVIEW

Contracting Activity Approval

HEAD OF CONTRACTING ACTIVITY APPROVAL

Upon the basis of the above justification, I hereby approve, as Head of Contracting Activity, the solicitation of the proposed procurement described herein using other than competition, pursuant to the authority of (Placeholder for US code citation)

HCA Approval

FARO Technologies, Inc.
125 Technology Park, Lake Mary, FL 32746

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Fax: +1.407.333.4181

Nasdaq: FARO
www.FARO.com

March 12, 2025

To Whom It May Concern,

This letter identifies FARO Technologies, Inc., a Florida corporation ("FARO Technologies" or "FARO"), as the sole developer and manufacturer of the FaroArm and ScanArm portable coordinate measuring machines (CMMs), including the Quantum FaroArm Series, the Gage FaroArm, FARO Quantum ScanArms, the FARO Super 6DoF TrackArm, FARO Vantage Laser Trackers, FARO Tracer Laser Projectors, FARO CAM2 Software, FARO BuildIt Software, FARO RevEng Software, and FARO VisualInspect Software,. FARO is also the sole provider of software service, warranty, maintenance, annual calibration, and training programs associated with these solutions. Some of the foregoing goods and services are offered through distributors, but the origin of those goods and services are from FARO.

FARO Technologies was founded in 1982 and has quickly become a global leader in the manufacture of 3D measurement technology. FARO Technologies is headquartered in Lake Mary, Florida, its European regional headquarters in Stuttgart, Germany, and its Asia/Pacific regional headquarters in Singapore. FARO has other offices in the United States, Canada, Mexico, Brazil, Germany, the United Kingdom, France, Spain, Italy, Poland, Turkey, the Netherlands, Switzerland, India, China, Malaysia, Thailand, South Korea, Japan, and Australia.

As the world's most trusted source for 3D measurement and imaging solutions, FARO Technologies designs, develops, manufactures, markets, and supports software-driven, three-dimensional measurement and imaging solutions. Technology from FARO permits high-precision 3D measurement, imaging, and comparison of parts and compound structures within production and quality assurance processes. The devices are used for inspecting, planning and documenting spaces or structures in 3D.

FaroArms are portable CMMs that allows manufacturers easy verification of product quality by performing 3D inspections, tool certifications, CAD comparison, dimensional analysis, reverse engineering, and more. With the addition of FARO Laser Line Probes, ScanArms add unparalleled non-contact 3D scanning and powerful abilities to employ during detailed surface measurements. This combination creates the perfect 3D measurement tool to perform contact and non-contact portable CMM.

FARO is the sole developer and supplier of FARO CAM2® Software, a powerful, intuitive and application-focused 3D measurement platform designed to help you efficiently complete your quality assurance and inspection tasks. It's perfectly suited to manage repeat inspection routines, with live trend and statistical process control (SPC) analysis. Featuring guided workflows and extensive reporting capabilities, CAM2 Software is designed for use with any FARO coordinate measuring machine (CMM), enabling operators to capture accurate measurements. It's the world's smartest 3D measurement platform.

FARO's competitive advantage is the portable, affordable, precise technology delivered with each 3D measurement product. Through FARO and its products, our customers are making an investment in projects with unsurpassed cost-value, which provides a major advantage when looking for the most cutting-edge technology that gets you the right results in an age of limited resources. With thousands of units sold worldwide and customers around the globe, our products have been reliably measuring success throughout the world. Our US government customers include the Department of Defense, the federal government, various intelligence organizations, the U.S. military, and many state and municipal law enforcement agencies.

Please feel free to contact us with any questions.

Kind Regards,

Brian Rasbach | Director of Sales 3D Manufacturing, Americas
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