J&A #:

USE OF OTHER THAN FULL AND OPEN COMPETITION SAT

1. Identification of Agency and Contracting Activity

[redacted]

Contracting Activity: NAVSUP FLCPH Regional Contracting Office

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

This requirement is for a Firm Fixed Price (FFP) brand-name procurement, executed under the applicable FAR authority for other than full and open competition for a specific brand name.

1. Description of Services Requested and Intended Use:
The Government requires the procurement of the Lenel OnGuard software upgrade from version 8.2 to 8.3, alongside the associated direct technical support, engineering labor, and travel necessary to maintain the Navy Region Hawaii (NRH) Navy Access Control System (NACS). The intended operational purpose of the Lenel OnGuard system is to provide continuous, real-time physical access control and monitoring. This system acts as a critical force multiplier supporting Anti-Terrorism Force Protection (ATFP) and Security Forces operations across Joint Base Pearl Harbor-Hickam (JBPHH). The upgrade is required to prevent loss of manufacturer support (end-of-life for version 8.2), ensure compatibility with the new Microsoft SQL Server 2022 database environment, and support incoming M-series hardware panels.

2. Name of Required Source or Brand Name:
The required brand-name product is **Lenel OnGuard**, which is proprietary to the manufacturer, **Lenel Systems International (LSI)**. Because this is a direct upgrade to the existing proprietary NACS infrastructure, the software licenses and execution of the professional services must be provided by a certified, authorized **LSI Value-Added Reseller (VAR)** to ensure data integrity and preserve all manufacturer warranties.

3. Estimated Cost & Funding:
The estimated cost for this requirement is [redacted] This procurement will be funded utilizing [redacted] funds.

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

The Contractor shall provide all necessary software, labor, and expertise to complete the following tasks:

Upgrade Software and Database: Install the upgraded Lenel OnGuard Enterprise software (version 8.3) for the CNRH 4-region system and upgrade the corresponding databases.

Testing: Conduct comprehensive testing of the upgraded system to ensure complete functionality without any errors or discrepancies. This includes:

- One day of on-site support for pre-upgrade testing.
- Development and execution of remedial scripts or repair procedures to address any issues identified during testing.
- Collaboration with the Program Manager and Government Point of Contact (POC) to develop a production upgrade plan and schedule.

Production Upgrade: Perform the upgrade of the CNRH Lenel OnGuard Enterprise system to version 8.3 in a production environment. This includes:

- Four (4) days of on-site support for production upgrade activities.
- Upgrading the Global Master and Regional systems to OnGuard version 8.3.
- Executing post-upgrade functional verification and sharing results with the Program Manager and Government POC.
- Conducting post-upgrade system monitoring.

Software Update: update existing Lenel software dongle licenses from 8.2 to 8.3 for the Global Master, System ID Primary/Back-up, and all four Regions (System ID Primary/Back-up).

[redacted]

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

[redacted]

4. Statutory Authority Permitting Other Than Full and Open Competition

Additional Information Regarding Statutory Authority if Applicable

Please disregard the Statutory Authority stated in section 4. The appropriate Statutory Authority is as follows:

Authority 10 USC 3204(a)(1) or 41 USC 3304(a)(1)

FAR 6.103-1 Only one responsible source and no other supplies or services will satisfy agency requirements.

Procurement Request/Solicitation/Purchase Order Number: **N6144926PR00211**

Control Number: **1301346127**

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 determines that the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilization).
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 (or for a portion 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 delivery date/period of performance

The Contractor shall provide all necessary software, labor, and expertise to complete the following tasks:

- **Upgrade Software and Database:** Install the upgraded Lenel OnGuard Enterprise software (version 8.3) for the CNRH 4-region system and upgrade the corresponding databases.

Original Equipment Manufacturer (OEM): Lenel Systems International.

Estimated Delivery Date: 90 days after award

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

A. ONLY ONE RESPONSIBLE SOURCE No

1. Restrictive Rights	No	The source has established proprietary rights, limited rights in data, patent rights, copyrights or secret processes in the item or service required.
2. Exclusive Licensing Agreements	No	The item or service is only available from the Original Equipment Manufacturer (OEM), or there is only one authorized distributor or technical representative for the OEM.
3. Other Reasons	No	Provide details on mission impact if requirement is not solicited from only one source

B. BRAND NAME Yes

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 manufactured by 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" purchase description 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, or cannot be modified to meet, the agency's needs

1. Brand Name Product Required

The required item is a brand-name software upgrade for the Lenel OnGuard Access Control System, specifically from version 8.2 to 8.3. This product is proprietary to the manufacturer, Lenel Systems International (LSI). Lenel OnGuard software is currently utilized at JBPHH and is proprietary to LSI. LSI is the only source for OnGuard access control software and associated licenses, which are distributed exclusively through their authorized Value-Added Resellers (VAR) network.

2. Preclusion of Other Manufacturers

Consideration of products from other manufacturers is precluded because this procurement is for an **upgrade to an existing, proprietary system,** not the acquisition of a new system. Commander, Navy Region Hawaii (CNRH) currently operates the Lenel OnGuard version 8.2 as a critical component of its physical security infrastructure at Joint Base Pearl Harbor-Hickam (JBPHH).

An upgrade to a proprietary software system can only be performed using the software provided by the original manufacturer and installed by a certified LSI Value-Added Reseller (VAR). Based on manufacturer licensing and support policies, utilizing unauthorized software or non-certified technicians will void the system's warranty, eliminate access to OEM technical support, and introduce severe cybersecurity vulnerabilities. A product from another company (e.g., a different access control software) cannot upgrade the existing Lenel system. Attempting to do so would be technically infeasible and would require a complete replacement of the entire access control infrastructure, which is not the Government's requirement and would introduce unacceptable cost, schedule, and operational risk to base security.

3. Essential Nature of the Brand Name and Inapplicability of "Brand Name or Equal" (FAR 11.104)

The Lenel OnGuard brand-name upgrade is essential to the Government’s requirements for the following reasons, as detailed in the Statement of Work (SOW):

- Continued System Stability: The upgrade is required to ensure the continued stability and functionality of a critical physical security system.
- Hardware and Software Compatibility: The upgrade to version 8.3 is essential to support new "native M-series hardware panels" and ensure compatibility with the required Microsoft SQL Server 2022 database platform. The existing version 8.2 is incompatible with this updated infrastructure.
- Security Mission: The OnGuard system is described as a "force multiplier for Anti-Terrorism Force Protection and Security Forces." Maintaining its operational status through this necessary upgrade is essential to the security mission at CNRH.

A "brand name or equal" description cannot be used because the requirement is not for a standalone product but for a specific modification to a complex, integrated, and already-installed system. An "equal" product would be an entirely new and different access control system. This would not meet the agency's need, which is to upgrade the existing system while preserving years of accumulated data, hardware integrations, and system configurations. Replacing the system would incur significant, unnecessary costs and operational disruptions related to new software, hardware replacement, data migration, and personnel retraining.

Market Analysis Summary:
Market research confirms that the specific software versions and hardware-specific licenses required are "peculiar to one manufacturer." While similar access control products exist in the commercial market (e.g., AMAG, Software House), they were reviewed and rejected because they cannot interface with the existing Lenel-based infrastructure at JBPHH without significant modification or total replacement.

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 number of sources 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 processing time would 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 following:

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

N/A

1. Date on which the requirement was first identified:

2. Required delivery date/period of performance: **07/17/2026** to **09/30/2026**

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, any special circumstances or conditions that exist which validate the requirement as "urgent," estimated production lead time for the item, etc.

N/A

4. If appropriate, include any additional pertinent information:

N/A

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, except as noted herein, are complete and accurate to the best of my knowledge and belief.

Technical Cognizance

[redacted]

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, except as noted herein, are complete and accurate to the best of my knowledge and belief.

Requirements Cognizance

[redacted]

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 approval of this document.

Contracting Officer's Signature

[redacted]

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 approval of this 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 full and open competition, pursuant to the authority of (Placeholder for US code citation)

HCA Approval