ATTACHMENT 3
Other Than Full and Open Justification (Applicable to Requirements <$250K)

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). This justification 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 requirement is not expected to exceed the simplified acquisition threshold.

1. Description of supplies or services required to meet agency needs.

Provide a description of the supplies or services required, to include intended use, and the expected delivery date/period of performance.

Eighty-Four (84) 3M Scott Self Contained Breathing Apparatus (SCBA) bottles require periodic (5 year) hydrostatic test. This service is not provided at the local Naval Repair Facility. This device is used for firefighting aboard Naval vessels. This service is requested between 01 July and 28 Aug 2026.

2. Identification of the vendor source or the brand name to be solicited.

Provide name, address, POC, phone number & email address.

OEM - 3M Scott, 3M Military and Federal Agency, [redacted]

3. If item is not available directly from manufacturer, provide authorized reseller's contact info.

Provide name, address, POC, phone number & email address of reseller when a manufacturer distributes via authorized distributor/reseller. If none, enter N/A.

Fire Tech & Safety, 100 Business Park Dr #6, Tyngsborough, MA, 01879 [redacted] https://firetechusa.com, Phone: [redacted]
Note: There are numerous Scott authorized vendors that can perform this work, but customer requests on site accomplishment which can only be accomplished by vendors with a mobile unit which significantly limits available vendors.

4. Supporting rationale. The determination for use of Other Than Full and Open Competition is based on the following (Check all applicable boxes):

☑ **Brand Name -** This particular brand name is essential to the requirement and market research indicates similar products do not meet or cannot be modified to meet agency needs. With a brand name product, the item may be available from numerous dealers/distributors.

Identify brand name item(s) or feature(s) & describe how the particular brand name item(s) or feature(s) is essential to the Government's requirements. Provide details on mission impact if the requirement is not solicited for the brand name. Explain why a "brand name or equal" description cannot be used (FAR 11.104). Describe why other companies' similar product(s) do not meet, or cannot be modified to meet, the agency's needs (FAR 11.105).

The eighty-four (84) SCOTT SCBA bottles to be tested are already owned by the government. The bottles must be tested by a SCOTT certified vendor.

☑ **Compatibility to existing systems or equipment.** The required supplies or service must be compatible in all aspects (form, fit, and function) with existing systems or equipment and the source is uniquely qualified to meet the requirement.

Describe the current system or equipment and the manner in which the new item/service must coordinate, connect, or interface with the existing system or equipment. Describe how other companies' similar product(s) do not meet, or cannot be modified to meet, the agency's needs.

This work to be performed on existing (Government owned) equipment. Navy owns 3M Scott SCBAs. Only an authorized 3M Scott dealer can perform maintenance on these items.

☑ **OEM Exclusive Licensing Agreement.** The item or service is only available from the Original Equipment Manufacturer (OEM) or there are authorized distributors/resellers or technical representative for the OEM.

☐ **Restrictive Rights.** The source has established propriety rights, limited rights in data, patent rights, copyrights or secret processes in the item or service required.

Explain what rights are restricted, why the restrictive rights make the required item or service available from only one source and why another company could not satisfy the Government's need.

☐ **Sole Source.** Only one source is capable.

Identify any other reason not identified above as to why only the single source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized. Provide details on mission impact if the requirement is not solicited from the single source.

☐ **Urgent Acquisition.** Supplies or services are of such unusual and compelling urgency the Government would be seriously injured unless the agency is permitted to limit the number of sources from which it solicits quotes or proposals.

Date on which requirement was first identified: Required delivery date:

Explanation of why delivery by that date is required and describe the compelling nature of the urgency and how the Government will be seriously injured if this requirements is not purchased immediately.

Technical/Requirements Certification:

I certify that the information provided is accurate and complete to the best of my knowledge and belief.

Customer Signature: [redacted] **Code:** [redacted]

Date: 6/4/26

C400 Procurement Contracting Officer Approval:

I reviewed and certify that the customer's justification is accurate and complete to the best of my knowledge. I understand that the processing of this urgency justification precludes the use of full and open competition.

Contracting Officer Signature: [redacted] **Date:** 6/18/26

C400 Approval Authority One Level Above Procurement Contracting Officer:

I certify that this justification meets requirements for other than full and open competition.

One Level Above Contracting Officer Signature: DARLING.STEVEN.C.1299858355 Digitally signed by DARLING.STEVEN.C.1299858355 Date: 2026.06.22 08:16:20 -04'00' **Date:** 6/22/26

BRAND NAME REMINDERS:
**When a contract action will include brand-name specifications or is sole source, the contracting officer shall include this justification with the solicitation the documentation required by FAR 13.106-1(b), redacted as necessary.*
***For Federal Supply Schedule (FSS) orders, when a requirement contains brand-name specifications, the contracting officer shall post the RFQ on e-Buy as required by FAR 8.405-6.*