JUSTIFICATION FOR AN EXCEPTION TO FAIR OPPORTUNITY UNDER FEDERAL ACQUISITION REGULATION (FAR) SUBPART 16.5 ACQUISITIONS BRAND-NAME

Multiple Award Schedule/Multiple Award Contract (MAC)
Orders under MAC/Fair Opportunity, FAR 16.505

CSS Tracking Number:
Funding Document Number: HC1085605222
Contract Number: TBD
Task/Delivery Order Number: TBD
Procurement Title: ISEC7 Professional Configuration and Engineering Services
Estimated Value: [redacted]
Regulatory Authority: FAR 16.507-6(b)(2) - Only one awardee capable because of unique or highly specialized)

J&A Exception to Fair Opportunity Number: N/A

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1. REQUIRING AGENCY AND CONTRACTING ACTIVITY:

Requiring Agency:
Defense Information Systems Agency (DISA)
Procurement Executive Office (PEO) Services
Services Development Directorate (SD), SD3
6914 Cooper Avenue
Fort Meade, Maryland 20755-7090

Contracting Activity:
DISA/Defense Information Technology Contracting Organization (DITCO)/PS62
6910 Cooper Avenue
Fort Meade, Maryland 20755

2. NATURE/DESCRIPTION OF ACTION(S):
Type of action: Follow-on contract
Type of contract: Firm-Fixed Price

3. DESCRIPTION OF THE SUPPLIES OR SERVICES: This procurement action is a follow-on requirement for engineering support services currently being provided by Copper River Information Technology, LLC under contract NNG15SC64B / HC102825F1022. This follow-on requirement is intended to use Operations & Maintenance funding.

[redacted]

DISA SD3 has a requirement for predefined configuration and engineering services to support Accelerated Enhancements and day-to-day operations of the ISEC7 CLASSIFY tool. The software is required to support classification and control marking of documents and emails across Microsoft Office 365, Outlook, OneDrive, SharePoint, and Teams capabilities, expanding beyond the Microsoft Advance Information Protection (AIP) limitation of 2,000 document labels, support Exchange on-premises and Exchange Online, and integrate with AIP and Data Layer Protection at an enterprise-wide level in an Air-Gapped US SECRET Network. The software must work with desktop Office Apps (Word, Excel, PowerPoint), Outlook, Office Web Apps, Outlook Web App, and office files accessed via Teams and SharePoint. These services are non-personal services. Award is intended to be Firm-Fixed-Price and will include a one-year base period and two one-year optional periods.

The anticipated period of performance is from August 1, 2026 through July 31, 2029. [redacted]

4. IDENTIFICATION OF EXCEPTION TO FAIR OPPORTUNITY:
FAR 16.507-6(b)(2) - Only one awardee capable because of unique or highly specialized

5. DEMONSTRATION THAT THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS OR THE NATURE OF THE ACQUISITION REQUIRES USE OF THE EXCEPTION CITED:

SD3 has historically acquired Original Equipment Manufacturer (OEM) proprietary ISEC7 CLASSIFY licenses via National Aeronautics and Space Administration (NASA) Solutions for Enterprise-Wide Procurement (SEWP). The ISEC7 CLASSIFY product tool is used for Classification and Marking of sensitive and classified emails. This product is a commercially-off-the-shelf product with modifications that are essential to meet Department of Defense (DoD) standards. SD3 requires this brand name product to properly classify and mark emails in accordance with DoDM 5200.02 and apply dissemination controls in accordance with the Director of National Intelligence Controlled Access Program Coordination Office Registry to reduce the risk of data spillage. Furthermore, the DoD at large utilizes the software to be able to maintain minimum security requirements set forth by the Risk Management Executive authorizing official for the DOD365-Sec Environment to allow DISA the ability to offer office and collaboration services to the Impact Level-6 community in support of the department's modernization efforts. [redacted]

The ISEC7 brand is a proprietary product, and no other functional replacement products exist in the market that meet the Government's needs. As such, SD3 procures the ISEC7 CLASSIFY product to meet its needs, and subsequently, there are no other avenues available to acquire the associated engineering support for the ISEC7 CLASSIFY product, other than via brand name service, either from the OEM or an authorized reseller.

Only OEM proprietary software support, which is available through the OEM or their authorized resellers, will satisfy Agency and Government's needs and can support the infrastructures currently in place for ISEC7 Professional Configuration and Engineering Services.

6. DETERMINATION OF FAIR AND REASONABLE COST: The Contracting Officer will make a fair and reasonable cost or price determination by comparison of the proposed prices received. In accordance with FAR 15.404-1(b)(2)(i) adequate price competition establishes a fair and reasonable price.

7. MARKET RESEARCH: PEO Services conducted market research via the NASA SEWP to determine authorized resellers providing engineering support for the ISEC7 Classify product. A Request for Information (RFI) was initially issued on 16 April 2026 for five business days, ending on 23 April 2026 (SEWP #374508). [redacted]

Based on current market research, conducted in April 2026, it has been determined that only the aforementioned brand-name support provided by the OEM and supplied by authorized resellers, can fully meet the Government's need. This requirement is for proprietary products and/or product support and no competitor functional replacement products exist in the market at this time to meet the Government's need. The Government will continue to conduct market research to determine if there are changes in the marketplace that would enable future competitive actions; i.e., there are similar products and/or product support in the marketplace that provides the same functionality, the original equipment manufacturer releases ownership rights of the product, or it is economically feasible to procure a new system.

8. ANY OTHER SUPPORTING FACTS: N/A

9. ACTIONS THE AGENCY MAY TAKE TO REMOVE OR OVERCOME BARRIERS THAT LED TO THE UTILIZATION OF A BRAND-NAME PRODUCT:

a. Lifecycle of the current architecture. This brand-name product offers unique features, classified marking specialized functionalities that are currently unmatched or too costly to replicate with alternate commercially available off-the-shelf alternatives since there is a significant existing investment in the current ISEC7 Classify licenses and configuration to meet the needs of the DoD. This includes existing established operational procedures, and licensing agreements tied to this specific brand's ecosystem.

b. Actions to remove barriers.

The Government will continue to conduct market research to determine if there are changes in the marketplace that would enable future competitive actions, i.e., there are

similar products and/or product support in the marketplace that provides the same functionality, the original equipment manufacturer releases ownership rights of the product, or it is economically feasible to procure a new system.

The ISEC7 brand-name requirement is expected to continue beyond the end of this J&A period of performance and a J&A was prepared to support prior procurements for ISEC7 Classify licenses and Configuration and Engineering support services.

TECHNICAL CERTIFICATION: I certify that the supporting data under my cognizance which are included in the J&A are accurate and complete to the best of my knowledge and belief.

[redacted]

REQUIREMENTS CERTIFICATION: I certify that the supporting data under my cognizance which are included in the J&A are accurate and complete to the best of my knowledge and belief.

[redacted]

CONTRACTING OFFICER CERTIFICATION: I certify that this justification is accurate and complete to the best of my knowledge and belief.

[redacted]

ALL QUESTIONS REGARDING THIS JUSTIFICATION ARE TO BE REFERRED TO
[redacted]