SOLE SOURCE JUSTIFICATION FOR SIMPLIFIED ACQUISITIONS
FAR Part 13.106-1

1. **Identification of the agency and the contracting activity:**

   In accordance with Federal Acquisition Regulation (FAR) 13.106-1 41 and U.S.C. 1901, we propose an award purchase and delivery with lowest priced, technically acceptable vendor on the basis of other than full and open competition for a **Toyota Land Cruiser — Sport Utility Vehicle** for the **American Embassy Accra OSC Office**.

2. **The nature and/or description of the action being approved.**

   Award of firm-fixed price purchase order.

3. **A description of the supplies or services required to meet the Department’s needs.**

   This requirement is to provide a foreign made vehicle in accordance with the attached specification. The procurement of a Toyota Land Cruiser Sports Utility Vehicle.

4. **An identification of the statutory authority permitting other than full and open competition:**

   41 U.S.C.1901 and FAR 13.106-l(b)(1) - Brand Name Acquisition.

5. **A demonstration that the proposed contractor’s unique qualifications or the nature of the action require use of the authority cited.**

   The procurement of the Toyota will allow the requesting office officials to travel outside of the city, sometimes two days of driving away from the Embassy. It is critical that the vehicle can be serviced in the far reaches of the country, where mechanics are familiar with Toyotas, but not U.S. manufactured vehicles or any other brand. Due to a very long lead-time (4-6 weeks) for parts to arrive, installment of the parts by poorly trained mechanics, not specialized in U.S. manufactured vehicles or any other brand. The costs of shipping parts would be an additional expense to the Government. Toyota parts are readily available in the Ghanaian market. The warehouse has neither the space nor the funding to stock vehicle parts. Routine repairs to U.S. manufactured vehicles average 6-8 weeks and place an undue burden on Post resources. Post's current vehicle fleet consists mainly of foreign manufactured vehicles. Of the non-armored vehicles at Post, a lot are Toyotas. Parts for Toyota can be found in many car dealership shops. Routine repairs usually average 3 to 10 days. There are few and hard to find dealers or mechanics in Accra specializing in U.S. manufactured vehicles.
6. A description of the efforts made to ensure that offers are solicited from as many potential sources as is practicable, include whether a notice was or will be publicized as required by Subpart 5.2 and, if not, which exception under 5.202 applies.

The GPE-exception at DOSAR 605.202 applies. This J&A will be posted with the solicitation.

7. A determination by the contracting officer that the anticipated cost to the Government will be fair and reasonable.

Fair and reasonable pricing will be determined by Government’s independent cost estimate and competition.

8. A description of the market research conducted (per FAR Part 10) and the results or a statement of the reason market research was not conducted.

Foreign made vehicles are currently more suitable to local conditions. The conducted internet/market research by the requesting office concludes that only the brand name Toyota vehicle would meet the needs to accomplish its objectives.

9. Any other facts supporting the use of other than full and open competition such as:
   Agency Waiver

10. A listing of the sources, if any, that expressed, in writing, an interest in the acquisition.

   N/A

11. A statement of any actions the agency will take to remove or overcome any future barriers to competition before any subsequent acquisition for the supplies or services required. Include a statement that this J&A for other than full and open competition will be published on FedBizOpps in accordance with FAR Section 6.305 within 14 days of award (or within 30 days if the J&A is for unusual and compelling urgency.)

   N/A
CERTIFICATIONS

Requiring office

I certify that this justification is accurate and contains complete data necessary to support the recommendation for other than full and open competition (brand name justification).

11 April 2022
Date

Name: Priscilla O. Laryea
Title: OSC Budget Analyst

CONTRACTING OFFICER

I have determined, in accordance with FAR 13.106-1(b)(1), that the circumstances of this contract action deem only a brand name is reasonably available.

04/11/2022
Date

Name: Esayas T. Gebre