

BRAND NAME JUSTIFICATION
FAR PART 13 SIMPLIFIED ACQUISITION PROCEDURES
SOLICITATION NUMBER [VA36C78618R0173]

In accordance with Federal Acquisition Regulation (FAR) 11.105(a)(1), the particular brand name, product, or feature is essential to the Government's requirements, and 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

- X For brand name purchases not exceeding the simplified acquisition threshold (FAR 13.106-1(b) (1)).

The Contracting Officer determined that the circumstances of the contract action deem only one source reasonably available based on the knowledge that only one company manufacture Caterpillar Filters to the exact specification required to fit the type of equipment.

Ohio Western Reserve National Cemetery
10175 Rawiga Rd Seville, Ohio 44273

Brand name documentation is posted ([5.102\(a\) \(6\)](#).)

- ☐ For brand name acquisitions of commercial items in excess of the simplified acquisition threshold conducted pursuant to FAR subpart 13.5 (13.501(a)). Justification for other than full and open competition under the authority of section 4202 of the Clinger-Cohen Act of 1996 or the authority of the Services Acquisition Reform Act of 2003 ([41 U.S.C. 428a](#)).

Caterpillar Filters / Caterpillar Service

The part required are Caterpillar Filters. All Caterpillar brand name parts are exact fit and will not void any warranty from manufacturer.

Specialty Caterpillar service technicians to perform work. Caterpillar service technicians will be able to perform warranty and non-warranty service repairs.

The proposed contract action is an order placed under Subpart 16.5. When the order contains brand-name specifications, see especially 16.505(a) (4), See exception under 5.202(a) (6), fair and reasonable. Exception under FAR 5.202(a) (10) Apply.

The contracting officer determined that the anticipated price will be fair and reasonable using standard price analysis described in FAR Part 13.

Market research was performed and found only one manufacturer and authorized dealer of the specified Caterpillar Filters exists. No other vendor or manufacturer supplies the type with OEM exact fit

Caterpillar is the only authorized dealer for the Filters required for the specific type of equipment needing maintenance.

The barriers that exist are solely based on the fact that Caterpillar is the sole maker and retailer of the kind of specified filter required for the maintenance service.

The contracting officer certifies that the justification is accurate and complete to the best of the contracting officer's knowledge and belief.

Approval of the Brand Name Justification:

Roselynn A. Elah
Contracting Officer

2/13/2018
Date

Competition Advocate
(Proposed contract over \$550,000 but not exceeding \$11 million)

Date