

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

41 U.S.C. 253(c)(1)

Pursuant to the requirements of the Competition in Contracting Act (CICA) as implemented by FAR Subpart 6.3 and in accordance with the requirements of FAR 6.302-1, only one responsible source and no other supplies or services will satisfy agency requirement. The justification for the use of the statutory authority under FAR Subpart 6.302-1 is justified by the following facts and rationale can be found in FAR 6.303-2:

1. Agency and Contracting Activity. The Department of Homeland Security (DHS) U.S. Immigration and Customs Enforcement (ICE) Office of Acquisition Management (OAQ) proposes to enter into a contract on a basis other than full and open competition.

2. Nature and/or description of the action being approved. ICE Enforcement and Removal Operations (ERO) require access to Thomson Reuter's databases to support the Targeting Operations Division. (TOD). The TOD requires data services to conduct customized analysis, screening and monitoring of Immigration and Customs Enforcement (ICE) priority alien information. The Thomson Reuters databases are mission-critical. The databases help to leverage emerging technology that shares secure law enforcement data between Federal, State, and local law enforcement agencies, to ensure ICE can continue to expand its databases information coverage nationwide in a cost effective manner.

ICE anticipates awarding a firm fixed price Delivery Order. The cost of this procurement is \$1,490, 200.00. The period of performance is September 1, 2016 through August 31, 2017.

The business name of the vendor is Thomson Reuters Special Services, LLC. The business address is 2711 Centerville Road, Suite 400, Wilmington, DE 19808.

3. Description of Supplies/Services.

TRSS' Custom Solution for the TOD will include multi-tiered solution that includes a combination of public records (CLEAR Batch and Alerting solutions), as well the "human element," a data team that has expertise in working with and refining this type of data to provide the best leads possible. Thomson Reuter's exclusive partnership with the top-rated vendor of real-time incarceration records provides an additional level of vital jail booking and other criminal information. ERO's data will be analyzed by trained and experienced in-house intelligence experts supported by sophisticated workflow automation and research tools to provide the best leads possible and to reduce the number of false positives forwarded to the TOD.

The estimated cost for this requirement is \$1,490,200.00. The solution will include:

CLEAR BATCH (100,000 identities)

CLEAR ALERT (500,000 identities)

Justice Exchange Batch (100,000 identities)

Justice Exchange Alert (500,000 identities)

4. Identification of Statutory Authority Permitting Other Than Full and Open Competition.

The statutory authority permitting other than full and open competition is 41 U.S.C. 253(c)(1) implemented by the Federal Acquisition Regulation (FAR) Subpart 6.302-1 entitled "Only One Responsible Source and no other supplies or services will satisfy agency requirements."

5. Demonstration That the Nature of the Acquisition Require Use of the Authority Cited.

In accordance with FAR 6.302-1(a) (2), only one responsible source, TRSS is the only contractor able to provide the services required because the service is unique and highly specialized. TRSS will provide a multi-tiered solution that includes a combination of public records as well as a data team that has expertise in working with and refining this type of data to provide the best lead possible. Moreover, TRSS' exclusive partnership with the top-rated vendor of real-time incarceration records provides an additional level of vital jail booking and other criminal information database services because TRSS is the only commercial database aggregator service provider who can provide the required jail booking data to the TOD in both batch services and by alerting services.

6. Description of efforts made to ensure that offers are solicited from as many potential sources as is practicable.

A search of the options for database services through the DHS Library and the Library of Congress indicated that no other products can provide similar services to TRSS. Market research through conference exhibits, literature searches, online research, and speaking with expert librarians has verified the uniqueness of the TRSS offering. There are no resellers of TRSS licenses.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable.

A comparison of the cost per license to the listed price for Thomson Reuters database services on the FEDLINK contract, as well as the GSA schedule price, showed a lower price for this TRSS custom offering.

8. Description of Market Research. Market Research is required by FAR Part 10.

Market Research was conducted through an internet search conducted to find vendors that could offer the database requirements needed by the various components of the TOD. TRSS was the only vendor that could offer the databases need to assist the TOD in meeting their mission. Next, a search was conducted of the contracts available via FEDLINK. Based on the results of the conducted searches and the advice from DHS, it was determined that this service was only available from one vendor (TRSS).

Market research indicates that other data aggregation companies' lack of jail booking data and internal vetting processes, vital to the TOD, compels the TRSS contract. These other companies' services simply do not meet, or cannot be modified to meet, the agency's need.

9. Any Other Facts Supporting the Use of Other Than Full and Open Competition.

The acquisition of the TRSS custom solution best serves the TOD's immediate need and is the most cost effective for this acquisition. These particular databases are essential to the components of ERO as they strive to meet their mission, particularly the jail booking and criminal information. The impact to ERO and ICE would be profound if the database services are procured from other vendors that do not fully meet the requirements. These database services are essential to the function of ERO and the TOD. At this time, TRSS is the only vendor that can provide the services to assist the TOD in accomplishing its mission.

10. A Listing of the Sources, if Any, That Expressed, in Writing, an Interest in the Acquisition.

Not Applicable.

11. A Statement of the Actions, if Any, the Agency May Take to Remove or Overcome Any Barriers to Competition before Any Subsequent Acquisition for Supplies or Services Required.

ICE is constantly evaluating the market to survey whether another data service vendor will meet the mission requirements of ERO TOD.

12. Certifications

I certify that the facts and representations under my cognizance, which are included in this justification, meet the Government's minimum need and that the supporting data, which forms a basis for this justification, is complete and accurate.

Requirements/Technical Personnel:



Technical Representative

7/18/16
Date

Contracting Officer:

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



Contracting Officer

7/19/16
Date

1. Concurrence.

2. Approval.

This justification is hereby approved.

Albert Davis

Competition Advocate

Date

7/27/16