

DATE: 10-18-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-18-2037

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOUN OTHERWISE

# Justification and Approval For Other than Full and Open Competition

In accordance With 41 U.S.C. 253 (c) (1)

1. Identification of the agency and the contracting activity, and specific identification of the document as a "Justification for Other Then Full and Open Competition."

The Federal Bureau of Investigation's Quantico Contracts Unit (QCU) has prepared this justification for Other than Full and Open Competition in response to a requirement from the Tracking Technology Unit (TTU) to establish a fixed price contract for the acquisition for equipment.

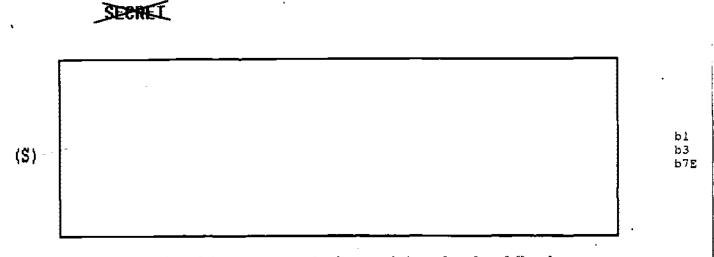
2. Nature and/or description of the action being approved.

This Justification for Other Than Full and Open Competition is being prepared in accordance with the authority of FAR 6.302-1 "Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements."

3. A description of the supplies or services required to meet the agency's needs (including the estimated value).

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

FAR 6.302-1 Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements.

- 5. A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition requires use of the authority cited.
- 6. A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable, including whether a notice was or will be publicized as required by Subpart 5.2 and, if not, which exception under 5.202 applies.

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

The Contracting Officer will ensure that the anticipated cost to the government will be fair and reasonable. Techniques may include an analysis of proposed direct costs, audit or comparison of proposed indirect factors with audited factors in use elsewhere in the Government and comparison of proposed rates to published rates.

8. A description of the market research conducted and the results or a statement of the reason market research was not conducted.

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FBI representatives from the TTU will continue to do market research and meet with vendor representatives to further research.

9. Any other facts supporting the use of other than full and open competition

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

None

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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 the supplies or services required.

The FBI will continue to do market surveys to identify potential sources on subsequent acquisitions.



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### **TECHNICAL REPRESENTATIVE CERTIFICATION:**

As Technical Representative of the requiring office, I have reviewed the data provided in support of the Justification and Approval to Procure Using Other Than Full and Open Competition. I certify that the data is accurate and complete to the best of my knowledge and belief.

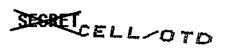
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# 12. CONTRACT SPECIALIST:

I have reviewed the data provided in support of the Justification and Approval to Procure Using Other Than Full and Open Competition. I certify that the data is accurate and complete to the best of my knowledge and belief.



Date



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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED (Rev. 05-01-2008) DATE 10-17-2012 BY 65179/dmh/stp/as UNCLASSIFIED FEDERAL BUREAU OF INVESTIGATION Precedence: ROUTINE 04/01/2010 Date: Attn: UC To: Finance Quantico Contracts Unit Operational Technology Division From: Tracking Technology Unit Contact: b6 b7C Approved By: Drafted By: Case ID #: 268-HQ-1068430 Ь3 Title: **b**5 b7E Symonaia Enclosure(s): Requisition number Request, and Checklist. Details b3 Ъ5 b7E UNCLASSIFIED

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To: Finance From: Operational Technology Re: 268-HQ-1068430, 04/01/2010

It should be noted that contracting officers are responsible for ensuring that

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To: Finance From: Operational Technology Re: 268-HQ-1068430, 04/01/2010

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Precedence: ROUTINE	Date: 04/05/2010
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Drafted By:	
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To: Finance From: Operational Technology Re: 269-HQ-1512830, 04/05/2010

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Precedence:     ROUTINE     Date:     11/01/2007       To:     Finance     Attn:	
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To: Finance From: Operational Technology Re: 268-HQ-1068430 , 11/01/2007

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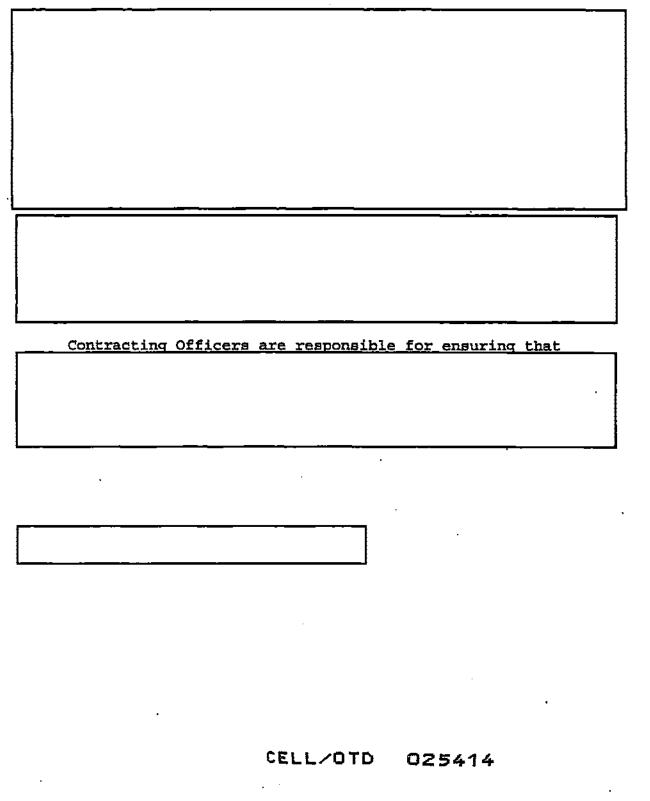


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### Statement of Need To accompany Requisition E006324



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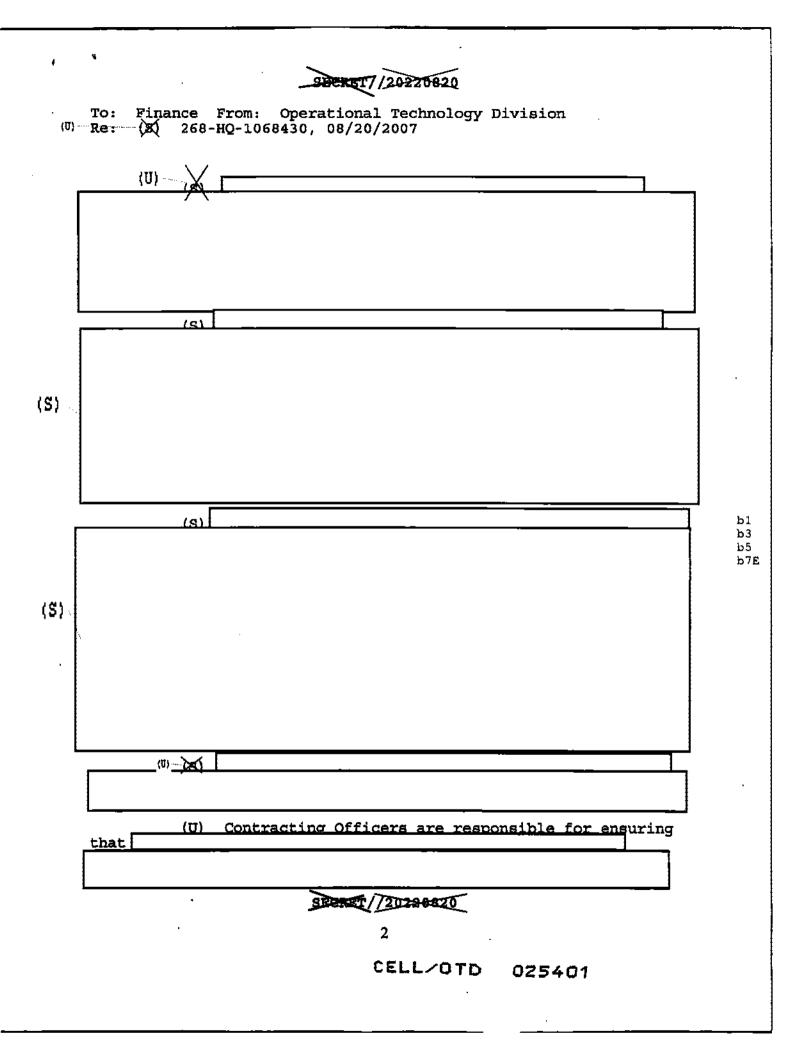
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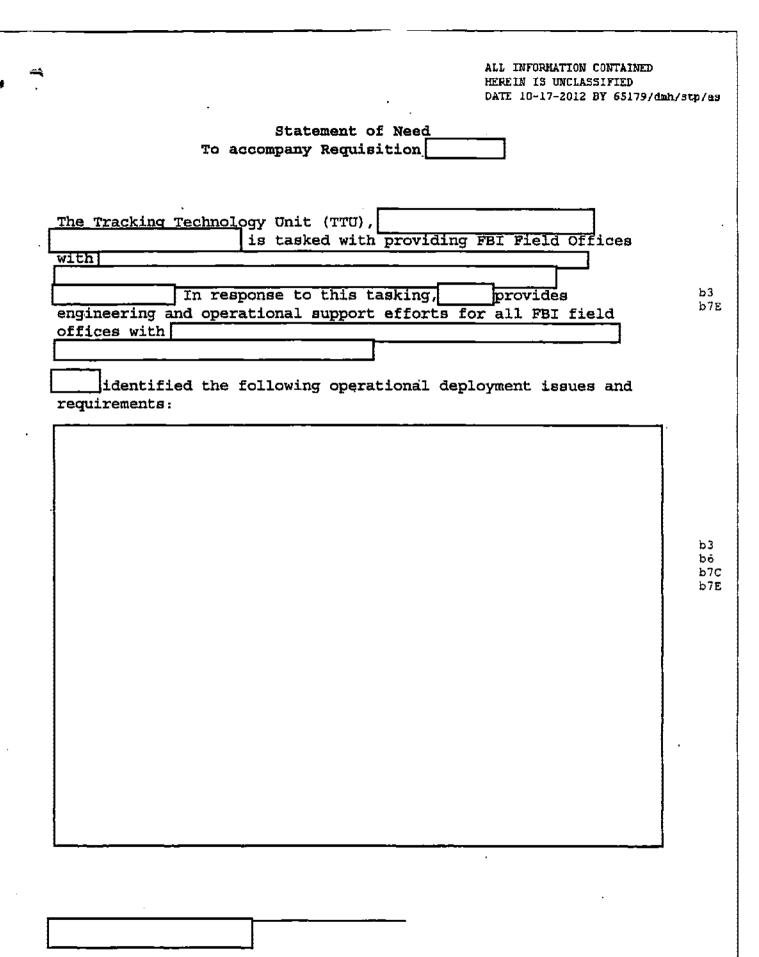
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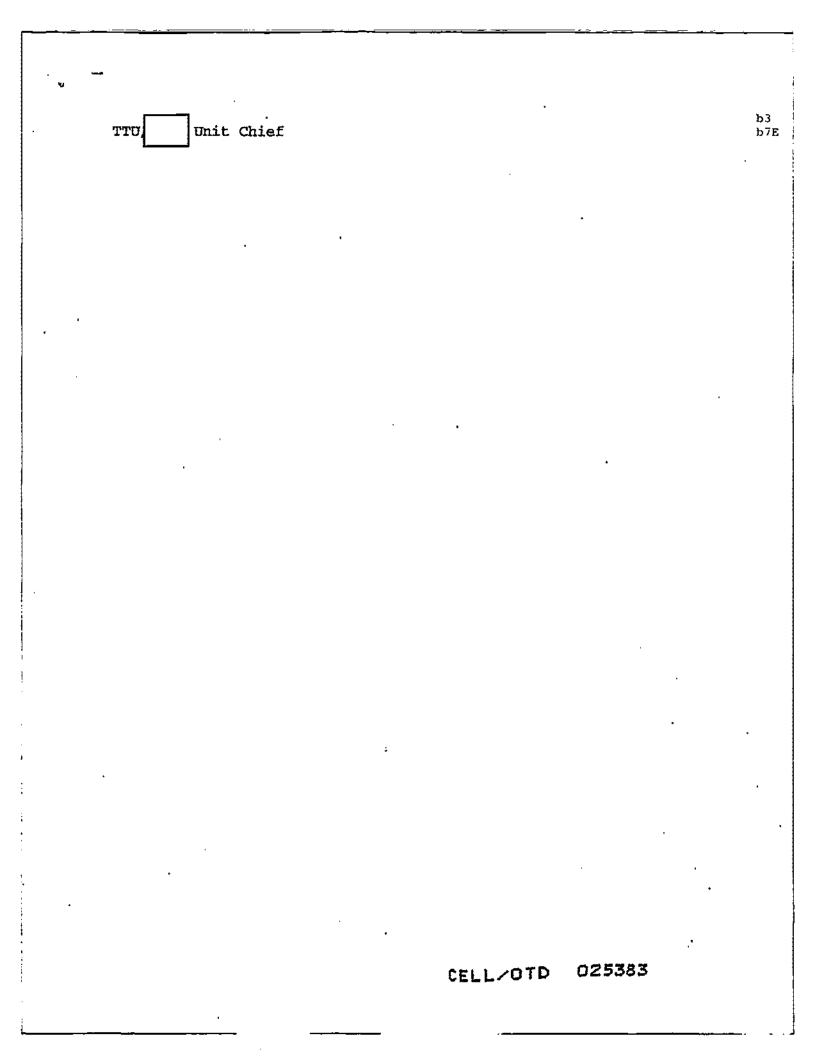
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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-17-2012 BY 65179/dmh/stp/as

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To: Finance From: Operational Technology Re: 268-HQ-1068430 , 10/31/2007

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To: Finance From: Operational Technology Re: 268-HQ-1068430 , 10/31/2007

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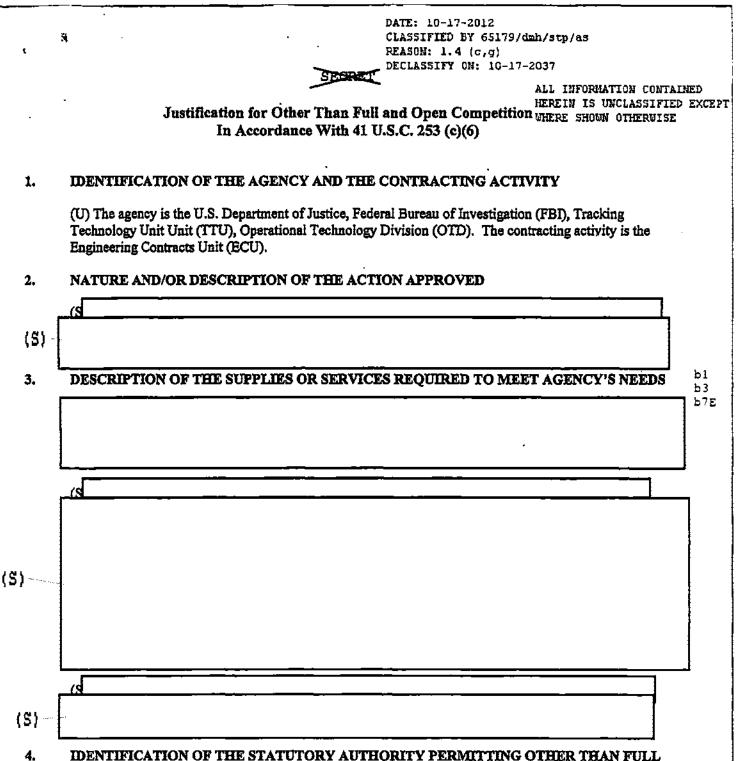
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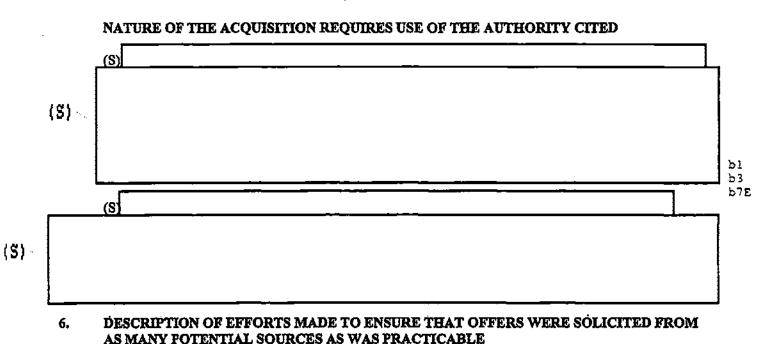
### AND OPEN COMPETITION

(U) The statutory authority for conducting this acquisition is 41 U.S.C. 253 (c)(6). The regulatory authority is FAR 6.302-6(a)(2). Full and Open competition need not be provided for when the disclosure of the agency's needs would compromise the national security unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.

5. DEMONSTRATION THAT THE CONTRACTOR'S UNIQUE QUALIFICATIONS OR THE

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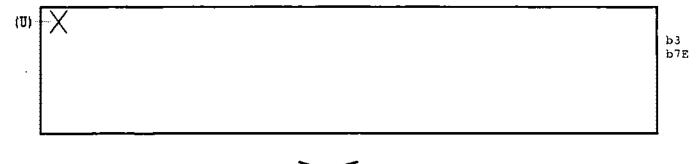


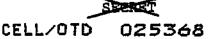
(U) Since the procurement was not advertised pursuant to FAR 5.202(a)(1), no other sources were given the opportunity to express written or oral interest in this procurement. Further, FAR 5.202(a)(1), provides Contracting Officer authority to not publish a procurement action when "the synopsis cannot be worded to preclude disclosure of an agency's needs and such disclosure would compromise the national security", (e.g., would result in disclosure of classified information). This procurement is not being publicized in the Federal Business Opportunities (FedBizOpps), or any other periodicals because to do so would

## 7. DETERMINATION OF THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE

(U) The contracting officer has adequate information to ensure that the cost to the government for this acquisition will be fair and reasonable. Techniques may include a technical analysis of proposed direct costs, audit, or comparison of proposed indirect factors with audited factors in use elsewhere in the Government, and rigorous negotiation.

### 8. A DESCRIPTION OF THE MARKET SURVEY CONDUCTED AND THE RESULTS OR A STATEMENT OF THE REASONS A MARKET SURVEY WAS NOT CONDUCTED





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# 9. ANY OTHER FACTS SUPPORTING THE USE OF OTHER THAN FULL AND OPEN COMPETITION

(U) See paragraph (5) above for facts supporting the use of other then full and open competition.

# 10. A LISTING OF SOURCES, IF ANY, THAT EXPRESSED IN WRITING AN INTEREST IN THE ACQUISITION

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(U) Since the procurement was not advertised pursuant to FAR 5.202(a)(1), no other sources were given the opportunity to express written or oral interest in this procurement.

### 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 THE SUPPLIES OR SERVICES REQUIRED

(U) The FBI will evaluate future procurement actions to determine whether full and open competition is appropriate an in the best interests of the government.

### 12. TECHNICAL REPRESENTATIVE CERTIFICATION

(U) Based on the above findings, it is hereby determined, within the meaning of 41 U.S.C. 253(c)(6) and FAR 6.302-6, full and open competition need not be provided for when the disclosure of the agency's needs would compromise national security, unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.

(U) As the Contracting Officer Technical Representative (COTR) of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

(Date)

(U) As Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Contracting Officer

(Date)

(U) As the Supervisory Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Supervisory Contracting Officer

(Date)

, FBI Chief Contracting Officer

(Date)

Office of General Counsel

(Date)

Approved By:

, Competition Advocate

(Date)



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Ň.	DATE: 10-17-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-17-2037	,				
	ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCE. Justification for Other Than Full and Open Competition where shown otherwise In Accordance With 41 U.S.C. 253 (c)(6)					
1.	IDENTIFICATION OF THE AGENCY AND THE CONTRACTING ACTIVITY					
	(U) The agency is the U.S. Department of Justice, Federal Bureau of Investigation (FBI), Tracking Technology Unit (TTU), Operational Technology Division (OTD). The contracting activity is the Engineering Contracts Unit (ECU).					
2.	NATURE AND/OR DESCRIPTION OF THE ACTION APPROVED					
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3.	DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET AGENCY'S NEEDS	<b>_</b>				
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#### 4. IDENTIFICATION OF THE STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION

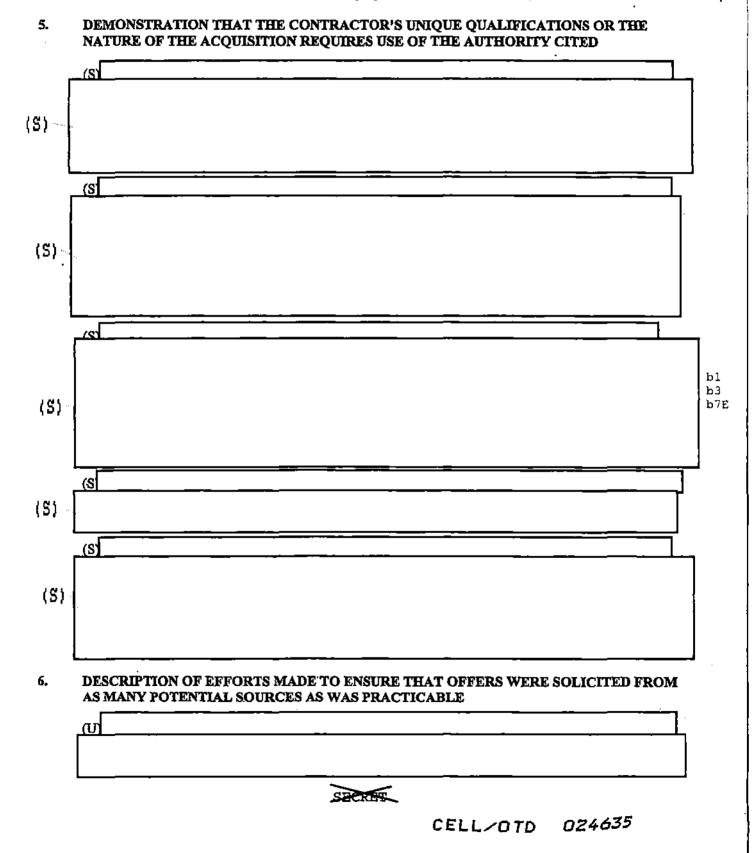
(U) The statutory authority for conducting this acquisition is 41 U.S.C. 253 (c)(6). The regulatory authority is FAR 6.302-6(a)(2). Full and Open competition need not be provided for when the disclosure

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of the agency's needs would compromise the national security unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.



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The FBI will evaluate future procurement ac opriate an in the best interests of the government of the		whether full and open com	apetition is
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Based on the above findings, it is hereby c)(6) and FAR 6.302-6, full and open co			

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disclosure of the agency's needs would compromise national security, unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.

(U) As the Contracting Officer Technical Representative (COTR) of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

	,	
Contracting Officer's Technical Representative	(Date)	

(U) As Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Contracting Officer

(Date)

(Date)

(Date)

(Date)

(U) As the Supervisory Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Supervisory Contracting Officer

, FBI Chief Contracting Officer

Office of General Counsel

Approved By:

, Competition Advocate

(Date)

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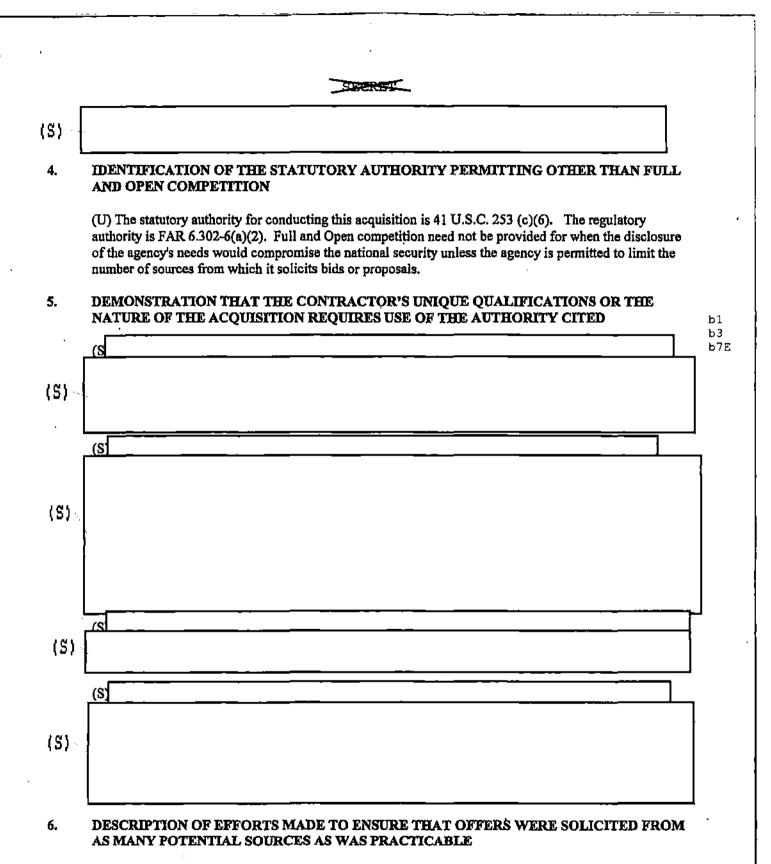
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DATE: 10-17-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-17-2037 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT SFERET WHERE SHOWN OTHERWISE Justification for Other Than Full and Open Competition In Accordance With 41 U.S.C. 253 (c)(6) 1. IDENTIFICATION OF THE AGENCY AND THE CONTRACTING ACTIVITY (U) The agency is the U.S. Department of Justice, Federal Bureau of Investigation (FBI), Tracking Technology Unit (TTU), Operational Technology Division (OTD). The contracting activity is the Engineering Contracts Unit (ECU). 2. NATURE AND/OR DESCRIPTION OF THE ACTION APPROVED (S) -.  $\partial \mathbf{x}$ (S) 3. DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET AGENCY'S NEEDS സ b1(S Ъ3 Ъ7E (S) (S) (S) · (S)

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(U) Since the procurement was not advertised pursuant to FAR 5.202(a)(1), no other sources were given the opportunity to express written or oral interest in this procurement. Further, FAR 5.202(a)(1), provides Contracting Officer authority to not publish a procurement action when "the synopsis cannot be worded to

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7.	DETERMINATION OF THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE	
	(U) The contracting officer has adequate information to ensure that the cost to the government for this acquisition will be fair and reasonable. Techniques may include a technical analysis of proposed direct costs, audit, or comparison of proposed indirect factors with audited factors in use elsewhere in the Government, and rigorous negotiation.	b3
8.	A DESCRIPTION OF THE MARKET SURVEY CONDUCTED AND THE RESULTS OR A STATEMENT OF THE REASONS A MARKET SURVEY WAS NOT CONDUCTED	рз b71
	(U) FBI, TTU continuously conducts market surveys to determine state-of-the-art technologies. The engineers, technicians, and technical personnel are in constant contact with equipment vendors, other technical members of the intelligence community, as well as visiting trade shows, reviewing trade journals, and browsing the Internet. TTU outinely conducts and attends working group (WG) meetings with vendors to access the capabilities, performance, and quality of equipment that meets the needs of the FBI. TTU ssessed available capabilities and have determined that other vendor technologies	
9.	ANY OTHER FACTS SUPPORTING THE USE OF OTHER THAN FULL AND OPEN COMPETITION	
	(U) See paragraph (5) above for facts supporting the use of other then full and open competition.	
10.	A LISTING OF SOURCES, IF ANY, THAT EXPRESSED IN WRITING AN INTEREST IN THE ACQUISITION	
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 THE SUPPLIES OR SERVICES REQUIRED	
	(U) The FBI will evaluate future procurement actions to determine whether full and open competition is appropriate an in the best interests of the government.	
12.	TECHNICAL REPRESENTATIVE CERTIFICATION	
	(U) Based on the above findings, it is hereby determined, within the meaning of 41 U.S.C. 253(c)(6) and FAR 6.302-6, full and open competition need not be provided for when the	

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disclosure of the agency's needs would compromise national security, unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.

(U) As the Contracting Officer Technical Representative (COTR) of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

 Contracting Officer's Technical Representative	(Date)	bđ
		b7E

(U) As Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Contracting Officer

(Date)

(Date)

(U) As the Supervisory Contracting Officer of record, I hereby certify to the best of my knowledge that all information contained herein is complete and accurate to the best of my knowledge.

, Supervisory Contracting Officer

, FBI Chief Contracting Officer

Office of General Counsel

Approved By:

, Competition Advocate

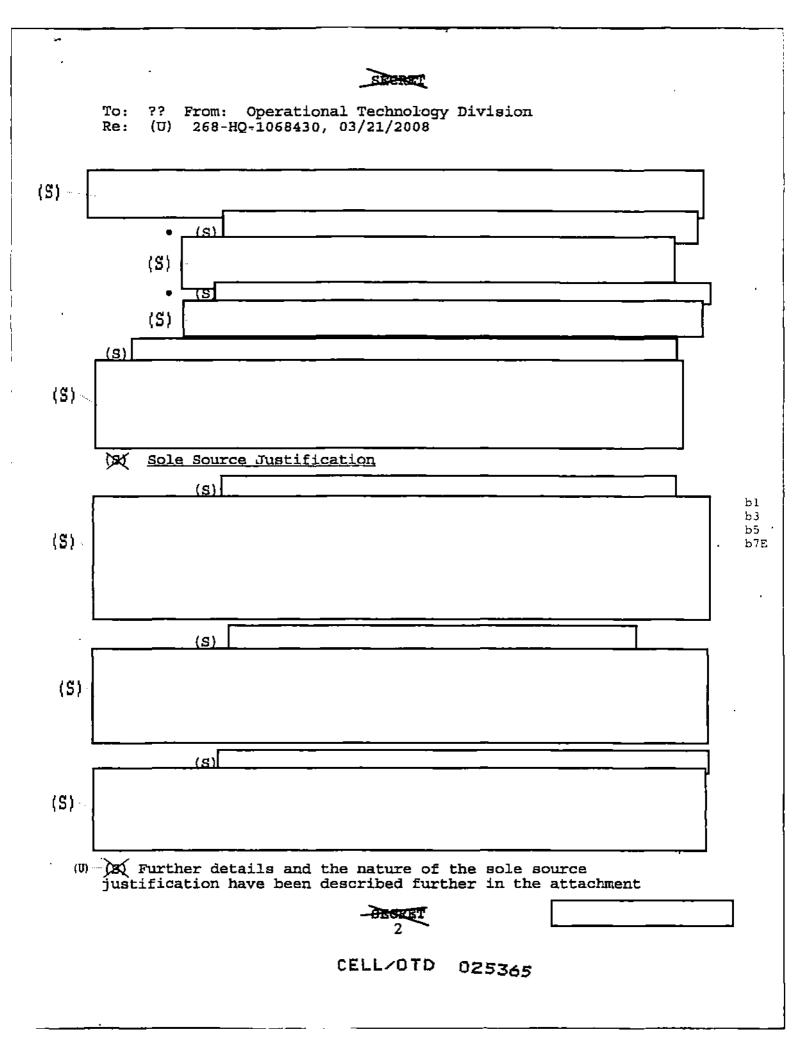
(Date)

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(Rev. 01-31-2003)	DATE: 10-17-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-17-2037 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE
FEDERAL BUREAU	OF INVESTIGATION
Precedence: ROUTINE	Date: 03/21/2008
To: Finance	Attn:Building L (Enc)
From: Operational Technology Di	Vision QT-ERF
Contact:	
Approved By:	b6 b7C
Drafted By:	
Case ID #: (U) 268-HQ-1068430	(Pending)
Title: (U)	
(U) Synopsis: (E) To request contr proposed research.	act action to initiate the
(U) (E) Derived From Declassify	
(S) Ruclosure(s); (S)	
(S)	
Details: (U)	bi
	b3 b5 b7E
<u>(s)</u>	
(5)	
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To: ?? From: Operational Technology Division Re: (U) 268-HQ-1068430, 03/21/2008

entitled "Justification for Other Than Full and Open Competition" for this procurement.

\_\_\_\_\_\_ (0) (s) For informational purposes, the vendor \_\_\_\_\_\_\_ is listed.

(U) The Contracting Officer Technical Representative (COTR) for this procurement is Electronics Engineer (EE) and can be contacted at the Engineering Research Facility, located in Quantico, Virginia, for any questions.

LEAD(s):

Set Lead 1: (Action)

FINANCE

AT WASHINGTON, DC

(U) (X) The Finance Division, Engineering Contracts Unit, is requested to initiate procurement action.

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-18~2012 EY 65179/dmh/stp/as

. 01-31-2003)	DATE 10-18~2012 BY 65179/dmh/stp/as
FEDERAL BUREAU OF	INVESTIGATION
Precedence: PRIORITY	Date: 12/16/2010
To: Operational Technology Division	ATTN:
Finance Division	ATTN:
From: Operational Technology Division	I <u>/ Tracking Te</u> chnology Unit
Approved By:	
Drafted By:	
<b>Case ID #: 268-HQ-1068430</b>	
Title:	
Synopsis:	
Details:	

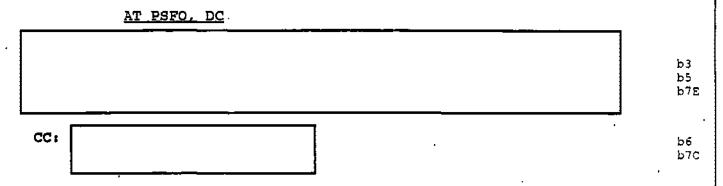
### LEAD(s):

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Set Lead 1: (Action)

FINANCE



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	<u>What information most valuable?</u>	What info least valuable, what's addition:	el commente:b3 b7E
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	-DATE: 10-18-2012 CLASSIFIED BY 55179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-18-2037 ALL INFORMATION CONTAINED
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FEDERAL BUREAU	OF INVESTIGATION
Precedence: ROUTINE	Date: 02/28/2011
To: Finance	Attn:
From: Operational Technology Div	Tracking Technology Unit
Contact:	b6 b7C
Approved By:	
Drafted By:	
(0) Case ID #: (9/ME) 268-HQ-10684:	30
Title: (S//NF)	
Synopsis: (S//NF)	
(S)	b1 b3
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Derived From : FBI NS Declassify On: 203503	
Enclosure(s): None	
Details: (S//NF)	
(S)	
(U//FOUO) It is requested that initiate contractual action to	the Engineering Contracts Unit
MT#31390	wpd
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	CELL/OTD 024583

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-18-2012 BY 65179/dmh/stp/as

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Rm A226 (Enc)   From: Operational Technology Division   (TTHI/OT-ERF-E   Contact:   Contact:   Approved By:   Contacted By:   Case ID #: 268-HQ-1068430 Title:   Synopsis:   Enclosure(s):	To: Finance Attn:	FE	DERAL BUREA	U OF INV	ESTIGA	TION	
Rm A226 (Enc)   From: Operational Technology Division   (TTU/OT-ERF-E   Approved By:   Contact:   Drafted By:   Case ID #: 268-HQ-1068430   Title:   Synopsis:   Enclosure(s):	Rm A226 (Enc)   From: Operational Technology Division   (TTU/OT-ERF-E   Approved By:   Contact:   Approved By:   Case ID #: 268-HQ-1068430   Title:   Synopsis:   Enclosure(s):	Precedence:	ROUTINE		Date:	10/19/2009	
From: Operational Technology Division Contact: Approved By: Drafted By: Case ID #: 268-HQ-1068430 Title: Synopsis: Enclosure(s):	From: Operational Technology Division TTU/OT-ERF-E Contact: Approved By: Drafted By: Case ID #: 268-HQ-1068430 Title: Synopsis: Enclosure(s):	To: Finance				nc)	
Drafted By: Case ID #: 268-HQ-1068430 Title: Synopsis: Enclosure(s): Details:	Case ID #: 268-HQ-1068430 Title:		ntact:	Division			
Enclosure(s):	Enclosure(s):	Case ID #: 2	68-HQ-1068430				
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			<u> </u>			_ <u></u>	

this procurement is EE \_\_\_\_\_ and can be contacted at the Engineering Research Facility, located in Quantico, Virginia, for any questions.

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To: Finance From: Operational Technology Division Re: 268-HQ-1068430, 10/16/2009

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Contracting Officers are responsible for ensuring that . b7E

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To: Finance From: Operational Technology Division Re: 268-HQ-1068430, 10/16/2009

LEAD(s):

Set Lead 1: (Action)

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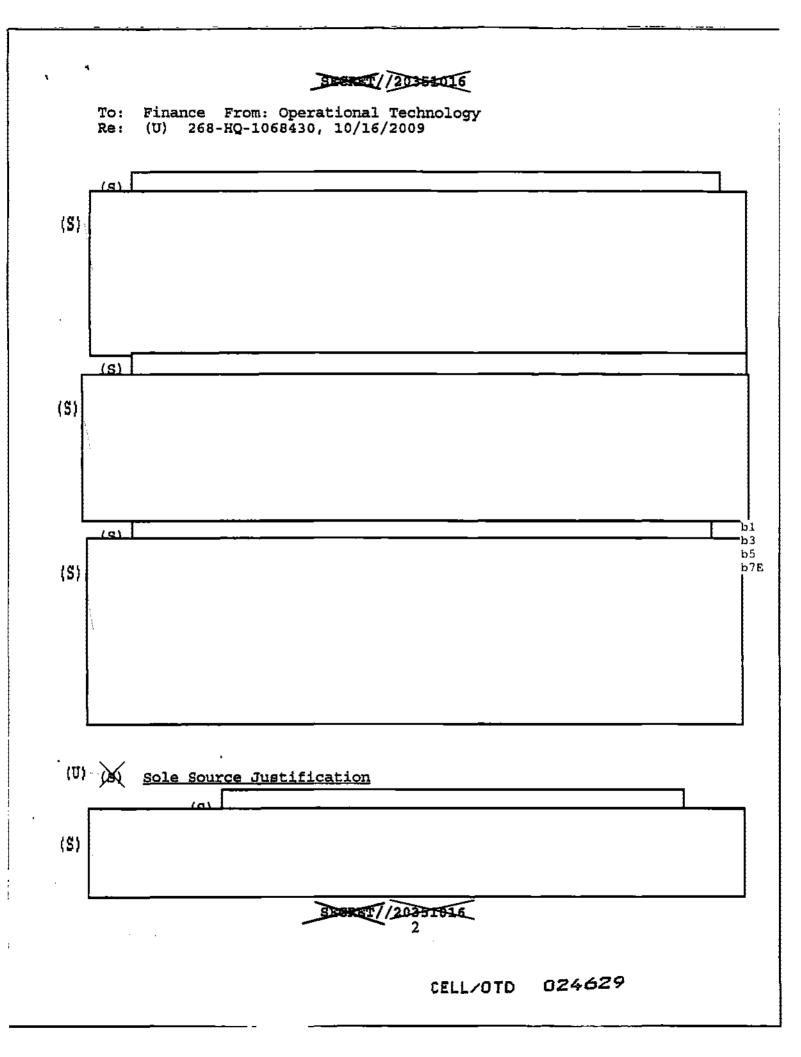
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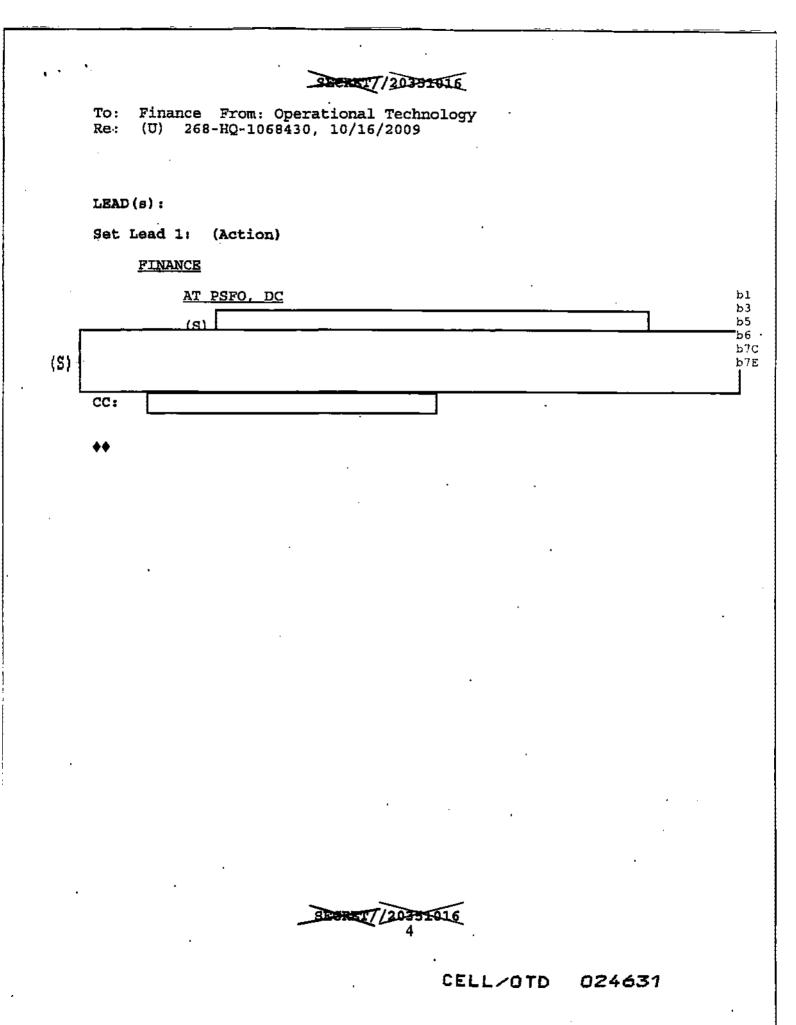
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i * (Rev. 05-01-2008)	DATE: 10-18-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-18-2037 SECRET7/20352016	ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE
FEDERAL BU	JREAU OF INVESTIGA	TION
Precedence: PRIORITY	Date:	10/16/2009
To: Finance	Attn: Rm B239, H	ERF-QT (Enc)
From: Operational Techn Contact:	Cloav	۲F
Approved By:		b6 b7C
Drafted By:		
Case ID #: (U) 268-HQ-1	068430	
Title: (U)		
Svnopsis: (S) (S) Derived From + Declassify On:	FBL NSTSCG 20090615 20351016	
(S)		b1 b3 b5 b7E
(U) Details: (X)		
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SHCNET / 20351016 Finance From: Operational Technology To: Re: (U) 268-HQ-1068430, 10/16/2009 Ъl (S) -ЪЗ b5 Ъ6 (U) The Contracting Officer Technical Representative (COTR)<sup>b7C</sup><sub>b7E</sub> for this procurement is Electronics Engineer (EE) and can be contacted at the Engineering Research Facility, located in Quantico, Virginia, for any questions. (U) Contracting Officers are responsible for ensuring that SECRET / /20331016 3



DATE: 10-18-2012 CLASSIFIED BY 65179/dmh/stp/as REASON: 1.4 (c,g) DECLASSIFY ON: 10-18-2037

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# FEDERAL BUREAU OF INVESTIGATION

	Precedence: ROUTINE Date: 07/16/2010	
	To: Finance Attn:	
	From: Operational Technology Division	
	Approved By:	Ъб Ь7С
( <b>U</b> )	Drafted By: Case ID #: (S//NE) 268-HQ-1068430	
(U)	Title: (S//NF)	
(S) ·	··	b1 b3
	Derived From + FBL NSISCG-20090615 Declassify On: 20350716	b5 b7Е
(ט) ו	Bnclosure(s): (S//NF) FD369.	
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	BECKETT/NORFORN/20350406	]
	CELL/07D 024625	

.~4 (Ref. 05-01-2008)

# SPENET//NOFORN/20350406

To: Finance From: Operational Technology Division (U) Re: (SMAR) 268-HQ-1068430, 07/16/2010

(U) The Contracting Officer Technical Representative (COTR) for this procurement is Electronics Engineer (EE) \_\_\_\_\_\_ and can be contacted at the Engineering Research Facility, located in Quantico, Virginia, for any questions.

(U)

LEAD(s):

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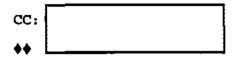
To: Finance From: Operational Technology Division

Set Lead 1: (Action)

FINANCE

AT WASHINGTON, DC

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FEDERAL BUREAU OF INVESTIGATION
Precedence: ROUTINE Date: 3/17/2010
To: Finance Attn:
From: Operational Technology Division
Approved By:
Drafted By:
Case ID #: 268-HQ-1068430
Title:
Synopsis:
b3         b5         b5         b6         b70
Details:
The Contracting <u>Officer Technical</u> Representative (COTR) for this procurement is <u>EE</u> and can be contacted at the Engineering Research Facility, located in Quantico, Virginia, for any questions.
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To: Finance From: Operational Technology Division Re: 268-HQ-1068430, 3/17/2010

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### Contracting Officers are responsible for ensuring that

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To: Finance From: Operational Technology Division Re: 268-HQ-1068430, 3/17/2010

LEAD(s):

Set Lead 1: (Action)

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