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To: [DL-CCE-HQ-EVERYONE-IN-THE-COMMAND](#)
Subject: FLASH NOTICE: Update to Improving Competition in Defense Procurements Memo (UNCLASSIFIED)
Date: Wednesday, May 11, 2011 4:41:00 PM
Attachments: [Improving Competition in Defense Procurements - Amplifying Guidance.pdf](#)
Importance: High

Classification: UNCLASSIFIED
Caveats: NONE

We have received additional guidance as it relates to the 24 November 2010 DPAP memo regarding the 30 day solicitation period and price negotiation requirements.

The amplifying guidance provided in the attached memo adjusts the original guidance to state:

1. If a solicitation is out for fewer than 30 days and only one offer is received, the contracting office shall cancel and re-solicit for an additional period of at least 30 days.
2. If a solicitation is open for at least 30 days and only one offer is received, the KO shall use price or cost analysis to make a fair and reasonable price determination. If the KO determines that negotiations are necessary, the basis for these negotiations shall either be certified cost or pricing data or data other than certified cost or pricing data, as appropriate.
3. It applies to all procurements above the SAT (services, supplies, and construction).
4. It applies to FAR/DFAR parts 8.4, 12, 13.5, 14, 15, and 16.5.

Please note, we are currently working with leadership to determine the need for the waiver and to define the internal protocols that the contracting offices will need to follow in order to be in compliance. There is an exception for 'emergency acquisitions' in this policy, for the 30 day solicitation period only, but until we finalize our local process, these exceptions will need to be identified through your chain of command to the PARC office for disposition.

Further guidance will be released in the near future.

Do not hesitate to contact the Policy and Compliance office with questions: DL-409CSB-HQ-CMD-PARCPolicy@eur.army.mil.

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