

FINDINGS AND DETERMINATION

Under Section 302(c)(10) of the Federal Property and Administrative Services Act of 1949, as Amended

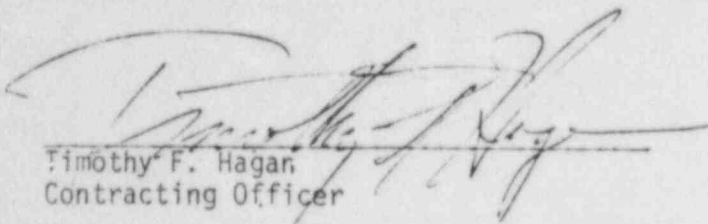
Findings

In accordance with the requirements of FPR, Part 1-3, I make the following findings:

1. The NRC proposes to procure by negotiation with Tayloe Associates an extension of stenographic reporting services provided under Contract No. NRC-17-83-399 for the period from March 15, 1984 through May 15, 1984. It is anticipated that this two-month extension of the contract will have no impact on the total estimated amount currently in the contract.
2. It was determined that the follow-on procurement for these services would be divided into two solicitations: one for reporting services in the Washington, D.C. metropolitan area, and one for services throughout the contiguous United States, excluding the Washington, D.C. area. The Invitation for Bids (IFB) for the Washington area is a total small business set-aside; the IFB for the out-of-town services is unrestricted. The Small Business Administration has appealed, to the Head of the Procuring Activity, the issuance of the unrestricted IFB. As a result of this appeal, the IFB has been suspended. Procurement by negotiation of the above described services is therefore necessary to prevent interruption of essential services pending review of the determination to issue the unrestricted IFB.
3. Use of formal advertising for procurement of the above described services is impracticable since it would be a duplication of competitive procurement procedures now in progress.
4. Interruption of this essential service would impair the hearing review process and jeopardize the NRC's ability to perform its regulatory function.

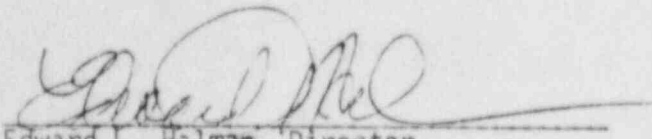
Determination

Based on the foregoing findings, I hereby determine that: (a) within the meaning of Section 302(c)(10) of the Federal Property and Administrative Services Act of 1949, as amended, the proposed contract is for services for which it is impracticable to obtain competition by formal advertising and (b) within the meaning of Public Law 98-72, dated August 11, 1983, as implemented by FPR Temporary Regulation No. 75, the requirement to synopsise this action is not applicable as the Commission's need for these services is of such an unusual and compelling urgency that the Government would be seriously injured if this action were publicized in the Commerce Business Daily in compliance with the required timeframes.


Timothy F. Hagan
Contracting Officer


Date

As required by paragraph 1-3.101(d) of the Federal Procurement Regulations and PCN 84-01, dated January 11, 1984, I have reviewed and (☒) approve, (☐) disapprove the above described non-competitive procurement and determination of nonapplicability of Public Law 98-72, respectively.


Edward L. Halman, Director
Division of Contracts


Date