

BROAD AGENCY ANNOUNCEMENT (BAA) - N00039-10-X-0002

SPACE AND NAVAL WARFARE SYSTEMS COMMAND (SPAWAR)

This publication constitutes a BAA as contemplated in Federal Acquisition Regulation (FAR) 6.102(d)(2). A formal Request for Proposals (RFP), solicitation, and/or additional information regarding this announcement will not be issued. SPAWAR will not issue paper copies of this announcement. SPAWAR reserves the right to select for award all, some, or none of the proposals submitted in response to this BAA. SPAWAR reserves the right to fund all, some, or none of the proposals submitted in response to this BAA. SPAWAR provides no funding for direct reimbursement of proposal development costs. Proposal materials (or any other material) submitted in response to this BAA will not be returned. It is the policy of SPAWAR to treat all proposals as sensitive competitive information and to disclose their contents only for the purposes of evaluation.

I. GENERAL INFORMATION

1. Agency Name

Space and Naval Warfare Systems Command
2.0 Contracts Directorate
4301 Pacific Highway
San Diego, CA 92110-3127

2. Current Research Opportunities

SPAWAR would like to receive proposals, consisting of a technical white paper and a cost estimate, that industry believes would be of interest to PEO C4I, PEO SPACE, PEO EIS, and JPEO JTRS. To better assist industry in identifying requirements, "Attachment 1 - PEO C4I Annual Science and Technology Requirements" has been included as an attachment. However, offerors are not limited to the topics within the aforementioned attachment and are encouraged to submit responses that might advance any of these program's scientific and technological capabilities.

3. Response Date

This announcement will close at 3:00PM Pacific Standard Time (PST) on 12 April 2011. Proposals may be submitted any time during this period unless a special notice is established. Proposals received after the aforementioned closing date will not be considered for award under this BAA.

4. Points of Contact

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5. Instrument Type

Awards may take the form of contracts, cooperative agreements, or other transaction agreements, as appropriate. Offerors are encouraged, when submitting a proposal, to specify any program office interest, if known.

II. AWARD INFORMATION

The dollar amount and period of performance of each selected proposal will vary depending on the research area and the technical approach to be pursued by the selected offeror.

III. ELIGIBILITY INFORMATION

Proposal submission is not restricted in any way to any particular entity. All interested offerors from academia and industry are eligible to submit a proposal. Historically Black Colleges and Universities, Minority Institutions (including Hispanic Serving Institutions and Tribal Colleges and Universities), as well as Small Businesses, HUBZone Small Businesses, Small Disadvantaged Businesses, Veteran-Owned Small Businesses (including Service-Disabled Veteran-Owned Small Businesses), and Women-Owned Small Businesses are encouraged to participate. However, no portion of this BAA is set aside for a specific group. BAA offerors may be foreign firms or may team with foreign firms as long as the firm meets the criteria in this BAA, and the Government is otherwise permitted to conduct business with the firm.

IV. APPLICATION AND SUBMISSION INFORMATION

The proposal submitted under this BAA should be for the conduct of unclassified basic research. However, confidential proposals are permitted. The Proposal submissions will be protected from unauthorized disclosure in accordance with FAR 15.207, applicable law, and DoD/DoN regulations. Offerors are expected to appropriately mark each page of their submission that contains proprietary information.

1. Proposal Format

- Paper Size – 8.5 x 11 inch paper
- Margins – 1” inch
- Spacing – 1.5 or double-spaced
- Font – Times New Roman, 12 point
- Number of Pages – The Technical Proposal should not exceed fifteen (15) pages. There is no page limit for the cost estimate. Limitations within sections of the proposal are indicated in the individual descriptions shown below. The cover page, table of contents, and resumes are excluded from the page limitations. Full Proposals exceeding the page limit may not be evaluated.

2. Proposal Preparation

Proposals shall consist of a technical white paper and a cost estimate. Proposals submitted in response to this solicitation must cite the BAA number, the topic name and the POC on the white paper cover page. For contract and agreement awards, it is anticipated that the proposed

statement of work (SOW) will be incorporated as an attachment to the resultant award instrument. To this end, such white papers must include a severable, self-standing SOW without any proprietary restrictions, which can be attached to the contract or agreement award.

3. Submission of Late Proposals

Proposals submitted electronically will be considered "late" unless the bidder or offeror completes the entire transmission of the bid or proposal prior to the due date and time for receipt of bids or proposals. This paragraph supplements the submission, modification and withdrawal of bids and proposals coverage found at FAR 52.212-1 "Instructions to Offerors--Commercial Items", FAR 52.214-7 "Late Submissions, Modifications, and Withdrawals of Bids", FAR 52.214-23 "Late Submissions, Modifications, Revisions, and Withdrawals of Technical Proposals under Two-Step Sealed Bidding", or the FAR 52.215-1 "Instructions to Offerors--Competitive Acquisition".

4. Submission of Proposals

Offerors shall submit their proposals electronically to SPAWAR under the instructions contained in this provision. Offerors shall submit their signed proposals as either scanned ("TIFF") or "PDF" documents except for the cost proposal, which shall be an MS Excel document. Electronic copies shall be submitted via the SPAWAR E-Commerce Central (SPAWAR E-CC). Offerors submitting electronic proposals (e-Proposals) shall register in the SPAWAR E-CC and select their own password in order to submit a proposal. Offerors are required to read the "Submitting a Proposal?" web page found in the SPAWAR E-CC. For information about "e-Proposal" submission, please visit the SPAWAR E-CC. The URL for the SPAWAR E-Commerce Central is <https://e-commerce.spawar.navy.mil>.

Each electronic file shall also be clearly marked to show the proposal volume number, solicitation number and offeror's name. E-Proposal files shall not contain classified data. The offeror's e-proposal shall be in accordance with the requirements set forth below: (1) Adobe Acrobat version 4.01 or greater shall be used to create the "PDF" files, EXCEPT FOR COST PROPOSALS WHICH WILL BE AN MS EXCEL DOCUMENT. (2) The proposal submission files may be compressed (zipped) into one, self-extracting file entitled "PROPOSAL.EXE" using WinZip version 6.3 or greater. (3) All information relating to cost and pricing type data shall be included only in the section of the proposal designated as the Cost Proposal. Under no circumstances shall cost and pricing type data be included elsewhere in the proposal. Paragraph cross-referencing between Cost Proposal paragraphs and technical/management proposal paragraphs is requested to provide clarity.

V. EVALUATION INFORMATION

1. Evaluation Criteria

Award decisions will be based on a competitive selection of proposals resulting from a scientific/technical review. Evaluations will be conducted using the following evaluation criteria, all of which are of equal importance:

- Overall scientific and technical merits of the white paper

- Potential naval relevance and contributions of the effort to the agency's specific mission
- Relevance to the requirements of PEO C4I, PEO SPACE, PEO EIS, and JPEO JTRS.
- The offeror's capabilities, related experience, facilities, techniques or unique combinations of these which are integral factors for achieving the white paper objectives
- The qualifications, capabilities and experience of the proposed Principal Investigator, team leader and key personnel who are critical in achieving the white paper objectives
- Independent relevant past performance.
- Technical Data Rights restrictions.
- The realism of the proposed cost and availability of funds

It is the policy of SPAWAR to ensure impartial, equitable, comprehensive scientific review and to select the respondent whose proposed approach meets the Government's technical and programmatic goals. Pursuant to FAR 35.016, the primary basis for selecting proposals for acceptance shall be technical, importance to agency programs, and fund availability.

2. Evaluation Process

White papers and cost estimates submitted under this BAA will be protected from unauthorized disclosure in accordance with FAR 3.104-5 and 15.207. The Government Subject Matter Expert(s) (SME) will perform the evaluation of technical proposals. Cost estimates will be evaluated by Government business professionals. If the white paper submitted is accepted for further consideration, a complete cost proposal will be requested. Restrictive notices notwithstanding, one or more support contractors may be utilized as SME technical consultants. Similarly, support contractors may be utilized to evaluate cost proposals. However, proposal selection and award decisions are solely the responsibility of Government personnel. Each support contractor's employee having access to technical and cost proposals submitted in response to this BAA will be required to sign a non-disclosure statement prior to receipt of any proposal submissions. (Proposals submitted in response to this BAA shall expressly state on the cover of its white papers and proposals that the Government may release these documents to the Government's support contractors for the sole purpose of assisting the Government in the administrative and/or evaluation of said documents.)

VI. INTELLECTUAL PROPERTY

Offerors responding to this BAA shall identify all aspects of the intellectual property; technical data, hardware, and software that it plans to generate, develop, and/or deliver under any proposed award instrument in which the Government will acquire less than unlimited rights, and to assert specific restrictions on those deliverables. Offerors shall follow the format under DFARS 252.227-7017 for this stated purpose. In the event that offerors do not submit such a list, the Government will assume that it automatically has unlimited rights to all intellectual property, technical data, hardware, and software developed under any award instrument. Furthermore, the Government will assume that it has unlimited rights to all intellectual property, technical data, hardware, and software developed under any award instrument that is not listed. Offerors are advised that the Government may use the list during the evaluation process to evaluate the impact of any identified restrictions. If no restrictions are intended, the offeror should state "NONE".

Offerors must include all documentation proving your ownership of or possession of appropriate licensing rights to all patented inventions (or inventions for which a patent application has been filed) that will be utilized under your proposal. If a patent application has been filed for an

invention that your proposal utilizes, but the application has not yet been made available to outside organizations and contains proprietary information, you may provide only the patent number, inventor name(s), assignee names (if any), filing date, filing date of any related provisional application, and a summary of the patent title.

VII. AWARD ADMINISTRATION INFORMATION

1. Administrative Requirements

Successful offerors not already registered in the Central Contractor Registry (CCR) will be required to register in CCR prior to award of any contract, cooperative agreement, or other transaction agreement. Information on CCR registration is available at <http://www.ccr.gov/>. SPAWAR reserves the right to fund all, some, or none of the white papers received under this BAA. The Government may incrementally fund any award issued under this BAA. SPAWAR provides no funding for direct reimbursement of technical paper development costs. Proposals (or any other material) submitted in response to this BAA will not be returned.

VIII. ADDITIONAL INFORMATION

1. Organizational Conflict of Interest (OCI)

The offeror(s) attention is directed to FAR Subpart 9.5 relating to organizational conflicts of interest. If applicable, prospective offeror(s) are requested to furnish with their technical papers information that may have a bearing on any existing or potential conflict of interest. It is the offeror(s) responsibility to identify and disclose conflicts of interest. The offeror(s) shall address any potential conflicts of interest in their proposals and include a plan to mitigate all conflicts of interest. The Government intends to evaluate the mitigation plan only of the apparent successful offeror(s) (if that offeror(s) has submitted a mitigation plan). The mitigation plan will not be part of the technical evaluation. However, the Government may reject proposals containing any organizational conflicts of interest not adequately mitigated. The proposed mitigation plan must mitigate all conflicts of interest such that the full scope of work contemplated in this solicitation may be performed by the contractor. If the offeror(s) was aware of OCI issues prior to award, or discovered other conflicts after award, and fails to disclose them, or misrepresents relevant information to the Contract Officer, the Government may terminate the offeror(s) for default, seek to debar the offeror(s) from Government contracts, or pursue other remedies permitted by law or this contract. An OCI mitigation plan, if submitted, should address but not be limited to the following information:

- How the company plans to identify and track actual or potential OCIs
- How source selection information or proprietary data will be physically safeguarded (e.g., locked file cabinets, safes, etc...)
- How company personnel working on the contract will be segregated from the rest of the company workforce and, if need be, report through separate chains of command;
- How data security measures, including computer workstations dedicated to the contract will be in separate, secure areas and require unique passwords for access;
- How the company handles an improper disclosure of sensitive information and how that is communicated to the Contracting Officer;
- How the OCI clause is flowed down to subcontractors and how that is administered;

- Training of personnel in their non-disclosure and procurement integrity responsibilities and penalties the company may impose if sensitive information is disclosed;
- The process the company goes through to obtain Non-Disclosure Agreements executed between it and subcontractors as well as those signed by company employees.

2. Unauthorized Disclosure

Proposals submitted under this BAA will be protected from unauthorized disclosure in accordance with FAR 3.104-5 and 15.207. Government personnel will perform the evaluation of technical papers. NO support contractors will be utilized as subject-matter-expert technical consultants, but may be used as support personnel. Proposal selection and award decisions are solely the responsibility of Government personnel. Each support contractor's employee having access to proposals submitted in response to this BAA will be required to sign a non-disclosure statement prior to receipt of any proposal submissions.