



THE ASSISTANT SECRETARY OF THE NAVY
Research Development and Acquisition
1000 Navy Pentagon
Washington DC 20350-1000

MAR 2 2007

MEMORANDUM FOR DIRECTOR, DEFENSE CONTRACT MANAGEMENT
AGENCY

Subj: Delegation of Section 842 One-Time Waiver Authority

In accordance with the USD(AT&L) memorandum, Berry Amendment Compliance for Specialty Metals dated June 1, 2006, DCMA is responsible for evaluating and approving contractors' corrective action plans submitted on a broad basis, i.e., those plans that cover an entire segment, sector, or corporation. In those cases where DCMA has the responsibility to review and approve contractor corrective action plans, I delegate the authority to approve one-time waivers for the Department of the Navy pursuant to Section 842(b)(1)(B) of the FY 2007 National Defense Authorization Act (P.L. 109-364) to the Director, DCMA, with power of redelegation to a position not below Flag/SES level.

For purposes of such one-time waiver approvals, I determine and hereby designate the DCMA administrative contracting officer responsible for review and approval of the corrective action plan to be the "contracting officer for the contract," as that term is used in Section 842(b). Further, I authorize this DCMA administrative contracting officer, with power of redelegation to other DCMA administrative contracting officers directly responsible for specific affected contracts, to disposition withholds associated with prior conditional acceptances due to noncompliance with Specialty Metal restrictions on contracts awarded on or before November 15, 2006.

This action recognizes that DCMA's unique organizational construct (Divisional and Corporate Administrative Contracting Officers) affords us the opportunity to more efficiently process these determinations and approvals while achieving the desired results in a controlled, consistent, and equitable fashion.

A handwritten signature in black ink, reading "Delores M. Etter".

Delores M. Etter

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