



DEPARTMENT OF THE NAVY  
OFFICE OF THE ASSISTANT SECRETARY  
RESEARCH, DEVELOPMENT AND ACQUISITION  
1000 NAVY PENTAGON  
WASHINGTON DC 20350-1000

FEB 12 2008

MEMORANDUM FOR DISTRIBUTION

Subject: Class Deviation – Suspension of the Price Evaluation Adjustment for Small Disadvantaged Businesses

Encl: (1) DPAP Memorandum dated February 8, 2008

Enclosed for information and action is the DPAP Class Deviation 2008-O0001 regarding the suspension of the price evaluation adjustment for small disadvantaged businesses for a period of one year beginning March 10, 2008. The suspension period for the previous class deviation expires March 9, 2008.

Please contact Katherine Petersen at (703) 614-9641 if there are any questions regarding this memorandum.

  
M. E. Miggard  
Chief of Staff/Policy  
for DASN(A&LM)

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OFFICE OF THE UNDER SECRETARY OF DEFENSE  
3000 DEFENSE PENTAGON  
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In reply refer to  
DAR Tracking Number 2008-O0001

MEMORANDUM FOR COMMANDER, UNITED STATES SPECIAL OPERATIONS  
COMMAND (ATTN: ACQUISITION EXECUTIVE)  
COMMANDER, UNITED STATES TRANSPORTATION  
COMMAND (ATTN: ACQUISITION EXECUTIVE)  
DEPUTY ASSISTANT SECRETARY OF THE ARMY  
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SUBJECT: Class Deviation - Suspension of the Price Evaluation Adjustment for Small  
Disadvantaged Businesses

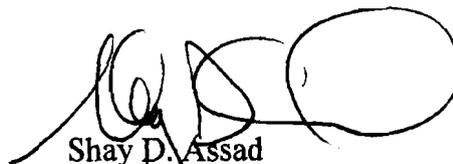
Department of Defense (DoD) contracting activities shall continue to suspend the use of the price evaluation adjustment for small disadvantaged businesses (SDBs) in DoD procurement, as prescribed in the Federal Acquisition Regulation (FAR) subpart 19.11 and Defense Federal Acquisition Regulation Supplement (DFARS) subpart 219.11. The suspension is in effect for a one-year period 30 days after the date of this deviation and specifically applies to solicitations issued from March 10, 2008 through March 9, 2009. The current deviation authority expires on March 9, 2008.

Subsection 2323(e) of title 10, United States Code (U.S.C.), as amended by section 801 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 and section 816 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003, requires DoD to suspend the regulation implementing the authority to enter into a contract for a price exceeding fair market cost if the Secretary determines at the beginning of the Fiscal Year that DoD achieved or exceeded the five percent goal established in 10 U.S.C. 2323(a) in the most recent fiscal year for which data are available. Based on the current available data for Fiscal Year 2007, the determination is made that DoD exceeded the five percent goal established in 10 U.S.C. 2323(a) for contract awards to SDBs. Accordingly, use of the price evaluation adjustment prescribed in FAR 19.11 and DFARS 219.11 is suspended for DoD.



Enclosure (1)

My staff point of contact for this subject is Ms. Susan Pollack at (703) 697-8336  
or [susan.pollack@osd.mil](mailto:susan.pollack@osd.mil).

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Shay D. Assad  
Director, Defense Procurement  
and Acquisition Policy