9 December 2021

***[NOTE: Wording in bright red is text that should be changed in the CTAR. Wording formatted in burgundy italicized brackets, such as this, is for instructional use only and should be deleted prior to submitting.***

***Wording in grey text is linked throughout the document and should be populated in the subject line or deleted.]***

**TEMPLATE INSTRUCTIONS (UNSANITIZED REPORT)**

**(Delete this instruction text box prior to using the template)**

* **This template represents the minimally acceptable content and form of a Commerciality and Technical Analysis Report (UNSANITIZED).**
* **This template provides a standardized report format for the Agency. Do not change any of the TEMPLATE SECTION names or their sequence in the report.**
* **If a TEMPLATE SECTION does not apply (DO NOT DELETE), enter Not Applicable, N/A, None, or a brief statement as appropriate. EXAMPLES:** 
  + **REFERENCES: Not Applicable**
  + **ATTACHMENTS: None**
  + **SUMMARY OF DCAA AUDIT REPORT: DCAA did not issue an audit report for this action.**
* **Add a NEW SECTION if other pricing considerations do not fit into any of the sections in the template.**
* **Do not delete a TEMPLATE SECTION and then add a similar NEW SECTION with a different name.**
* **The RED text within the symbols < and > are instructional only. Either replace the <RED text> with the appropriate information in BLACK text or delete the <RED text>.**

*[If this is effort involves a* ***nontraditional defense contractor*** *and IAW DFARS 252.215-7010(b)(1)(ii)(E). State whether DCMA received a statement from the contractor affirming that the entity is not currently performing and has not performed, for at least the 1-year period preceding the solicitation of sources by DoD for the procurement or transaction, any contract or subcontract for DoD that is subject to full coverage under the cost accounting standards prescribed pursuant to 41 U.S.C. 1502 and the regulations implementing such section].*

|  |  |
| --- | --- |
| Controlled by: | DCMA |
| Controlled by: | CIG & DCMAP-CX |
| CUI Category: | PROCURE//PROPIN |
| Distribution/Dissemination Control: | FED ONLY |
| POC: | <Analyst or Engineer’s email address and Phone number> |

**MEMORANDUM FOR:** DCMA Commercial Item Group

NAME OF DCMA CIG Contracting Officer (For C and C&P cases) or NAME OF DCMA CIG Price/Cost Analyst (For P only cases)

Address (of applicable person above)

City, State Zip Code

cc: Name of CIG Price Cost Analyst (For C&P cases only)

**Subject**: Commercial and Technical Analysis Report (CTAR) for [Prime Contractor Name] ([Prime Contractor Cage]): RFP # [RFP #](if applicable), Subcontractor [Supplier Name] (if applicable), ([Supplier Cage]), [Program Name], Product(s)/Service(s) reviewed

# EXECUTIVE SUMMARY OF FINDINGS

This report summarizes the DCMA Commercial Item Group’s (CIG) Commerciality and Technical Analysis of Prime/Supplier Name and *Product(s)/Service(s)* (Part #123). (IF COMMERCIAL SUB) Based on the Prime Contractor’s Commercial Determination (CID) package, Supplier’s commercial assertion, and DCMA CIG’s commerciality and technical assessment the DCMA CIG makes the following observations and recommendations: (IF COMMERCIAL PRIME) Based on the Prime Contractor’s Commercial Justification (CIJ) package and DCMA CIG’s commerciality and technical assessment, the DCMA CIG makes the following observations and recommendations:

1. Explicitly state whether we recommend the product or service to be commercial or not and FAR 2.101 definition we recommend using.
2. Key Summary 1.
3. Key Summary 2.
4. Key Summary 3…
5. Explicitly state whether or not the prime contractor provided a commercial determination for their supplier, the FAR 2.101 definition asserted, and if they exercised reasonable business judgment by providing evidence of their market research consistent with DFARS 244.402.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Prime Contractor P/N | Subcontractor P/N | NSN | Nomenclature | DCMA CIG  Recommendation |
|  |  |  |  | (i.e., Paragraph 1,  Paragraph 3(i); non-commercial) |

The commercial recommendation provided in this CTAR does not constitute a Commercial Determination (CID). DCMA’s CTAR provides information to the DCMA CIG Contracting Officer and supports whether the proposed product(s)/service(s) meet the FAR 2.101 definition of a commercial product or commercial service based on the engineer’s opinion. The Contracting Officer has the ultimate determination authority for all CIDs per DFARs 212.102(a)(i). Please refer to the CID issued for the part(s)/service(s) discussed in this report.

*[TRY TO KEEP THE EXECUTIVE SUMMARY ON THE FIRST PAGE! IF IT DOESN’T FIT, YOU ARE PROBABLY INCLUDING TOO MUCH DETAIL.*

*NOTE: You must distinguish between (1)(i) and (1)(ii), and between (3)(i) and (3)(ii) for the commercial product definition. The DCMA CIG KOs must obtain approval at one level above the contracting officer when a commercial determination relies on subsections (1)(ii), (3), (4) of the commercial product definition or (2) of the commercial service definition at FAR 2.101 (DFARS 212.102(a)(i)(C)).]*

# CASE INFORMATION

|  |  |
| --- | --- |
| **DCMA CIG PMC Case Number** | S5113AXXCXXXX |
| **Prime Contractor Name** | [Prime Contractor Name] |
| **Prime Contractor CAGE Code** | [Prime Contractor Cage] |
| **Subcontractor Name** | [Supplier Name] (Delete Row if N/A) |
| **Subcontractor CAGE Code** | [Supplier Cage] (Delete Row if N/A) |
| **Proposal/RFP Number** | [RFP #] |
| **Proposal Date** |  |
| **Proposal Amount** |  |
| **Program Name** | [Program Name] |

# REFERENCES

*[This section should contain a list of documents or other sources referenced in, but not attached to, the report, and should identify all references/resources used in the analysis and recommendation (i.e. all applicable market research, catalogs, websites, quotes, documentation of all written and verbal conversations, etc.). Ensure all references are included in the case file.]*

1. Document name and other relevant information about the reference (e.g., Date)
2. Document name and other relevant information about the reference (e.g., Date)
3. Document name and other relevant information about the reference (e.g., Date)

# CONTRACTOR’S COMMERCIAL ASSERTION PACKAGE

This section is used to summarize the Prime Contractor’s Commercial Determination of a Supplier’s assertion for commerciality OR Prime Contractor’s Commercial Justification when proposing a commercial product/service at the prime level. At a minimum the FAR 2.101 definition that was used for the CID/CIJ should be identified. Suggest one paragraph for prime and a second paragraph for supplier assertion (if applicable).

If the case is pre-RFP, then use the following:

The case assigned is pre-Request for Proposal (RFP), and the contractor was not requested or required to provide a CID/CIJ.

# STATEMENT OF ADEQUACY OF CONTRACTOR’S SUBMISSION

**Prime Proposals Evaluation**

The DCMA CIG engineer reviewed [Prime Contractor Name]’s CID/CIJ package. Explicitly state whether or not the prime contractor provided a commercial determination for their supplier, any deficiencies, and if they exercised reasonable business judgment by providing evidence of their market research justifying their assertion consistent with DFARS 244.402.

*[****Engineers should review Adequacy Checklist Item 18 (IAW DFARS 252.215-7009, Proposal Adequacy Checklist, Item 18 a – c). The narrative in this section should match the Proposal Adequacy (Commercial Item Checklist)]***

*Has the offeror submitted an exception to the submission of certified cost or pricing data for commercial items proposed either at the prime or subcontractor level, in accordance with provision 52.215-20?*

*IAW DFARS 252.215-7009, Proposal Adequacy Checklist, Item 18:*

*a. Has the offeror specifically identified the type of commercial item claim (FAR 2.101 commercial item definition, paragraphs (1) through (8)), and the basis on which the item meets the definition?*

*b. For modified commercial items (FAR 2.101 commercial item definition paragraph (3)); did the offeror classify the modification(s) as either—*

*i. A modification of a type customarily available in the commercial marketplace (paragraph (3)(i)); or*

*ii. A minor modification (paragraph (3)(ii)) of a type not customarily available in the commercial marketplace made to meet Federal Government requirements not exceeding the thresholds in FAR 15.403-1(c)(3)(iii)(B)?*

*c. For proposed commercial items “of a type”, or “evolved” or modified (FAR 2.101 commercial item definition paragraphs (1) through (3)), did the contractor provide a technical description of the differences between the proposed item and the comparison item(s)?]*

*[The prime contractor’s submission adequacy review must include an explicit statement on the information received for an analysis. Select one of the following statements and delete the other two:]*

1. The initial proposal received was adequate to support a recommended position for negotiation.

*OR*

1. The initial proposal received was inadequate to support a recommended position for negotiation, however DCMA CIG requested and received [and/or discovered through independent market research] additional information which was sufficient to support a recommended position for negotiation. *[State reason why it was inadequate, see examples of findings in the DCMA CACO/DACO/ACO Template for Proposal Findings document]*

*OR*

1. The initial proposal and information received (or no response was received) was so deficient to preclude a recommended position. DCMA CIG [was/was not] able to gain sufficient information through independent market research to provide a recommended position. DCMA's independent market research does not relieve the contractor from its requirement to submit an adequate proposal (if applicable). *[State reason why it was inadequate, see examples of findings in the DCMA CACO/DACO/ACO Template for Proposal Findings document]*

*If there are proposal deficiencies identified, the Analyst shall send an email to the DCMA CACO/DACO/ACO (See Template for Proposal Findings document.)*

If this is a Pre-Solicitation effort this section is Not Applicable*.* However, DCMA recommends the Contracting Officer includes the following DFARS provision in their solicitation.

“As prescribed in 215.408(5)(i) use the basic or alternate of the provision at 252.215-7010, in lieu of the provision at FAR 52.215-20, in solicitations, including solicitations using FAR part 12 procedures for the acquisition of commercial items.”

# PRIME CONTRACTOR BUSINESS SYSTEMS

**[Complete this section is this is a C only case. If this is a C&P case, this section will be addressed in the CPR]**

|  |  |  |  |
| --- | --- | --- | --- |
| **System**  **Description** | **Status** | **Date of CO Determination** | **Responsible Agency**  **& Authority** |
| Estimating |  |  | DCMA – DFARS 215.407-5-70 |
| Purchasing |  |  | DCMA – DFARS 244.3 |

<This section should contain>:

* If there are no business system deficiencies then don’t include any narratives in this section
* If there are Purchasing and/or Estimating business system deficiencies then include the following statement:

For additional information regarding the Purchasing and/or Estimating system deficiencies, please review CBAR or contact the cognizant DCMA Administrative (Divisional/Corporate) Contracting Officer, ACO/DACO/CACO.

* + Include ACO/DACO/CACO contact information (name, phone, email)

# DCMA TECHNICAL ANALYSIS

*[This section can be organized however the analyst/engineer deems appropriate; however, ensure all of the topic below are covered and the commercial recommendation section is included as its own section.]*

Proposed Product(s) Overview:

This section is used when buying products; it is also used when service definition 1 is applicable to show that there is a commercial product being supported. Briefly describe the function of the product(s) within the overall system. If possible, include a picture of the part or diagram in Figure 1:

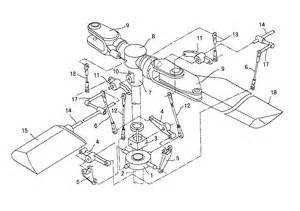


Figure 1: Rotorhead Drawing

Market Research:

Provide a summary of the market research performed and the results of the market research; ensure Market Research data is included in the Case File and identify any websites used in this section. Include a discussion on how the product {or of-a-type product} is used by the general public, how common it is, how much competition exists, alternate suppliers, potential sales volume etc… Any information found related to quantities sold is beneficial. Identify factors that will drive cost/price differences between the proposed price and the similar to price. Discuss any prior CIG analyses completed in support of a similar product/service and discuss its relevance.

*[This section should contain the following information if applicable:]*

* Identify sources in the industry and/or marketplace & where the marketplace is headed.
* Identify any significant changes in the marketplace (past and potential)
* Identify alternate market sources offering the identical P/N for sale
* Identify like/similar alternative products, description of possible alternate P/N’s technical capabilities, or other critical information that would help the customer

Analysis:

This is the section that is used to provide information to the DCMA CIG Contracting Officer and the buying activity to describe the *Product* being procured and comparable commercial products. The use of figures, illustrations, tables, and comparisons is highly recommended. Table 1 is used to illustrate the offered product and possible commercial equivalents. Table 1 is an example of a format used to compare a *Product* based on platform. Try to find comparable products from DIFFERENT SUPPLIERS.

Table 1: Title

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  |  |  |  |  |  |  |
| Helicopter | Black Hawk | S-76 | S-92 | HAL Dhruv | EC225/725 Super Puma MII + | Augusta AW-139 |
| Supplier | XXXX | XXXX | XXXX | YYYY | YYYY | YYYY |
| 123 system | info | info | info | info | info | info |
| Customer | Military | Commercial | Military/ Commercial | Military and Commercial | Commercial (EC225) and Military (EC725) | Commercial |
| Type | Utility | Search and Rescue / Utility | Transport/Utility | Utility | Civil Range | Transport |

Table 2 is an example of a format that provides a comparison of *Products.*

Table 2: *Product* Comparison

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Requirement:** | **Picture of Box 1** | **Picture of Box 2** | **Picture** | **Picture** | **Picture** | **Pricing Impact** |
| Supplier | ACME | Widgets R Us | Box Inc |  |  |  |
| 1 Power | 10 W | 12 W | 10 W | Spec info | Spec info |  |
| 2 Weight | 13 lb | 22 lb | 15 lb | Spec info | Spec info |  |
| 3 MIL STD 1234 | Yes | No | Yes | Spec info | Spec info |  |
| 4 | Spec info | Spec info | Spec info | Spec info | Spec info |  |
| 5 | Spec info | Spec info | Spec info | Spec info | Spec info |  |
| 6 | Spec info | Spec info | Spec info | Spec info | Spec info |  |
| 7 | Spec info | Spec info | Spec info | Spec info | Spec info |  |

The following information should support the analysis of the above table to assist with the recommendation. Explain what the table(s) are showing us and how significant any differences/similarities are.

If there are modifications, describe the modifications and provide technical details. Include drawings (if available), pictures, figures, etc… and discuss the scope of work required to make the modification (labor, materials, testing, manufacturing processes, etc…). State whether or not the modification is major or minor if it is a government-unique requirement (subjective, but backed by data – do not use the configuration management definition of a modification). Discuss any military requirements, the operating environment, etc… If the product has a National Stock Number (NSN), include NSN data including the criticality code, demilitarization code, and controlled item inventory code.

If the modification is customarily available to any customer, describe the types of modifications available to the general public and include any applicable evidence.

If performing an evaluation for a proposed service, it is recommended that you include a Terms & Conditions (T&C) Comparison Table to evaluate the proposed T&Cs with the standard/customary T&Cs. Discuss similarities/differences between T&Cs.

Proposed Service(s) Overview and Market Research:

Describe the scope of work and the marketplace for the same or similar services.

Analysis:

To decide which definition applies, write a detailed answer to the questions shown for each of the three “commercial service” definitions, and describe substantiating evidence:

Service definition 1 analysis (If the answer to either question is NO, then Service Definition 1 doesn’t apply):

* Does the source of the services provide similar services contemporaneously to the general public?
* Are the terms and conditions used in the supplier’s commercial contracts similar to those offered to the government?

Service definition 2 analysis (If the answer to any question is NO, then Service Definition 2 doesn’t apply):

* Are the offered services of a type offered and sold competitively in the commercial marketplace?
* Is the price based on established catalog or market prices for specific tasks performed or specific outcomes to be achieved?
* Is the service being offered under standard (commercial) terms and conditions?

[If Service Definition 2 applies, then include the following text:

FAR 15.403-1(c)(3)(ii)(A) requires that when services are “of a type”, they may be considered commercial services “only if the contracting officer determines in writing that the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price of such services.”]

Service definition 3 analysis (If yes, then this definition applies): Does the service meet definition 1 or 2 above and is also being transferred between or among separate divisions, subsidiaries, or affiliates of a contractor?

Commercial Recommendation:

*[****This section must be included in the final CTAR.*** *Remember to connect the dots for the KO and/or non-technical reader. Do not assume that others have the same knowledge base as you. Use the following tables as guidelines to assure there is substantiation for each part of the applicable definition that is determined. Use the right part of the check boxes to provide short bullets that substantiate the box being checked.* ***Only include the definitions that are applicable for the product or service being reviewed. Delete the other definitions from the report****. All boxes within a definition must be checked in order for the product or service to meet the definition. For multiple products/services, please group products and services by the applicable definition paragraph number as discussed with the assigned DCMA CIG Contracting Officer.]*

Summarize how the above information fits or does not fit the FAR 2.101 commercial product or commercial service definitions. Recommend which part of the FAR definition (e.g., 3(ii)) you consider the product/service to fall under. If our recommendation is different than the contractor’s assertion, state the reasons why. \*\*If recommending other than commercial state why each commercial product definition (1-6) or commercial service definition (1-3) is not satisfied in one brief paragraph – do not need to include the definition checkboxes.

Commercial Product(s):

Definition 1(i): Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (1)(i) of the definition, which reads as follows:

*(1) A product, other than real property, that is of a type customarily used by the general public or by nongovernmental entities for purposes other than governmental purposes, and—*

*(i) Has been sold, leased, or licensed to the general public.*

|  |  |
| --- | --- |
| Is the product of a type customarily used by the general public or non-government entities for purposes other than governmental purposes?  Has the product itself been sold, leased, or licensed to the general public? *or*  Has an of-a-type product been sold, leased, or licensed to the general public? | Substantiate how the proposed and of a type product(s) are similar (form, fit, function, features, specs, etc)  Substantiate where the product or of-a-type product has been sold, leased, or licensed to the general public. |

Definition 1(ii): Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (1)(ii) of the definition, which reads as follows:

*(1) A product, other than real property, that is of a type customarily used by the general public or by nongovernmental entities for purposes other than governmental purposes, and—*

*(ii) Has been offered for sale, lease, or license to the general public;*

|  |  |
| --- | --- |
| Is the product of a type customarily used by the general public or non-government entities for purposes other than governmental purposes?  Has the product itself been offered for sale, lease or license to the general public? or  Has an of-a-type product been offered for sale, lease, or license to the general public? | Substantiate how the proposed and of a type product(s) are similar (form, fit, function, features, specs, etc)  Substantiate where the product or of-a-type product has been offered for sale, lease, or license to the general public. |

Definition 2: Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (2) of the definition, which reads as follows:

*(2) A product that evolved from a product described in paragraph (1) of this definition through advances in technology or performance and that is not yet available in the commercial marketplace, but will be available in the commercial marketplace in time to satisfy the delivery requirements under a Government solicitation;*

|  |  |
| --- | --- |
| Has the product evolved from a product that meets definition 1 above, but is not yet available in the commercial marketplace?  Will the product be available in the commercial marketplace in time to satisfy delivery requirements under a Government solicitation? | Substantiate per definition 1 above the product from which the proposed product evolved.  Substantiate when the evolved product will be available in the commercial marketplace and when the delivery requirements under a Government solicitation will occur. |

Definition 3(i): Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (3)(i) of the definition, which reads as follows:

*(3) A product that would satisfy a criterion expressed in paragraph (1) or (2) of this definition, except for—*

*(i) Modifications of a type customarily available in the commercial marketplace*; [or]

|  |  |
| --- | --- |
| Does the proposed product meet definition 1 or 2 except for modification(s)?  Are the modification(s) customarily available in the commercial marketplace? | State which definition applies (but for modifications).  List the modifications and  substantiate where each is commercially available. |

Definition 3(ii): Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (3)(ii) of the definition, which reads as follows:

*(3) A product that would satisfy a criterion expressed in paragraph (1) or (2) of this definition, except for—*

*(ii) Minor modifications of a type not customarily available in the commercial marketplace made to meet Federal Government requirements. “Minor modifications” means modifications that do not significantly alter the nongovernmental function or essential physical characteristics of an product or component, or change the purpose of a process.*

Note: The following requirements apply to minor modifications defined in paragraph (3)(ii) of the definition of a commercial product at 2.101 that do not change the product from a commercial product to an other than commercial product:

|  |  |
| --- | --- |
| Does the proposed product meet definition 1 or 2 except for modification(s)?  Are the modifications minor modification(s) of a type not customarily available in the commercial marketplace made to meet Federal Government requirements?  Do the modifications NOT significantly alter the product’s nongovernment function or essential physical characteristics? | State which definition applies (but for modifications).  List the modifications and explain why each is minor (i.e. estimate the dollar value of the modification)  Add FAR 15.403-1(c)(3)(iii)(C) requirement for certified cost or pricing data |

15.403-1 (c)(3)(iii)(C) – For acquisitions funded by DoD, NASA, or Coast Guard such modifications of a commercial product are not exempt from the requirement for submission of certified cost or pricing data on the basis of the exemption provided for at 15.403-1(c)(3) if the total price of all such modifications under a particular contract action exceeds the greater of the threshold for obtaining certified cost or pricing data in 15.403-4 or 5 percent of the total price of the contract at the time of contract award.

Definition 4: Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (4) of the definition, which reads as follows:

*(4) Any combination of products meeting the requirements of paragraph (1), (2), or (3) of this definition that are of a type customarily combined and sold in combination to the general public;*

|  |  |
| --- | --- |
| Does the proposed product meet the definition of a combination of paragraphs (1), (2), or (3) that are of a type customarily combined and sold in combination to the general public? | List all of the products included in the combination and state which definition applies to each. |

Definition 5 is: *A product, or combination of products, referred to in paragraphs (1) through (4) of this definition, even though the product, or combination of products, is transferred between or among separate divisions, subsidiaries, or affiliates of a contractor.*

|  |  |
| --- | --- |
| Does the product, or combination of products, meet the definition in paragraphs (1) through (4)?  Is this product, or combination of products, transferred between or among separate divisions, subsidiaries, or affiliates of a contractor? | (1) Substantiate which of the above definitions are included  (2) Substantiate evidence for the definition above that applies (1-4)  (3) Substantiate whether the products are interdivisional, subsidiaries or affiliates of the contractor. |

Based on DCMA’s analysis above, [Part number/description] meets the requirements of Para. (6) of the definition, which reads as follows:

*(6) A nondevelopmental item, if the procuring agency determines the product was developed exclusively at private expense and sold in substantial quantities, on a competitive basis, to multiple State and local governments or to multiple foreign governments.*

|  |  |
| --- | --- |
| Is the item a nondevelopmental item?  Was the item developed exclusively at private expense?  Has the item been sold in substantial quantities, on a competitive basis, to multiple State and local governments? | Substantiate evidence that the items were  (1) developed exclusively at private expense  (2) sold in substantial quantities  (3) on a competitive basis  (4) to multiple state and local Governments: |

Commercial Service(s):

Definition 1: Based on these considerations, the requirements of Para. (1) of the definition, which reads as follows:

(1) Installation services, maintenance services, repair services, training services, and other services if—

(i) Such services are procured for support of a commercial product as defined in this section, regardless of whether such services are provided by the same source or at the same time as the commercial product; and

(ii) The source of such services provides similar services contemporaneously to the general public under terms and conditions similar to those offered to the Federal Government;

|  |  |
| --- | --- |
| Are the services procured for support of a commercial product regardless of whether such services are provided by the same source or at the same time as the commercial product?  Does the source of such services provide similar services contemporaneously to the general public under terms and conditions similar to those offered to the Federal Government? | Substantiate description of service(s)  Substantiate the product for which such services are procured  Substantiate that the product being supported is commercial or has been determined commercial (services do not have to be provided by the same source or at the same time as the product)  Substantiate where the source of such services provides similar services contemporaneously to the general public  Substantiate where these similar services are provided under terms and conditions similar to those offered to the Federal Government; |

Definition 2: Based on these considerations, the requirements of Para. (2) of the definition, which reads as follows:

(2) Services of a type offered and sold competitively in substantial quantities in the commercial marketplace based on established catalog or market prices for specific tasks performed or specific outcomes to be achieved and under standard commercial terms and conditions. For purposes of these services—

(i) Catalog price means a price included in a catalog, price list, schedule, or other form that is regularly maintained by the manufacturer or vendor, is either published or otherwise available for inspection by customers, and states prices at which sales are currently, or were last, made to a significant number of buyers constituting the general public; and

(ii) Market prices means current prices that are established in the course of ordinary trade between buyers and sellers free to bargain and that can be substantiated through competition or from sources independent of the offerors;

|  |  |
| --- | --- |
| Is the service of a type:  Offered and sold competitively in the commercial marketplace?  Sold in substantial quantities in the commercial marketplace based upon established catalog or market prices for specific tasks performed or specific outcomes to be achieved?  Are the services proposed using standard commercial terms and conditions? | (1) Substantiate of a type services that are offered and sold in the commercial marketplace  (2) Substantiate where these of a type services are sold competitively in the commercial marketplace  (3) Substantiate where these of a type services are sold in substantial quantities in the commercial marketplace based on established catalog or market prices for specific tasks performed or specific outcomes to be achieved  (4) Substantiate that the proposed services are proposed using standard commercial terms and conditions. |

Definition 3: Based on these considerations, the requirements of Para. (3) of the definition, which reads as follows:

(3) A service referred to in paragraph (1) or (2) of this definition, even though the service is transferred between or among separate divisions, subsidiaries, or affiliates of a contractor.

Installation services, maintenance services, repair services, training services, and other services if--

(i) Such services are procured for support of an product referred to in paragraph (1), (2), (3), or (4) of this definition, regardless of whether such services are provided by the same source or at the same time as the product; and

(ii) The source of such services provides similar services contemporaneously to the general public under terms and conditions similar to those offered to the Federal Government;

|  |  |
| --- | --- |
| Does the service meet the definition in paragraphs (1) or (2)?  Is this service transferred between or among separate divisions, subsidiaries, or affiliates of a contractor? | (1) Substantiate which of the above definitions are included  (2) Substantiate evidence for the definition above that applies (1-4)  (3) Substantiate whether the products are interdivisional, subsidiaries or affiliates of the contractor. |
| Is the service of a type:  Offered and sold competitively in the commercial marketplace?  Sold in substantial quantities in the commercial marketplace based upon established catalog or market prices for specific tasks performed or specific outcomes to be achieved?  Are the services proposed using standard commercial terms and conditions? | (1) Substantiate of a type services that are offered and sold in the commercial marketplace  (2) Substantiate where these of a type services are sold competitively in the commercial marketplace  (3) Substantiate where these of a type services are sold in substantial quantities in the commercial marketplace based on established catalog or market prices for specific tasks performed or specific outcomes to be achieved  (4) Substantiate that the proposed services are proposed using standard commercial terms and conditions. |

\*\*FAR 15.403-1(c)(3)(ii)(A) requires that when services are “of a type”, they may be considered commercial products “only if the contracting officer determines in writing that the offeror has submitted sufficient information to evaluate, through price analysis, the reasonableness of the price of such services.”

*[If recommending a product or service as noncommercial, then you must consider all five product definitions or all three service definitions, and show that none apply]*

*[Mandatory statement]* The commercial recommendation provided in this CTAR does not constitute a Commercial Determination (CID). DCMA’s CTAR provides information to the DCMA CIG Contracting Officer and supports whether the proposed product(s)/service(s) meet the FAR 2.101 definition of a commercial product or commercial service based on the engineer’s opinion. The Contracting Officer has the ultimate determination authority for all CIDs per DFARs 212.102(a)(i). Please refer to the CID issued for the product(s)/service(s) discussed in this report.

Pricing Support:

*[If Pricing Support is requested, complete the sections below answering all elements of the request not already addressed above. Tailor the information provided to match the pricing request.]*

The following information should provide a brief analysis to assist with pricing. Explain the significance of any differences/similarities between comparison products as it relates to pricing. It is important to help the price/cost analyst understand which specifications are important to focus on. Explain which specifications are superior/inferior or which products have a greater functionality/performance. The price/cost analyst needs to understand what the important specifications mean, and not just what they are. It is important to note if the “of a type” commercially comparable products even meet the Government’s requirements. Please ensure you provide information and pricing support for any modifications. Modifications can be difficult to price, so please work with the assigned price/cost analyst to develop language and focus areas that are helpful to support pricing.

Other Considerations:   
Summarize any other considerations from your analysis. This includes cost, schedule, risk, and other technical considerations. Sole source suppliers, products with only military/govt end use, obsolete products or components, or unique terms and conditions should be highlighted.

# REVIEWS AND APPROVALS

<Name of Preparer >

DCMA Commercial Item Group Engineer  
Email:   
Phone:

<Name of Reviewer/Approver >

DCMA Commercial Item Group - Lead Engineer/Supervisory Engineer  
Email:   
Phone:

# ATTACHMENTS

1. Att 1

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1. The contents of this report should not be released or disclosed, other than to those persons whose official duties require access in accordance with DoD 5200.1-R, Information Security, January 1997 (as amended), Appendix 3, paragraph AP3.2.3. This document may contain information exempt from mandatory disclosure under the Freedom of Information Act. Exemption 4, of the Freedom of Information Act, which addresses proprietary information, may apply.

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3. This restriction addresses the release of subcontractor information or data to the prime contractor (or a high-tier subcontractor) as prescribed in DFARS PGI 215.404-3(a). Prior to releasing this report to the prime contractor, the contracting officer must ensure it complies with any written restrictions provided by the subcontractor. For assistance, please contact DCMA CIG.

*[NOTE: Restrictions 1 and 2 above are required. \* Restriction 3 above is required for subcontractor proposal analysis to support the prime contractor or higher-tier subcontractor. Please turn the text to black if you use it in the report. Please delete the text if you are reviewing a prime contractor and do not require the text.]*