

Doyle, Norbert S LTC HQ02

Subject: FW:

—Original Message—

From: Ryals, William C TAC [mailto:Bill.Ryals@tac01.usace.army.mil]

Sent: Thursday, July 29, 2004 2:32 PM

To: Petersen, David L HQ02

Cc: Brobson, A Brian TAC; Millard, Michael K TAC

Subject:

Dave:

Kindly note that in the J&A we explained how there was no ceiling on the contract. The proposed J&A action will not exceed the current Estimate At Completion (EAC) of 1,948,127,556. The J&A as described in it's contents, is seeking only to expand the duration (from Nov to April) and the geographical limits (from Europe to all of USAREUR). It does not seek to increase the \$ limits on the contract. I think that I actually have the authority to sign the J&A here at TAC (as competition advocate I have \$10M in authority). I wanted to get full buy in from HQUSACE before I did this or if there was not buy in, then the J&A would already be in the proper channels and could move forward on it's own merits.

The reason for sending it to HQUSACE for approval is because this is so controversial in regard to this firm. If it had been any other firm, we would have done this and moved forward without any further consideration. We would not send it to HQUSACE. Given that the firm is KBRS and that we are in an election year and coming up to the peak in the election season soon, I sent to HQUSACE for concurrence. I do not think this has to go to Army for approval. I discussed this with HQUSACE Counsel and it is my belief that they concur with this position.

If all agree, it would be reasonable to put a cover letter on it, send it back to me clearly indicating HQUSACE support and confirm that I have the authority to move out on this on my own.

Bill Ryals  
Director of Contracting  
TAC

7/30/2004