



## OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON  
WASHINGTON, DC 20301-3000

ACQUISITION  
AND SUSTAINMENT

MEMORANDUM FOR COMMANDER, UNITED STATES CYBER  
COMMAND (ATTN: ACQUISITION EXECUTIVE)  
COMMANDER, UNITED STATES SPECIAL OPERATIONS  
COMMAND (ATTN: ACQUISITION EXECUTIVE)  
COMMANDER, UNITED STATES TRANSPORTATION  
COMMAND (ATTN: ACQUISITION EXECUTIVE)  
DEPUTY ASSISTANT SECRETARY OF THE ARMY  
(PROCUREMENT)  
DEPUTY ASSISTANT SECRETARY OF THE NAVY  
(PROCUREMENT)  
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE  
(CONTRACTING)  
DEFENSE AGENCY AND DOD FIELD ACTIVITY DIRECTORS

SUBJECT: Call for Quarterly Reporting of Contractor Denials of Requests for Data Other than Certified Cost or Pricing Data to Evaluate Price Reasonableness for Department of Defense Contract Awards

This memorandum reiterates the need for regular and complete quarterly reporting of contractor denials of requests for data other than certified cost or pricing data, required by Defense Pricing and Contracting (DPC) memo, "Implementation of Quarterly Reporting of Contractor Denials of Requests for Data Other than Certified Cost or Pricing Data to Evaluate Price Reasonableness for Department of Defense Contract Awards," dated April 25, 2019. Subsequently, this reporting requirement was incorporated in Defense Federal Acquisition Regulation Supplement (DFARS) Procedures Guidance and Information (PGI) 215.403-3(6).

Quarterly data is needed to comply with section 803 of the National Defense Authorization Act for FY 2020, which requires an annual report to Congress identifying offerors or contractors that have denied multiple requests for submission of uncertified cost or pricing data but have received an award based on the Head of the Contracting Activity's determination that an award is in the best interest of the Government.

A review of the quarterly reports submitted since issuance of the April 25, 2019, memorandum shows that some organizations have not provided responses complying with the content and formatting requirements set forth in PGI 215.403-3(6). Therefore, each DoD contracting activity identified in DFARS PGI 202.101 is requested to ensure compliance with quarterly reporting content, format, and submission requirements at PGI 215.403-3(6).

Submit quarterly reports, or resubmit corrected quarterly reports, as needed, for third quarter FY 2019 through third quarter FY 2020 to [osd.pentagon.ousd-a-s.mbx.dpc-pci@mail.mil](mailto:osd.pentagon.ousd-a-s.mbx.dpc-pci@mail.mil),

no later than October 30, 2020. The fourth quarter FY 2020 report is also due on October 30, 2020. Negative responses are required.

If there are any questions regarding previous submissions, my point of contact is Mr. John Burns, who is available by email at [john.h.burns.civ@mail.mil](mailto:john.h.burns.civ@mail.mil).

Kim Herrington  
Acting Principal Director,  
Defense Pricing and Contracting