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Source: 75 FR 10570, Mar. 8, 2010, unless otherwise noted.
The authority to exclude a source from a contract action in order to establish or maintain an alternate source is set forth in CAM 1301.70

**Subpart 1306.3—Other Than Full and Open Competition**

**1306.302 Circumstances permitting other than full and open competition.**

**1306.302-5 Authorized or required by statute.**

In accordance with Executive Order 13457, a sole source acquisition may not be justified on the basis of any earmark included in any non-statutory source, except when otherwise required by law or when an earmark meets the criteria for funding set out in Executive Order 13457.

**1306.303 Justifications.**

**1306.303-70 Documentation and legal review of justifications.**

The justification for providing for other than full and open competition in accordance with FAR 6.303–2 shall be provided on Form CD-492, *Justification for Other than Full and Open Competition*. If the estimated value of the procurement is over legal review thresholds, concurrence by the Procurement Counsel is required.

**1306.304 Approval of the justification.**

The designee authorized to approve justifications for other than full and open competition at the dollar thresholds in FAR 6.304 is set forth in CAM 1301.70.

**Subpart 1306.5—Competition Advocates**

**1306.501 Requirement.**

The designee authorized to designate a Competition Advocate for the Department and each procuring activity is set forth in CAM 1301.70.