



UNITED STATES MARINE CORPS
MARINE CORPS LOGISTICS COMMAND
814 RADFORD BLVD
ALBANY, GEORGIA 31704-1128

IN REPLY REFER TO:

J&A No. MCLC 13394

JUSTIFICATION AND APPROVAL FOR
USE OF OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Activity.

Marine Corps Logistics Command, Contracts Department (S1922), Albany, GA

2. Description of Action Being Approved.

The authority sought by this J&A is the approval of a sole source, firm-fixed indefinite quantity price contract to Trijicon, Inc. (Cage 0FL29) 49385 Shafer Ave. Wixom, MI. 48393 for the refurbishment of the Squad Day Optic NSN 1240-01-575-1724 and Machine Gun Day Optic NSN 1240-01-578-0211.

3. Description of Supplies/Services.

This J&A authorizes and approves the award of a sole source, firm-fixed indefinite quantity price contract to Trijicon, Inc. (Cage Code 0FL29) for the refurbishment of the items listed below in support of Optical Sighting and Ranging Equipment. The period of performance is for one base year with two-one year option years. Current year funding in the appropriate fiscal year (FY) will be applied to individual orders. The estimated value for all three years is [REDACTED]. Document numbers M98861-14-RC-3375T-0001 applies to NSN 1240-01-575-1724 and M98861-14-RC-330JT-0001 applies to NSN 1240-01-578-0211. Description of the items to be refurbished is below:

BASE YEAR

	NSN	P/N	NOMENCLATURE	MIN QTY PER YEAR	MAX QTY PER YEAR	UNIT ISSUE
CLIN 0001	1240-01-575-1724	SU-258/PVQ	Squad Day Optic	10	200	EA
CLIN 0002	1240-01-578-0211	SU-260/P	Machine Gun Day Optic	10	420	EA

OPTION YEAR 1

	NSN	P/N	NOMENCLATURE	MIN QTY PER YEAR	MAX QTY PER YEAR	UNIT ISSUE
CLIN 0001	1240-01-575-1724	SU-258/PVQ	Squad Day Optic	10	200	EA
CLIN 0002	1240-01-578-0211	SU-260/P	Machine Gun Day Optic	10	420	EA

OPTION YEAR 2

	NSN	P/N	NOMENCLATURE	MIN QTY PER YEAR	MAX QTY PER YEAR	UNIT ISSUE
CLIN 0001	1240-01-575-1724	SU-258/PVQ	Squad Day Optic	10	200	EA
CLIN 0002	1240-01-578-0211	SU-260/P	Machine Gun Day Optic	10	420	EA

Estimated Dollar Value

	Base Year	Option Year 1	Option Year 2	Total
O&MN	██████████	██████████	██████████	██████████
O&MN	██████████	██████████	██████████	██████████
Total				██████████

4. Statutory Authority Permitting Other Than Full and Open Competition.

The cited authority for permitting Other than Full and Open Competition is Section 4202 of the Clinger-Cohen Act of 1996 as implemented by FAR 13.5.

5. Rationale Justifying Use of Cited Statutory Authority.

The items being refurbished are the Squad Day Optic and the Machine Gun Day Optic. This effort will include all aspects of stated equipment necessary to return the same equipment to the Marine Corps in like new condition that will provide continued support without any restrictions. Additionally, the refurbishment of the Squad Day Optic and the Machine Gun Day Optic will ensure each repaired items meet the requirements of the Marine Corps for the intended life cycle of the Optical Sighting and Ranging Equipment.

Trijicon, Inc. is the sole designer, developer, and integrator of the Squad Day Optic and the Machine Gun Day Optic. As a result, Trijicon, Inc. is uniquely qualified to provide the completed range of hardware required. Trijicon, Inc. is also the only know firm that possesses the technical data, drawings, and specifications necessary to fulfill the Government's requirements. Given Trijicon, Inc. involvement with the design, development, qualification, manufacturing, and continuing improvements of the Squad Day Optic and the Machine Gun Day Optic readily available to them. In addition much of the technical data, material and manufacturing processes required to manufacture these items were developed by Trijicon, Inc. The privately developed data, along with the corporate expertise are the sole property of Trijicon, Inc.

The Government does not expect to be any savings in cost to be gained through competition and expects that competition will cause unacceptable delays in fulfilling the requirements due to proprietary parts that another vendor cannot obtain. Only will the Original Equipment Manufacture parts can satisfy the refurbishment needs and like items parts normally result in less quality and faster breakage.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Possible

This effort will be synopsised in FedBizOps in accordance with the requirements in FAR 5.2. The notice will specifically state there is no technical data available and the Government intends to negotiate a sole source contract with Trijicon, Inc. All responses that are received will be evaluated prior to award of the contract. Market research, in accordance with FAR Part 10, will be conducted by synopsis of the proposed action, advising industry, and soliciting information from interested parties. No additional market research will be conducted because it is not practical, for the reasons discussed in paragraph 5 above, for any company other than Trijicon, Inc. to provide the required services.

conducted because it is not practical, for the reasons discussed in paragraph 5 above, for any company other than Trijicon, Inc. to provide the required services.

7. Determination of Fair and Reasonable Cost.

The Contracting Officer has determined the anticipated cost to the Government of the refurbishment covered by this J&A will be fair and reasonable. The fair and reasonableness of the cost/price will be based on an analysis of the contractor's cost/price proposal, including backup information supporting the cost/price. It is anticipated this analysis will be conducted using experienced technical representative, contract specialist, and field pricing support.

8. Actions to Remove Barriers to Future Competition.

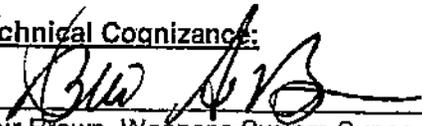
For reasons set forth in Paragraph 5, the Marine Corps has no plans at this time to compete future contracts for the types of services covered by this J&A. If another potential source emerges, the Marine Corps will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVAL

Technical/Requirements Certification

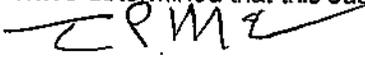
I certify that the facts and representations under my cognizance, which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

Technical Cognizance:


Blair Brown, Weapons System Support Manager Date 11-4-2013
Phone: (229) 639-5083

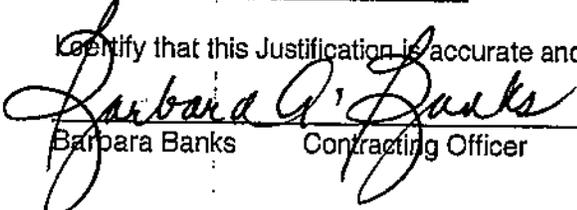
Legal Sufficiency Review

I have determined that this Justification is legally sufficient.


John P. McHugh Date 1-27-2014
Phone: (229) 639-7098

Contracting Officer Certification

I certify that this Justification is accurate and complete to the best of my knowledge and belief.


Barbara Banks Contracting Officer Date 27 Jan 14
Phone: (229) 639-6761

Command Competition advocate Approval

Larry F. Pendley Date _____
Phone: (229) 639-6764