



UNITED STATES MARINE CORPS
REGIONAL CONTRACTING OFFICE
MARINE CORPS INSTALLATIONS PACIFIC-MCB CAMP BUTLER
PSC 557, BOX 2000
FPO AP 96373-2000

**JUSTIFICATION AND APPROVAL FOR
USE OF OTHER THAN FULL AND OPEN COMPETITION
J&A No. M67400-FY16-SSBN-38**

1. Agency and Contracting Activity:

CATC Camp Fuji MEP/GME
Attn: Shoichi Katsumata/MTO
2092 Nakabata, Gotemba City,
Shizuoka, Japan 412-0006

Regional Contracting Office (RCO)
Marine Corps Base
FPO AP 96373-2000

2. Description of Action Being Approved.

Request approval to use other than full and open competition to award a Firm-Fixed Price contract for name brand vehicle repair parts for Pierce Fire pumper and Ladder trucks assigned to the MCIPAC Camp Fuji Fire Department. The contract includes provisions for the fire pumper and ladder truck parts to be shipped from the original manufacturer's facility to the Camp Fuji GME Branch, Maintenance Section.

3. Description of Supplies/Services.

Pierce Corporation is required to provide new, rebuilt or refurbished parts for Pierce manufactured vehicle parts to be delivered to the Garrison Mobile Equipment Branch, Supply Section, BLDG# 64, Camp Fuji to support normal operations of Pierce manufactured vehicles maintained by the Camp Fuji Garrison Mobile Equipment Maintenance Section. The contractor shall be required to provide personnel, supervision, equipment, supplies, materials, transportation and shipping of repair parts. This brand-name contract will be required for reasons stated in Paragraph 5. The original total estimated value of the requirement of [REDACTED] for the base year plus 2 option years has proved to be less than what is actually needed. This is driven by the fact that GME Owned Pierce manufactured vehicles are aged and getting older thus increasing the maintenance cost. With PMC funds diminishing, maintaining what GME has at hand is the only option. I therefore request an increase in the original estimate by [REDACTED] bringing the total to [REDACTED]

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

This request is submitted pursuant to the authority of Title 10 U.S.C. 2304(c) (1) or 41 U.S.C. 253 (c) (1), which provides that full and open competition need not be obtained where there is "only one responsible source and no other supplies or services will satisfy agency requirements". (FAR 6.302-1)

5. Rationale Justifying Use of Cited Statutory Authority.

These Pierce fire trucks are procured by LFS-2, HQMC and contracted directly from Pierce Manufacturing Inc. and supplied to the Garrison Mobile Equipment Branches. The associated repair parts are specific to Pierce fire pumper and ladder trucks, which have proprietary systems and can only be obtained from Pierce Manufacturing Inc. There are no other parts that are compatible for these vehicles. Only one Pierce Manufacturing Inc. sells the parts and Pierce does not have distributors. Accordingly, Pierce is the only vendor available to provide the required parts.

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

This proposed action will be publicized in accordance with FAR 5.102(a)(6) which states "When an acquisition contains brand name specifications, the contracting officer shall include with the solicitation, the justification or documentation required by 6.302-1(c), 13.106-1(b), or 13.501, redacted as necessary (see 6.305)."

The market survey has found that there are no other commercial sources available that can meet the needs of the government. Pierce, Inc is the only authorized company who can provide the repair parts for the proprietary components of the Pierce fire pumper and ladder trucks, as well as fabricate those necessary parts that are no longer in stock.

7. Determination of Fair and Reasonable Cost.

The Contracting Officer will determine that the price for this acquisition to be fair and reasonable during the evaluation for award. This will be done using a combination of items listed FAR Part 13.106-3, to include comparison with proposed price with prices found on previous service contracts, current prices lists, and comparison with similar items in the commercial market. This is a "Fixed Priced" contract.

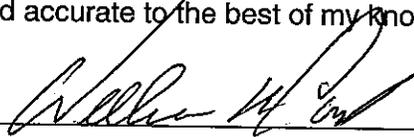
8. Actions to Remove Barriers to Future Competition.

Due to only one responsible source being able to satisfy the agency's requirements, there is no feasible alternative to remove barriers to competition. The only possible way to remove these barriers is for the Government to purchase a different make and model of the fire pumper and ladder trucks.

CERTIFICATIONS AND APPROVAL

Technical/Requirements Certification

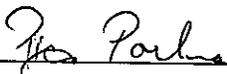
I certify that the facts and representations under my cognizance, which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

(Signature)  Date 24 JUNE 2016

Printed Name and Phone No. WILLIAM H. COX, JR. 

Legal Sufficiency Review

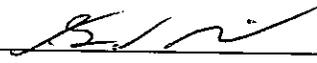
I have determined that this Justification is legally sufficient.

(Signature)  Date 6/23/16

Printed Name and Phone No. Richard Poelma 

Contracting Officer Certification

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

(Signature)  Date 7-2-16

Printed Name and Phone No. _____