



DEPARTMENT OF THE NAVY

NAVAL AIR SYSTEMS COMMAND
RADM WILLIAM A. MOFFET BUILDING
47123 BUSE ROAD, BLDG 2272
PATUXENT RIVER, MARYLAND 20670-1547

IN REPLY REFER TO:
J&A_14_23949

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

1. Contracting Activity.

Naval Air Systems Command (NAVAIR) Headquarters

2. Description of the Action Being Approved.

This Justification and Approval (J&A) authorizes and approves the issuance of a firm fixed price contract with firm fixed priced options on a sole source basis under Contract N00019-14-C-0048 with Ultra Electronics, 7625 Omnitech Place, Victor, NY, 14564 to acquire the Fuel Control Test Set (FCTS) Cable Adapter Sets for the VH-3D and VH-60N Presidential Helicopter platforms.

3. Description of Supplies/Services.

The acquisitions covered by this J&A are for the FCTS Cable Adapter Sets development of an interface between the tester and the VH-3D and VH-60N aircraft. This effort requires the contractor to design and produce quantity of two (2) adapter cables and all related logistics requirements as well as an option quantity of five (5) cable sets for FY15. The Contractor shall provide transit cases including foam cut-outs to hold the cables, any required adapter(s), and universal switchbox (where applicable to the VH-3D and VH-60N). It is anticipated that deliverables will include VH-3D and VH-60N Adapter Sets, Repair Parts List, Interim Support Items List (ISIL), Adaptive Data Software, Tech Manual Work Package, Training Source Data, Calibration & Measurement Report Summary, Development and Integration, Level III Drawing Package, and System Integration Source Data.

See Appendix A for Estimated Dollar Value

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

10 U.S.C. 2304(c)(1), Only one responsible source and no other supplies or services will satisfy agency requirements.

5. Rationale Justifying Use of Cited Statutory Authority.

As the sole designer, developer and manufacturer of the FCTS already in use in the Navy, Ultra Electronics, Victor, NY, is the only company with the technical knowledge of the Fuel Control Test Set, the test methodology and the software sufficient to develop the unique interface required in the cable adapter set for the VH-3D and VH-60N platforms. The cable adapter sets for the C-130, E-2/C-2, E-6, EA-6B, F-18, H-1, H-46, H-53, H-60, P-3, P-8, T-45 and LOX platforms were all designed sole source by Ultra

Electronics for the Navy to interface the platforms with the FCTS. This technical data is necessary for the development of the equipment required to integrate the FCTS TTU-597/E with the VH-3D and VH-60N platforms. The government does not have rights to the technical data to develop a competitive specification to procure the cable adapter sets for the VH-3D and VH-60N for use with the FCTS.

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

On-going research through various on-line search engines has concluded that no other source can perform the required tasks because Ultra Electronics owns the proprietary data for the TTU-597/E FCTS and therefore is the only company who can develop the interface between the tester and the VH-3D and VH-60N aircraft. A synopsis was posted on FedBizOps on 01 May 2014 and no inquiries were received.

7. Determination of Fair and Reasonable Cost.

In accordance with FAR 15.402, the Contracting Officer shall ensure that all supplies and services provided under this contract are procured at a fair and reasonable price. Ultra Electronics' proposal will be reviewed by experienced technical analysts and contract specialists with the aid of necessary field pricing support as required. If a rate agreement is not in place between Ultra and DCMA at the time of proposal evaluation, the Contracting Officer will work with DCMA and DCAA to establish a rate position to include escalation, for negotiation of the contract action. As discussed in the paragraph, the Contracting Officer will utilize both cost and price analysis as the basis for negotiating a fair and reasonable price.

8. Actions to Remove Barriers to Future Competition.

This procurement includes the delivery of Level III drawings with unlimited rights for the VH-3D and VH-60N FCTS Cable Adapter Sets. Therefore, future buys will be competed once the data is delivered by Ultra Electronics.