



DEPARTMENT OF THE NAVY
NAVAL INVENTORY CONTROL POINT

700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5098

5450 CARLISLE PIKE - PO BOX 2020
MECHANICSBURG PA 17055-0788

IN REPLY REFER TO:

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N00104-10NB111 FOLDER NUMBER: N00104-10RK100

The format of this Justification and Approval (J&A) was reviewed and approved by NAVICP Office of Counsel. No change to the format or content of the preprinted portion of this document is allowed. Any revision to the preprinted portion of this document must be individually reviewed and approved in writing by NAVICP Office of Counsel.

[Redacted]

(Item Manager's Name) Please Print (Extension) (Code)

[Redacted]

(Technician's Name) Please Print (Extension) (Code)

Ashley Leonard

[Redacted]

(Buyer's Name) Please Print (Extension) (Code)

1. IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY: NAVICP Mechanicsburg.

2. NATURE/DESCRIPTION OF ACTION: This J&A is for the negotiation and award of a contract through other than full and open competition.

3. DESCRIPTION OF SUPPLIES/SERVICES: This J&A covers the acquisition of the following article(s):

Total Estimated Value (including option): [Redacted]

Nomen: Generator, Gas Pressure, Propellant Actuated Quantity: 638

NSN: 1377-01-522-1780 Cage Code: 54786

P/N: 110190-1HL Unit Price \$ [Redacted]

Option: Yes [] % Days NO [X]

Estimated Value (include option): [Redacted]

Appropriation, Subhead & Cost: [Redacted]

4. IDENTIFICATION OF STATUTORY AUTHORITY:

10 USC 2304(c)(1), as implemented by Federal Acquisition Regulation 6.302-1.

5. DEMONSTRATION OF CONTRACTOR'S UNIQUE QUALIFICATIONS:

The current Acquisition Method Code is: 3H

This acquisition will be negotiated with: BAE Systems

Only the above will be solicited because the articles to be acquired are highly specialized parts, designed and manufactured by a non-Government activity and the technical data required for the above acquisition by other than the above is not available.

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6. GOVERNMENT WIDE POINT OF ENTRY NOTICE / POTENTIAL SOURCES:

The proposed solicitation will be synopsisized in the FEDBIZOPPS, which is the Government wide Point of Entry (GPE).

7. DETERMINATION OF FAIR AND REASONABLE COST: The contracting officer determines that the anticipated cost to the Government will be fair and reasonable. In instances when certified cost and pricing data are required, an analysis of cost information will be performed which will consider field pricing reports, commerciality, procurement history and other available cost and pricing information in determining price reasonableness. Certified cost and pricing data will be obtained and used to ensure reasonableness, completeness and realism of proposed costs as required.

8. DESCRIPTION OF MARKET SURVEY: A technical review has been made to determine and identify all known sources.

9. ANY OTHER SUPPORTING FACTS: The articles to be procured are complex and must meet operational and reliability requirements, the achievement of which requires unique production techniques and extensive and/or sophisticated testing. The Government has not yet acquired or developed the technical data. Therefore, acquisition is restricted to: (BAE Systems)

10. LISTING OF INTERESTED SOURCES: The following sources have expressed, in writing, an interest in this acquisition: [REDACTED]

11. ACTIONS TAKEN TO REMOVE BARRIERS TO COMPETITION: This item will be reviewed under the NSWC, Indian Head replenishment parts breakout program, as implemented by Supplement 6 to the DFAR Appendix E. Should it be determined that the item can be broken out, future acquisitions will be competitive.

12. STATEMENT OF DELIVERY REQUIREMENTS:

- (a) The required delivery date (month/year) is: [REDACTED]
- (b) Ship To: [REDACTED]

13. REFERENCE TO THE APPROVED ACQUISITION PLAN: An Acquisition Plan is not required for this acquisition.

14. DOCUMENTATION FOR SPARE/REPAIR PARTS ACQUISITIONS: The specifications for the above articles have been reviewed and reflect minimum needs of the Government.

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**TECHNICAL AND REQUIREMENTS CERTIFICATION
REQUIRED BY FAR 6.303-2(b)**

I certify that the facts and representations under my cognizance which are included in this justification and which form a basis for this justification are complete and accurate.

Technical Cognizance:

[Redacted Signature] _____ 3/2/10
(Name & Title) (Code) (Phone) (Date)

Requirements Cognizance:

[Redacted Signature] _____ 3/1/10
(Name & Title) (Code) (Phone) (Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted Signature] _____ 4/14/10
(Date)

CONTRACTING OFFICER'S CERTIFICATION REQUIRED BY FAR 6.303-2A(12)

I certify that this justification is accurate and complete to the best of my knowledge and belief. (Represents approval if less than \$550k.)

[Redacted Signature] _____ 6-16-10
(Date)

REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL (Over \$650K)

[Redacted Signature] _____ 4/16/10
(Date)

APPROVAL REQUIRED BY FAR 6.304

APPROVAL (Over \$495k)

[Redacted Signature] _____ 6/16/10
(Date)

Approval Levels

- Contracting Officer: Up to \$550,000
- Competition Advocate: \$550,001 to \$11,500,000
- HCA: \$11,500,001 to \$78,500,000
- ASN(RD&A): over \$78,500,000