

**DEPARTMENT OF THE NAVY**  
NAVSUP WEAPON SYSTEMS SUPPORT (WSS)  
P O BOX 2020  
MECHANICSBURG, PA 17055-0788

IN REPLY REFER TO:  
Serial No.3385  
DATE 2014 DEC 01

Class Justification and Approval No. N00104-15-G-A753

**Justification for Other than Full and Open Competition**

1. Identification of Agency and Contracting - The NAVSUP Weapon Systems Support (WSS) proposes to acquire on a noncompetitive basis the class of contracts described in this justification for other than full and open competition.
2. Nature/Description of Action - For the reasons set forth in this Class Justification and Approval, authority is given to utilize other than full and open competition for the commercial repair, modification or servicing, as appropriate, for the items listed on the attached on a noncompetitive basis. The RMC/RMSC codes for the items under this Class J&A are 3R and 3D.
3. Description of Supplies/Services - NAVSUP Weapon Systems Support (WSS)'s logistic support program is predicated upon an established repair turn-around time (RTAT). This RTAT cycle begins with the time of removal of the item from the ship or Naval Supply Center and includes the overall time required for shipment, repair, and redelivery into Navy inventory. To the extent that this RTAT cycle cannot be maintained, a proportionately greater investment in spares would be required.

The Master Repairables Item List (MRIL) designates the shipping point of retrograde material, either direct to a Designated Overhaul Point (DOP) or collected at a stock point. The MRIL is updated monthly to preclude time loss (for those items having repair requirements) and increased transportation costs.

Demand changes, CASREP requirements, and carcass availability make shipment of repairables an unknown. Therefore, it is essential that the justification and approval and contractual arrangements for repair be made in advance of the actual need for such repair.

The class of contracts proposed (orders under Basic Ordering Agreement) will:

- a. Be for commercial repair, modification and servicing as appropriate for items listed on the attached list of NIINs (**Major Weapon Systems supported: TRIPER/AERP**)
- b. Apply to those components or equipment, which are listed on the attached, or those items, which are later government-approved configurations thereof. All such later configurations that are authorized to be serviced under the Basic Ordering Agreement will be specifically identified in an exhibit to said agreement.
- c. Generally provide for teardown, inspection, repair, modification, test, and service necessary to restore the item to serviceable operating condition. The extent of servicing necessary cannot be determined until the equipments are received by the contractor, disassembled and an inspection made. The work to be performed under the Basic Ordering Agreement will relate only to previously produced components or equipment; it will not include any research and development effort; nor will it include the furnishing of any parts, components, subassemblies or materials not an integral part of the work described herein.

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d. Include the acquisition/repair of sole source Government Furnished Material (GFM) (piece parts) and/or the acquisition/repair/maintenance of sole source Government Furnished Equipment (GFE) (test equipment) when determined necessary to complete repairs or meet established RTAT cycle.

e. Include the acquisition of Commercial Asset Visibility reporting for repair efforts performed under subject agreement.

4. Identification of Statutory Authority - The authority permitting other than full and open competition is Title 10 USC 2304 (c) (1), as implemented by paragraph 6.302-1 of the Federal Acquisition Regulation.

5. Demonstration of Contractor's Unique Qualifications - The proposed class of contracts will be acquired on a sole source basis with CEPEDA Associates, Inc. (CAGE 60756). The RMC/RMSC Code of 3R means that the Government does not own the data or the rights to the data needed to purchase this part from additional sources. It has been determined to be uneconomical to buy the data or rights to the data. It is uneconomical to reverse engineer the part. This code is used when the Government did not initially purchase the data and/or rights. The RMC/RMSC Code of 3D means the data needed to acquire this part competitively is not physically available, it cannot be obtained economically, nor is it possible to draft adequate specifications or any other adequate, economical description of the material for a competitive solicitation. The selection of this concern as the only approved source for the repair or service of the components and equipment listed on the attached is based on the following information:

The contractor was established as the DOP to repair the items listed on the attached to an "as new" (while not maintaining the appearance of newness) condition. To ensure the "as new" condition, fully adequate drawings and quality assurance procedures are necessary. Only the contractor listed above possesses this necessary data. The drawings for these items are proprietary to the OEM (Cepeda Associates, Inc.).

The GFM (piece parts) and/or GFE (test equipment) described in paragraph 3 d above will only be acquired/repared/maintained when the government does not have in its possession sufficient, accurate, or legible data to purchase these piece parts and/or test equipment from other than the current source.

6. GPE Notice/Potential Sources - Efforts will be made to ensure that potential subcontractors will be aware of these requirements by posting notice of the proposed BOA through the Government wide Point of Entry.

7. Determination of Fair and Reasonable Cost - The contracting officer has determined that the anticipated cost to the government will be fair and reasonable.

8. Description of Market Survey - A technical review has been made to determine and identify all known sources. There are no other sources after technical review. The technical review consisted of searching the Integrated Technical Item Management and Procurement System (ITIMP), TDP Tool, Configuration Data Managers Database-Open Architecture (CDMD-OA), Naval Ships Engineering Drawing Repository (NSEDOR) database, Engineering Information System (EIS), ERP, Federal Logistics Information System (FLIS), and In-Service Engineering Activity (ISEA). The results of the market research have been documented in the contract file.

9. Any Other Supporting Facts - Other facts supporting the use of other than full and open competition are: None.

10. Listing of Interested Sources - The following sources have expressed, in writing, an interest in this acquisition:

No contractors have expressed an interest in the proposed class of contracts (orders) other than the OEM, Cepeda Associates, Inc.

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11. Actions Taken to Remove Barriers to Competition - In accordance with DFARs, PGI 217-7506, a yearly review and certification of items listed on the attached for the purpose of introduction of competition will be held.
12. Statement of Delivery Requirements - Delivery requirements cannot be identified because they are dependent on the intermittent receipt of carcasses from the fleet and the extent of repair required. See attached turnaround times.
13. Total estimated dollar value of the acquisition covered by this J&A, with funding specified by appropriation source and appropriation data: The estimated cost of the class of contract (orders) proposed is \$35,000,000.00 through 2020 December 01. It is anticipated that FY15 funds will be available until 30 September 2015; FY16 - FY20 funds will be available at the start of each new fiscal year until 2020 December 01 - OM&N Funds. FY 15 Appropriations:
14. Reference to the Approved Acquisition Plan (AP) - An Informal Acquisition Plan is required.
15. Documentation for Spare/Repair Parts Acquisitions - N/A
16. The specifications have been reviewed, and they reflect the government's minimum requirements.

17. TECHNICAL AND REQUIREMENTS CERTIFICATION:

I certify that the facts and representations under my cognizance which are included in this justification and its supporting Acquisition Plan No. (N/A) and which form a basis for this justification are complete and accurate.

**Technical Cognizance**

(Signature) [Signature] Name and Title Tech N97122D Code            Phone            Date 12/2/14

**Requirements Cognizance**

(Signature) [Signature] Name and Title Log Mgt Spec N97121C Code            Phone            Date 12/2/14

18. COMPETITION ADVOCATE REVIEW AND CONCURRENCE:

(Signature) [Signature] Name & Title N9537 Code            Phone            Date 12-2-14

19. CONTRACTING OFFICE CERTIFICATION:

I certify that this justification, including its supporting Acquisition Plan No. (N/A) is accurate and complete to the best of my knowledge and belief.

(Signature) [Signature] Name & Title N74 Code            Phone            Date 12-23-14

20. REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL (at or above \$150K)

(Signature) [Signature] Name & Title Asst. Counsel OGC Code            Phone            Date 12/19/14

Based on the above justification, the proposed class of contracts described herein may utilize other than full and open competition for the period of the effective date of this J & A through 2020 December 01.

**Approved (Over \$650K):**

(Signature) [Signature] Name KAREN E. MELOY, Vice Commander NAVSUP WSS Code            Phone            Date 1/8/15

**APPROVAL LEVELS:**

Contracting Officer:	\$150,000 up	to \$650,000
Competition Advocate:	>\$650,000 up	to \$12,500,000
HCA:	>\$12,500,000 up	to \$85,500,000
ASN: (RD&A):	>\$85,500,000	