



DEPARTMENT OF THE NAVY
INDIAN HEAD DIVISION
NAVAL SURFACE WARFARE CENTER
3767 STRAUSEE AVE, SUITE 201
INDIAN HEAD, MD 20640-5150

J&A Number: 10-0138
Code: C13

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

JUSTIFICATION

1. Contracting Activity

The Contracting Activity is the Naval Sea Systems Command (NAVSEA), Naval Surface Warfare Center (NSWC), Indian Head Division (IHD), Procurement Department, Code C13. The requiring activity is the Naval Explosive Ordnance Disposal Technology Division (NAVEODTECHDIV) Indian Head, Maryland, 20640.

2. Description of the Action Being Approved

This action is for the award of a contract on a sole source basis for MMP-30-EOD Robots and Spare Parts Kit in support of [REDACTED]. This J&A covers part of the requirement for the MMP-30 Robots and Spare Parts Kits.

3. Description of Supplies

The United States of America Letter of Offer and Acceptance (LOA), [REDACTED]

The MMP-30-EOD Robot is a tracked mobile robot system with [REDACTED]

Estimated Dollar Value¹

	FY07	FY08	FY09	FY10	Totals
SCN					
OPN					
RDT&E					
O&MN					\$1,748,235.00
CIP					
IF, AF					
Total					\$1,748,235.00

The Government's minimum needs have been verified by the certifying technical and requirements personnel.

4. Statutory Authority Permitting Other Than Full and Open Competition
10 U.S.C. 2304(c)(1), as implemented by Federal Acquisition Regulations (FAR) 6.302-1, "Only one responsible source and no other supplies or services will satisfy agency requirements."
5. Rationale Justifying Use of Cited Statutory Authority.

The MMP-3-EOD Robot and spare kits will be [REDACTED]

[REDACTED] Due to the lightweight maneuverability the MMP-30 robots have been requested [REDACTED]

[REDACTED] will not require any additional training. The personnel using this system have already been trained on the use of the MMP-30 Robots, and training on a new system [REDACTED] Additionally, any other system with similar capabilities will not have the ability to interchange components with the current MMP-30 Robot's already in [REDACTED]

The Machine Lab, Inc. is the only company that manufacturers, sells, and provides support for the MMP-30-EOD robots and Spare Parts Kit.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable
An extensive search was performed via internet and phonecon to find any additional manufacturers or distributors that could provide the MMP-30-EOD Robots and Spare Parts Kit. No other manufacturers or distributors could be found. The requirement was synopsised in FEDBIZOPS on 09 April 2010. No other vendors expressed an interest.

¹ IAW NMCARS 5206.304(a) If the dollar value of the contract is negotiated at a level that exceeds the dollar threshold of the original justification approval authority, a new justification approval shall be obtained from the appropriate approval authority prior to award.

7. Determination of Fair and Reasonable Costs

The Contracting Officer has determined that the anticipated cost to the Government for the supplies covered by the J&A will be fair and reasonable by using cost and price analysis techniques described in FAR Part 15.4.

8. Actions to Remove Barriers to Competition

For the reasons set forth in Paragraph 5, Naval Surface Warfare Center (NSWC), Indian Head Division, Procurement Department, Code C13 has no plans at this time to compete future contracts for the types of supplies covered by this document. If another potential source emerges, NSWC will assess whether competition for future requirements is feasible.

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TECHNICAL/REQUIREMENTS CERTIFICATION (FAR 6.303-2(b))

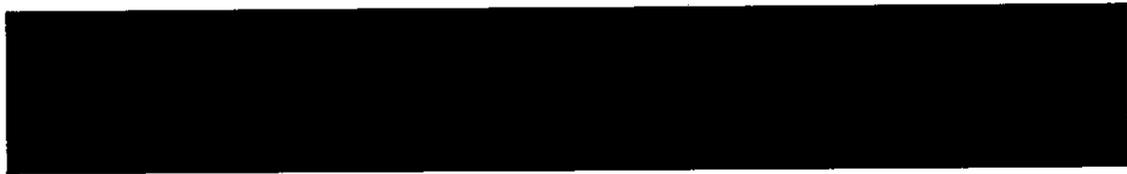
I certify that the facts and representations under my cognizance, which are included in this justification and its supporting data, including Acquisition Plan No. N/A_, are complete and accurate to the best of my knowledge and belief.

TECHNICAL & REQUIREMENTS COGNIZANCE COMBINED:



LEGAL SUFFICIENCY REVIEW (NMCARS 5201.602-1)

I have determined this justification is legally sufficient.



CONTRACTING OFFICER CERTIFICATION

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



Renee Brown, Contracting Officer, C13 301-744-6653

Date

APPROVAL BLOCK (FAR 6.304 for Approving Official)

Upon the basis of the above justification, I hereby approve, as **Competition Advocate for the Contracting Activity**, the solicitation of the proposed procurement using other than full and open competition, pursuant to the authority of 10 U.S.C. 2304(c)(1_).

COMPETITION ADVOCATE FOR THE CONTRACTING ACTIVITY

