



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

J&A Number: 11-0099
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 Division, 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 modification to a contract on a sole source basis for MMP-30-EOD Robots in support [REDACTED] This J&A covers part of the requirement for the MMP-30 Robots. This modification will increase the current contract [REDACTED]

3. Description of Supplies

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

[REDACTED]

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

[REDACTED]

The MMP-30-EOD robotic system weighs less than 30 pounds. The

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 will be [REDACTED]

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

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 Robots already in [REDACTED].

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

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. No other manufacturers or distributors could be found. The requirement was synopsised in FEDBIZOPS on _28 January 2011_. No other vendors expressed an interest.

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 Division, 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.

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:

[REDACTED]

LEGAL SUFFICIENCY REVIEW (NMCARS 5206.303-90)

I have determined this justification is legally sufficient.

[REDACTED]

CONTRACTING OFFICER CERTIFICATION

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

[REDACTED]

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

[REDACTED]

Penny S. Kennedy, Code C1