



J&A Number: 12-0280

DEPARTMENT OF THE NAVY
NAVAL EXPLOSIVE ORDNANCE
DISPOSAL TECHNOLOGY DIVISION
2008 STUMP NECK ROAD
INDIAN HEAD, MD 20640

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

JUSTIFICATION

1. Contracting Activity

The Naval Sea Systems Command (NAVSEA), Naval Surface Warfare Center (NSWC), Indian Head Division, Procurement Department, Code A23. The requiring activity is the Naval Surface Warfare Center, Naval Explosive Ordnance Disposal Technology Division (NAVEODTECHDIV) Indian Head, Maryland, 20640.

2. Description of the Action Being Approved

This action is for approval to procure, based on an urgent need, [REDACTED] It is anticipated that a modification to an existing contract will be issued to procure these items.

3. Description of Supplies

The equipment covered by this justification is needed by [REDACTED]
[REDACTED]

The total cost for these purchases is estimated at \$6,978,131.15.

Table 1: Estimated Dollar Value¹
Increase on Contract

Item	FMS Case	Qty	Unit Cost	Total Cost
Visor Kit EOD 9A	[REDACTED]	[REDACTED]	[REDACTED]	\$385,805.46
EOD 9 Helmet w/SPS Olive Drab	[REDACTED]	[REDACTED]	[REDACTED]	\$1,511,869.45
EOD 9 Suit Olive Drab Small-Medium	[REDACTED]	[REDACTED]	[REDACTED]	\$2,724,312.24

Item	FMS Case	Qty	Unit Cost	Total Cost
General Service Hook and Line Kit				\$482,652.00
General Service Hook and Line Kit				\$1,247,832.00
Heavy Duty Pro Tripod				\$625,660.00
				\$6,978,131.15

The delivery timeframe for all items will be specified in the contract delivery orders. All items will be delivered to [REDACTED]

ITEM	FY12	FY13	Totals
[REDACTED]			\$6,978,131.15
			\$6,978,131.15

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.

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)(2). As implemented through Federal Acquisition Regulation (FAR) 6.302-2 – "Unusual and compelling urgency".
5. Rationale Justifying Use of Cited Statutory Authority
In a memo dated 13 July 2012 to [REDACTED] Commander, Naval Sea Systems Command and [REDACTED] Director, Defense Security Cooperation Agency, [REDACTED] documented an urgent need for [REDACTED]

[REDACTED] stressed the importance for this equipment to be procured as soon as possible in order that [REDACTED]

[REDACTED]

The longer it takes to provide [REDACTED]



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

As required by FAR 6.302-2(b)(2), the Contracting Officer will request offers from as many potential sources as is practicable under the circumstances. In accordance with FAR 5.202(a)(2), notice of this proposed contract action was not transmitted to the GPE because the Government would be seriously injured if the agency complies with the time periods specified in 5.203.

7. Determination of Fair and Reasonable Cost

The Contracting Officer will determine that the anticipated cost to the Government for these items covered by this J&A will be fair and reasonable by using cost and price analysis techniques described in FAR Subpart 15.4 prior to award.

8. Actions to Remove Barriers to Competition

Due to the urgency of these requirements, full and open competition need not be attained. However, Naval Surface Warfare Center (NSWC), Indian Head Division, Procurement Department, Code A23, will ensure that maximum practicable competition is sought in fulfilling these urgent needs.

