



DEPARTMENT OF THE NAVY
NAVSUP FLEET LOGISTICS CENTER NORFOLK
1968 GILBERT STREET SUITE 600
NORFOLK VA 23511-3392

IN REPLY REFER TO

4300
230.1
26 Jan 2012
14608

**JUSTIFICATION & APPROVAL (J&A)
TO PROCURE USING OTHER THAN FULL AND OPEN COMPETITION
(URGENT ACQUISITION)**

1. IDENTIFICATION OF AGENCY AND CONTRACTING ACTIVITY

This requirement is in support of USS MESA VERDE (LPD 19) for Ship Set, (2) Lower Stern Hydraulic Lift Cylinders with redesigned rod, end caps and mid plates having ASTM A-514 grade "Q" material, PN: 1-5381. The contracting activity is the Fleet Logistics Center, Norfolk, Virginia (FLCN).

2. NATURE/DESCRIPTION OF ACTION/CONTRACT TYPE

This is a non-competitive action to procure Ship Set, (2) Lower Stern Hydraulic Lift Cylinders with redesigned rod, end caps and mid plates having ASTM A-514 grade "Q" material, PN: 1-5381 with HUBER INCORPORATED. The Contract N00189-12-C-0012 is a Firm Fix Price contract with firm fixed pricing provisions. The required delivery day is on, or before June 1st, 2012. The total contract value is \$295,766.19.

At the time of contract award, the parts above are manufactured by Huber Inc, specifically designed for the Stern Gate Ramp Equipment on LPD 17 Class Ships. Huber Incorporated owns the rights to all parts and replacements for LPD17 Class' Stern Gate Equipment; therefore, no other vendor can manufacture these parts which are specifically designed for this particular class of ship. Additionally, the material, specifications and tolerances must be compatible in all aspects (form, fit and function) with existing equipment presently installed.

This material is required to accomplish system or equipment repairs on the USS Mesa Verde (LPD 19), during its oncoming CNO Depot Maintenance Availability starting on 28th March, 2012. The material will be provided as GFM to the contractor due to extended lead time to procure.

Delay in the receipt of this material may result in additional costs to the government by increasing the time USS Mesa Verde (LPD 19) will be required to stay in a private shipyard.

3. DESCRIPTION OF REQUIRED SERVICES

This requirement is for replacement parts supporting USS Mesa Verde (LPD-19_ during its oncoming CNO Depot Maintenance Availability starting on 28th March, 2012. Under this contract, the contractor will provide in scope the replacement parts described above. The total dollar value of the acquisition covered by this J&A is \$295,766.19. This dollar amount is based on Contractor's quote number 12.01/3389 dated January 5th, 2012 and valid until close of business on 30th May, 2012.

4. IDENTIFICATION OF STATUTORY AUTHORITY

This contract will be pursuant to 10 U.S.C. 2304(c) (2), and FAR 6.302-2 unusual and compelling urgency in that, the supplies or services is of such unusual and compelling urgency that the Government would be seriously injured unless the agency is permitted to limit the number of sources from which it solicits bids or proposals.

5. RATIONALE SUPPORTING USE OF AUTHORITY CITED ABOVE

The LPD 17 Class ships' support is critical to the Navy's global war-fighting mission. The LPD 17 Class is designed to transport and land up to 720 Marines, their equipment and supplies by means of embarked landing craft or amphibious vehicles augmented by helicopters. Amphibious lift assets are increasingly important as a result of the emphasis on regional contingencies and the need for rapid deployment of naval expeditionary forces. The SAN ANTONIO (LPD 17) Class of amphibious transport dock ships represents the Navy and Marine Corps' future in amphibious warfare, and is one of the cornerstones in the strategic plan "Forward...from the sea". Not having a contract vehicle to acquire replacement parts needed to perform repairs on USS Mesa Verde (LPD 19), presents substantial risk to the Navy's global readiness capability.

Milestone	Planned Date	Actual Date
Market Research Completed	17-Jan-12	17-Jan-12
MOPAS Revised	27-Jan-12	27-Jan-12
Issue Synopsis	29-Feb-12	
Issue RFQ	23-Jan-12	23-Jan-12
Close RFQ	27-Jan-12	27-Jan-12
Discussions	27-Jan-12	27-Jan-12
Final Proposal Revisions Due	30-Jan-12	30-Jan-12
Final Evaluations - Completed	31-Jan-12	31-Jan-12
Contract Award	01- Feb-12	01- Feb-12

This contract will provide essential contract support for acquiring Ship Set, (2) Lower Stern Hydraulic Lift Cylinders with redesigned rod, end caps and mid plates having ASTM A-514 grade "Q" material, PN: 1-5381. Failure to proceed with this contract would lead to additional costs to the government by increasing the time USS Mesa Verde (LPD 19) will be required to stay in a private shipyard, presenting unacceptable operational risk because of delays in fulfilling the requirement through other methods.

6. FEDBIZOPPS Announcement/Potential Sources. Notice of the contract award will be posted to NECO within 30 days of the award.

7. Determination of Fair and Reasonable Cost. A determination of fair and reasonableness for pricing shall be made by the Contracting Officer/Ordering Officer at the time the contract is awarded.

8. **Other Supporting Facts.** Not applicable.

9. **Actions Taken to Remove Barriers to Competition.** The award of this contract is intended to facilitate the acquisition of mission essential parts. Every effort to date has been made to maintain ordering integrity pursuant to FAR and ensure the contract is conducted fairly and openly with no apparent conflict of interest and in the best interest of the Government. This item is only manufactured by Huber, Inc., and there are no other sources. This item is in the stock system and has an NSN assigned, but its Acquisition Advice Code (AAC) is "J" which means that this item is not stocked, and it is usually centrally procured and managed; also procurement is initiated only after receipt of a requisition. The estimated award date is late January 2012.

10. **Total Estimated Dollar Value of the Acquisition Covered by this J&A.** The total estimated dollar value \$295,766.19 is based on contractor's quote number 12.01/3389 dated January 5th, 2012 and valid until close of business on 30th May, 2012. .

11. **Reference to the Approved Acquisition Strategy (MOPAS).** The Acquisition Strategy was approved on 26January 2012.

12. **Documentation for Spare/Repair Parts Acquisition.** N/A

13. **Preparer's Identification.** The point of contact at FISC Norfolk is Julio Vargas, phone (757) 443-1351, e-mail: Julio.vargas@navy.mil.