



DEPARTMENT OF THE NAVY
NAVSUP WEAPON SYSTEMS SUPPORT

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JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0038313X0158 FOLDER NUMBER: 12285-0023

The format of this Justification and Approval (J&A) was reviewed and approved by NAVSUP Weapon Systems Support Office of Counsel. No change to the format or content of the preprinted portion of this document is allowed. Any revision to the preprinted portion of this document must be individually reviewed and approved by NAVSUP Weapon Systems Support Office of Counsel.

(Item Manager's Name) Please Print (Extension) 0322.21 (Code)
(Technician's Name) Please Print (Extension) 0322.6C (Code)
(Buyer's Name) Please Print (Extension) 0233.18 (Code)

1. IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY: NAVSUP WSS Philadelphia / Mechanicsburg.

2. NATURE/DESCRIPTION OF ACTION: This J&A is for the negotiation and award of a contract through other than full and open competition.

3. DESCRIPTION OF SUPPLIES/SERVICES: This J&A covers the acquisition of the following article(s):

Nomen Valve Quantity
NSN 016121333 Cage Code 97499
P/N 901-344-569-117 Unit Price

Estimated Value (include option):

Appropriation, Subhead and Cost Code: 97 00 XX XX 4930 NC1A 000 34004 0 050120 7R 000000 1PPG0

Undefined Contractual Action

4. IDENTIFICATION OF STATUTORY AUTHORITY: This J&A is based upon the authority of 10 USC 2304(c)(2), as implemented by Federal Acquisition Regulation 6.302.2

5. DEMONSTRATION OF THE URGENT NATURE OF THIS ACQUISITION: The current Acquisition Method Code (AMC/AMSC) is 3B. This acquisition will be negotiated with Eaton (86090) Pt# 62495

Acquire, for the second or subsequent time, directly from the actual manufacturer. This part must be acquired from a manufacturing source(s) specified on a source control or selected item drawing as defined by the current version of DoD-STD-100. Suitable technical data, Government data rights, or manufacturing knowledge are not available to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained. Because the agency's need for the above supplies if of such unusual and compelling urgency, the above concern is the only source capable of meeting the required delivery schedule.

Waiver of FAT:N/A, Lead-time associated with FAT:N/A

6. **FEDERAL BUSINESS OPPORTUNITIES/POTENTIAL SOURCES:** Synopsis of the contract was waived in accordance with FAR 5.202(a)(2).

7. **DETERMINATION OF FAIR AND REASONABLE COST:** The contracting officer determines that the anticipated cost to the Government will be fair and reasonable. In instances when certified cost and pricing data are required, an analysis of cost information will be performed which will consider field pricing reports, commerciality, procurement history and other available cost and pricing information in determining price reasonableness. Certified cost and pricing data will be obtained and used to ensure reasonableness, completeness and realism of proposed costs as required.

8. **DESCRIPTION OF MARKET SURVEY:** A technical review has been made to determine and identify all known sources.

9. **ANY OTHER SUPPORTING FACTS:** Failure to obtain timely delivery of the required supplies will result in:

The immediate placement of a contract rather than waiting the full procurement lead time is necessary for 01-612-1333 Dump Valve which is used in the flight critical Prop Rotor Gear Box. This action is needed to overcome the impacts of a configuration change. An immediate contract to the OEM Eaton is required to get their 22 week lead time, to prevent High Priority backorders. The configuration change was a class 2 change that resulted in a change from P/N: 901-344-569-115 to -117. Current stock posture is critical with 0 wholesale assets available and no assets due in. Currently there are 28 High Priority requisitions holding down aircraft. The Quarterly Demand is 30.14 and Production Lead Time is 7 quarters for this buy if the action is not awarded. An additional 24-25 AOG Back Orders and 0 Retail assets are anticipated before June 2013 if an award is not made expediently. Failure to award this action will result in the US Marine Corps and Air Force V-22s not being able to complete their respective missions. Material shortages will occur which will eventually translate into degraded mission capability, including grounded aircraft and reduced assault support for Marines and other troops engaged in combat operations. All this negatively affects the USMC's ability to support combat flight and ground operations, thus placing all engaged personnel in unacceptable risk. Without any retail assets immediately available, an award to the OEM Eaton for the acquisition of 40 assets is needed to provide immediate support to the war effort.

(a) Backorders: 71      On Hand: 0      On Contract: 0

(b) Anticipated additional backorders during PLT: 164 Quarterly Demand: 30.14

(c) Other facts as applicable: 0 assets Wholesale

10. **LISTING OF INTERESTED SOURCES:** The following sources have expressed, in writing, an interest in this acquisition.

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11. **ACTIONS TO REMOVE BARRIERS TO COMPETITION:**

NAVSUP Weapon Systems Support (NAVSUP WSS) has a breakout program designed to convert as many acquisitions to full and open competition as possible. The program is designed to acquire the necessary technical data needed to procure the requirements of NAVSUP WSS by full and open competition. Eaton is listed as the sources of supply. The AMC/AMSC for this requirement is (3B). A 3B requirement depicts that the items have been reviewed for screening but were found to still be procured directly from the actual manufacturer or vendor. Procurement of this item is restricted to source(s) specified on "Source Control" drawing(s). Available data has not been found adequate to support competitive acquisition. Additional sources must obtain engineering source approval prior to contract award. NAVSUP WSS will continue to encourage manufacturers with the expertise to manufacture the subject item(s) to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority. Future requirements will continue to be advertised in the FedBizOpps website ([www.fedbizopps.gov](http://www.fedbizopps.gov)) and in the NAVSUP WSS Buy Requirements Listings. program is designed to acquire the necessary technical data needed to procure the requirements of NAVSUP WSS by full and open competition.

**12. STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 04/13

(b) Ship To:

SW3218---

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**13. REFERENCE TO THE APPROVED ACQUISITION PLAN:** An Acquisition Plan is not required for this acquisition.

**14. DOCUMENTATION FOR SPARE/REPAIR PARTS ACQUISITIONS:** The specifications for the above articles have been reviewed and reflect the minimum needs of the Government.