



DEPARTMENT OF THE NAVY

NAVSUP WEAPON SYSTEMS SUPPORT

700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5098

5450 CARLISLE PIKE - PO BOX 2020
MECHANICSBURG PA 17055-0788

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: PATV5432528240 FOLDER NUMBER: 13105-0096
N00383-13-X-3321

The format of this Justification and Approval (J&A) was reviewed and approved by NAVSUP WSS 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 in writing by NAVSUP WSS Office of Counsel.

<u>Kenneth Weiler</u> (Item Manager's Name) <i>Please Print</i>	<u>[REDACTED]</u> (Extension)	<u>P7511.71</u> (Code)
<u>Garey Jordan</u> (Technician's Name) <i>Please Print</i>	<u>[REDACTED]</u> (Extension)	<u>P7511.11</u> (Code)
<u>Scott Paris</u> (Buyer's Name) <i>Please Print</i>	<u>[REDACTED]</u> (Extension)	<u>0234.32</u> (Code)

1. CONTRACTING ACTIVITY: X NAVSUP WSS Philadelphia
 NAVSUP WSS Mechanicsburg

2. DESCRIPTION OF THE ACTION BEING APPROVED: 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	<u>Remote Channel Converter</u>	Quantity	<u>[REDACTED]</u>
NSN	<u>1680015445185</u>	CAGE Code	<u>[REDACTED]</u>
P/N	<u>090528-01</u>	Unit Price	<u>[REDACTED]</u>

Estimated Value (include option) [REDACTED]

Appropriation, Subhead and Cost Code [REDACTED]

The required delivery date is [REDACTED]

4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION: This J&A is based upon the authority of 10 USC 2304(c) (1), one source or limited sources, as implemented by FAR 6.302-1.

5. RATIONALE JUSTIFYING USE OF CITED STATUTORY AUTHORITY:

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The current Acquisition Method Code/Acquisition Method Suffix Code (AMC/AMSC) is: 3C

AMC 3: Acquire, for the second or subsequent time, directly from the actual manufacturer.

AMSC : This part requires engineering source approval by the design control activity in order to maintain the quality of the part. Existing unique design capability, engineering skills, and manufacturing knowledge by the qualified source(s) require acquisition of the part from the approved source(s). The approved source(s) (89305) Simmonds Precision. retain data rights, manufacturing knowledge, or technical data that are not economically available to the Government, and the data or knowledge is essential to maintaining the quality of the part. An alternate source must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity. The qualification procedures must be approved by the Government engineering activity having jurisdiction over the part in the intended application.

This acquisition will be negotiated with: Simmonds Precision Products (89305)

The subject item is a Critical Application Item (CAI), a part, assembly, installation or production system with one or more critical characteristics that if missing or not conforming to the design data, quality requirements or overhaul and maintenance documentation would result in an unsafe condition that could cause loss or serious damage to the end item or major components, loss of control, or death to personnel. The approval process involves inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the complex procedures. NAVAIR engineering is responsible for this process. For these reasons NAVSUP WSS is presently unable to fully compete this item. At this time no other commercial facilities have the expertise, facilities or the test equipment necessary to produce this item other than (89305) Simmonds Precision.

6. **DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERERS AS PRACTICABLE:** The proposed contract was synopsised in the FedBizOpps website for government wide point of entry on 5/15/2013. The following sources have expressed an interest in the acquisition: 

Market research was conducted in accordance with FAR Part 10. The results of the market research conducted are as follows: The NAVSUP Weapon Systems Support (WSS) has conducted a market research per the market research document. The subject item is a Critical Application Item (CAI) and all alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item has not been found adequate to support full and open competition. At this time no other facilities have the expertise,

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7. **DETERMINATION OF FAIR AND REASONABLE COST:** The contracting officer determines that the anticipated cost to the Government of the supplies covered by this J&A will be fair and reasonable.

8. **ACTIONS TO REMOVE BARRIERS TO FUTURE COMPETITION:**

_____ For reasons set forth in Paragraph (5 & 6), NAVSUP WSS has no plans at this time to compete future contracts for the subject item covered by this document. If another potential manufacturing source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible.

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CERTIFICATIONS AND APPROVAL
TECHNICAL/REQUIREMENTS CERTIFICATION

I certify that the facts and representations under my cognizance which are included in this Justification which in this justification and which form a basis for this justification are complete and accurate to the best of my knowledge and belief.

Technical Cognizance:

 LMJ/RS P7511.11  11-26-13
Name (Printed) Phone No. Date

Requirements Cognizance:

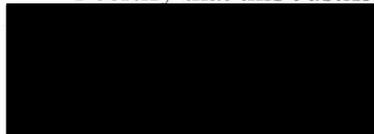
 P7  11/26/13
Signature Name (Printed) Phone No. Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

 A. Solomon: Procurement Analyst
Code:  Phone: 215-697- NOV 27 2013
Signature Name (Printed) Phone No. Date

CONTRACTING OFFICER CERTIFICATION

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

 B. Golden
Cont. Officer  12/5/2013
Name (Printed) Phone No. Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

 NUMBER: J. GOLDBERG
ASSISTANT COUNSEL  12/5/13
Name (Printed) Phone No. Date

APPROVAL REQUIRED BY FAR 6.304

Signature Name (Printed) Phone No. Date

Approval Levels:

Contracting Officer: \$150,000 up to \$650,000
Competition Advocate: Over \$650,000 up to \$12,500,000

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HCA(delegated to NAVSUP WSS 00 and 09):
ASN (RD&A):

Over \$12,500,000 up to \$85,500,000
Over \$85,500,000