



**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

Folder Number:

Requisition/PD#

The format of this Justification and Approval (J&A) was reviewed 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.

| | | |
|---|--|---|
| <input type="text" value="Patricia M. Berardi"/> Item Manager's Name | <input type="text" value="██████████"/> Extension | <input type="text" value="N9818.24"/> Code |
| <input type="text" value="Steve Lage"/> Technician's Name | <input type="text" value="██████████"/> Extension | <input type="text" value="N9818.T"/> Code |
| <input type="text" value="Kathryn Hull"/> Buyer's Name | <input type="text" value="██████████"/> Extension | <input type="text" value="N731.11"/> Code |

1. **CONTRACTING ACTIVITY:** 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: <input type="text" value="Y-Cable for Pilot and Co-Pilot"/> | Quantity: <input type="text" value="various"/> |
| NSN: <input type="text" value="various"/> | CAGE Code: <input type="text" value="0WEC9"/> |
| P/N: <input type="text" value="various"/> | Unit Price: \$ <input type="text" value="██████████"/> |

The required delivery date is: Estimated Value (include option): \$ Option: YES NO % Days

Ship To:

Line of Accounting

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:**

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

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AMC 4. Acquire, for the first time, directly from the actual manufacturer.

AMSC Y. The design of this part is unstable. Engineering, manufacturing, or performance characteristics indicate that the required design objectives have not been achieved. Major changes are contemplated because the part has a low process yield or has demonstrated marginal performance during tests or service use. These changes will render the present part obsolete and unusable in its present configuration. Limited acquisition from the present source is anticipated pending configuration changes.

This acquisition will be negotiated with: EFW INC (CAGE) 0WEC9

Only EFW INC (CAGE) 0WEC9 will be solicited because the item to be manufactured under this acquisition is for Interim Supply Support (ISS) of the Helmet Digital Targeting System (HDTs). NAVSUP Weapon Systems Support, Source Development Department has a breakout program designed to convert as many acquisitions as possible to full and open competition. However, the items that are to be procured under this acquisition are for Interim Supply Support (ISS) of the Ground Helmet Digital Targeting System (HDTs). ISS items are considered design unstable as no formal configuration baseline has been established. Since the Material Support Date (MSD) is scheduled for July 2019, re-procurement technical data has not yet been developed, and will not be available in time to support Initial Operating Capability (IOC). It is anticipated that technical data will be provided to the Navy at a later date, at which time the technical data will be evaluated to determine if it is suitable for competition, as well as evaluating the feasibility of any other alternatives for achieving and/or enhancing, competition.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE: The proposed contract action was synopsisized and included a Sources Sought Notice on the FedBizOpps website for government-wide point of entry on

26 June 2015

and as a result:

no other sources have expressed an interest in this acquisition.

Market Research was conducted in accordance with FAR part 10. The results of the Market Research conducted (or the reason market research was not conducted) is as follows:

NAVSUP Weapon Systems Support (WSS) Code 03 has conducted a market research per the market research document. The AMC/AMSC is "4Y" 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 rights are not in Government possession. Currently the only approved source of supply is EFW INC (0WEC9). No other sources have expressed an interest in manufacturing the subject item. To promote competition the NAVSUP (WSS) will continue to encourage manufactures with the expertise to manufacture the subject item to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority. Also future requirements will be advertised in the FedBizOpps website (www.fedbizopps.gov) in order to encourage potential suppliers to submit Source Approval Requests.

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 types of supplies/ services covered by this document. If another potential source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible. Future requirements will be advertised in the FedBizOpps website (www.fedbizopps.gov) in order to encourage potential suppliers to submit Source Approval Requests.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

A Formal Acquisition Plan / ~~Pre-Solicitation Strategy~~ Form is required for this acquisition.

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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 and which form a basis for this justification are complete and accurate to the best of my knowledge and belief

[Redacted] Steven Lage [Redacted] 8/24/2015
Name Phone Date

[Redacted] Daniel Bessman [Redacted] 8/24/15
Signature Name Phone Date

CONCURRENCE

[Redacted] A. Solomon: Procurement Analyst [Redacted] AUG 25 2015
Code: N21-20 Name Phone Date

CONTRACTING OFFICER CERTIFICATION

[Redacted] and complete to the best of my knowledge and belief.
[Redacted] Nicole T. Roney, N731.10 [Redacted] 31 Aug 2015
Name Phone Date

LEGAL SUFFICIENCY REVIEW

[Redacted] fully sufficient
[Redacted] MICHAEL BOLAND [Redacted] 8/25/15
ASSISTANT COUNSEL
Name Phone Date

[Redacted] Nicole T. Roney, N731.10 [Redacted] 31 Aug 2015
Name Phone Date

Approval Levels:

| | |
|-----------------------------------|---|
| \$150,000 - \$650,000: | Contracting Officer |
| Over \$650,000 - \$12,500,000: | Competition Advocate |
| Over \$12,500,000 - \$85,500,000: | HCA (delegated to NAVSUP WSS 00 and 09) |
| Over \$85,500,000: | ASN (RD&A) |