



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: 14115-0035

Requisition/PD# 1600209652/N0038314X2335

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.

Matthew Walsh (Item Manager's Name), Extension, Code N9817.31
Raymond C. Jerue (Technician's Name), Extension, Code N9817.55
Kelly Nolan (Buyer's Name), Extension, Code N732.21

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: ACCELEROMETER,ELECT Quantity:
NSN: 9BM 6680 014830739 LU CAGE Code: 89305
P/N: 054366-03 Unit Price:

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

Ship To:

Line of Accounting
97 00 XX XX 4930 NC1A 000 34004 0 050120 7R 000000 1PPX00000000

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: 1 B

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AMC 1. Suitable for competitive acquisition for the second or subsequent time.

AMSC B. 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.

This acquisition will be negotiated with: (89305) - Simmonds Precision Products, (2W033) - Dytran Instruments Inc., (0ZW31) - Measurement Specialties Inc., (52681) - PCB Piezotronics Inc., (95411) - Meggitt - Orange County Inc.

(89305) - Simmonds Precision Products, (2W033) - Dytran Instruments Inc., (0ZW31) - Measurement Specialties Inc., (52681) - PCB Piezotronics Inc., (95411) - Meggitt - Orange County Inc. are currently the only approved sources of supply. Available data including supporting test equipment availability and associated drawings and specifications requires to accomplish the manufacture of Part Number 054366-03 have not been found adequate to support full and open competition. NAVSUP WSS Source Development Dept has requested data for the source controlled items from the OEM in this case Simmonds Precision Products (89305) with no response. Since Simmonds Precision Products (89305) refuses to answer and they developed the subject item data at their own expense, the government does not have the data to manufacture the subject item. Due to the source controlled drawing data rights exercised by (89305) Simmonds Precision Products no other commercial manufacture facilities at this time other than (89305) - Simmonds Precision Products, (2W033) - Dytran Instruments Inc., (0ZW31) - Measurement Specialties Inc., (52681) - PCB Piezotronics Inc., (95411) - Meggitt - Orange County Inc. have the expertise, facilities or the test equipment necessary to manufacturing Part Number 054366-03. NAVSUP WSS will continue to encourage manufacturers with the expertise to manufacture the Part Number 054366-03 to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority, namely, NAVSUP WSS, NADEP or NAVAIR. Future requirements will be advertise in the FedBizOpps website (www.fedbizopps.gov) and the NAVSUP WSS Buy Requirements Listing in order to encourage potential suppliers to submit Source Approval Requests.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:

The proposed contract action was synopsisized in the FedBizOpps website for government-wide point of entry on:

9/3/2014

The following sources have expressed an interest in this acquisition: [REDACTED]

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:

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) H-53 Technical Department has conducted a market research per the market research document. All alternate sources must qualify IAW the design control activity's procedures, as approved by the NAVAIR. At this time (89305) - Simmonds Precision Products, (2W033) - Dytran Instruments Inc., (0ZW31) - Measurement Specialties Inc., (52681) - PCB Piezotronics Inc., (95411) - Meggitt - Orange County Inc. are the only approved sources of spares. Currently no other sources other than (89305) - Simmonds Precision Products, (2W033) - Dytran Instruments Inc., (0ZW31) - Measurement Specialties Inc., (52681) - PCB Piezotronics Inc., (95411) - Meggitt - Orange County Inc. have demonstrated an interest in becoming a approved sources of spares for part number 054366-03. NAVSUP WSS Source Development Dept has requests data for source controlled items from the OEM in this case Simmonds Precision Products (89305) with no response. Since Simmonds Precision Products (89305) refuses to answer and they developed the subject item data at their own expense, the government does not have the data to manufacture the subject item. This inability to develop new sources stems from the source control nature of the drawings that are essential to the manufacturing part number 054366-03. For these reasons NAVSUP WSS is presently unable to fully compete this item.

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 fort in Paragraph (5) & (6), NAVSUP WSS has no plans at this time to openly 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.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

An informal/ formal acquisition plan is / is not 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

Technical Cognizance:

[Redacted Signature] Raymond C. Jerue [Redacted Phone] Jan 5, 2015
Signature Name Phone Date

Requirements Cognizance:

[Redacted Signature] Matthew Walsh [Redacted Phone] 1/5/2015
Signature Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted Signature] [Redacted Name] [Redacted Phone] JAN 07 2015
Signature Name Phone Date

CONTRACTING OFFICER CERTIFICATION

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

[Redacted Signature] B. Golden, Contracting Officer [Redacted Phone] 1/20/2015
Signature Name Phone Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

[Redacted Signature] James Gross [Redacted Phone] 20 JAN 15
Signature Name Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] [Redacted Name] [Redacted Phone] [Redacted Date]
Signature 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)