



DEPARTMENT OF THE NAVY
NAVSUP WEAPON SYSTEMS SUPPORT

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MECHANICSBURG PA 17055-0788

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Folder Number: 15197-0019

Requisition/PD# N0038315U2316

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.

Item Manager's Name

Extension

N98112.05 Code

Technician's Name

Extension

N98113.15 Code

Buyer's Name

Extension

N762.08 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 repair/overhaul/modification in support of:

Nomen: Memory Unit, Data Quantity:
NSN: 7025 015557724 CAGE Code:
P/N: 0N699138-1 Unit Price: \$

The required delivery date is: 11/16 Estimated Value (include option): \$153,088.00 Option: [] YES [X] NO % Days

Ship To:

Line of Accounting

[Redacted 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 Repair Method Code/Repair Method Suffix Code (RMC/RMSC) is:

[3] [C] [] multiple codes see pg 2 for definitions Repair C1 J&A Revised OCT 2015

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RMC 3. Repair, for the second or subsequent time, directly from the actual manufacturer.

RMSC C. This part requires engineering source approval by the design control activity in order to maintain the quality of the part. Existing unique engineering skills, and repair knowledge by the qualified source(s) require repair of the part by the approved source(s). The approved source(s) retain repair knowledge, or technical data that are not economically available to the Government, and the data or knowledge essential to maintaining the quality of the part. An alternate source must qualify IAW 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: [REDACTED]

No other commercial facility has the expertise, or the test equipment necessary to repair item 0N699138-1. For this reason NAVSUP WSS is presently unable to fully compete this item. Harris Corporation (91417) has shown the ability to repair item 0N699138-1. Currently no other source is able to be approved because Harris Corporation (91417) has declined to license its technical data to any other commercial vendor. Harris Corporation (91417) owns the test equipment and is the Design Control Authority. A Criticality determination for the item 0N699138-1 has not yet been entered into JDRS therefore a request for determination and entry into JDRS has been submitted.

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

Nov 6, 2015

and as a result:

No other sources have expressed 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:

The technical data required to facilitate competitive repair of item 0N699138-1 is not currently available. Currently no other source is able to be approved because Harris Corporation (91417) has declined to license its technical data to any other commercial vendor. A criticality determination has not yet been entered into JDRS. A request for determination and entry into JDRS has been submitted. Source development department files indicate no SAR has been received from any company interested in becoming a source of repair for this item. Source Development Department files indicate Harris Corporation (91417) to be the only approved repair source at this time.

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), 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.fedbizops.gov) in order to encourage potential suppliers to submit Source Approval requests.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

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

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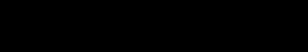
CERTIFICATIONS AND APPROVAL
TECHNICAL/REQUIREMENTS CERTIFICATION

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

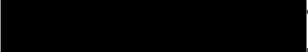
Technical Cognizance:

 Signature	 Name	 Phone	5 NOV 2015 Date
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Requirements Cognizance:

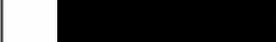
 Signature	 Name	 Phone	5 NOV 2015 Date
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COMPETITION ADVOCATE REVIEW AND CONCURRENCE

 Signature	 Name	 Phone	5 Nov 2015 Date
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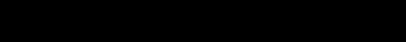
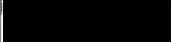
CONTRACTING OFFICER CERTIFICATION

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

 Signature	 Name	 Phone	10 NOV 2015 Date
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LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

 Signature	 Name	 Phone	19 Nov 2015 Date
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APPROVAL REQUIRED BY FAR 6.304

 Signature	 Name	 Phone	 Date
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FAR 6.304 Approval Levels:

\$150,000 - \$700,000:	Contracting Officer
Over \$700,000 - \$13,500,000:	Competition Advocate
Over \$13,500,000 - \$93,000,000:	HCA (delegated to NAVSUP WSS N00 and N09)
Over \$93,000,000:	ASN (RD&A)

