DEPARTMENT OF THE NAVY

REGIONAL CONTRACTING DEPARTMENT
NAVSUP FLEET LOGISTICS CENTER PUGET SOUND
467 W STREET
BREMERTON, WASHINGTON 98314-5120

CONTROL NUMBER 2015-35

N00406-15-P-2550

JUSTIFICATION AND APPROVAL FOR USE OF OTHER THAN FULL AND OPEN COMPETITION

1. **Contracting Activity.**
NAVSUP Fleet Logistics Center Puget Sound

2. **Description of Action Being Approved.**
This is a new contract action for a firm fixed price service type contract for sole sourced technical representative services and supplies to repair the number three (3) air conditioning (AC) plant in support of the U.S. Naval Ship Repair Facility (SRF), Yokosuka, Japan.

This urgent acquisition requires that all requested services and materials be procured only from the following manufacturer:

Johnson Controls, Inc. (York)
4401 23rd Avenue
W. Seattle, WA 98199

3. **Description of Supplies/Services.**
This requirement is for technical representative services and materials to repair the AC plant manufactured by Johnson Controls, Inc. These services/materials are required in order to repair a naval vessel.

The estimated dollar value of this procurement is [redacted] (b) (5) SRF Yokosuka has submitted FY15 O&MN funds in support of this requirement. The required period of performance is 14~29 September 2015.

4. **Statutory Authority Permitting Other Than Full and Open Competition.**
10 U.S.C. 2304(c)(2), Unusual and compelling urgency.

5. **Rationale Justifying Use of Cited Statutory Authority.**
These services and supplies are required in order to make necessary repairs to the AC plant of a naval vessel. The number three (3) AC plant requires overhaul. This component provides design redundancy for the ship's air conditioning system. The present operational status of this plant compromises the necessary system capacity not only for habitability of the crew but for proper operations of the ship's vast navigation,

combat systems, and operational electrical suite. Contract award is required urgently in order to support the [redacted] (b)(7)(F) for this naval vessel. It is critical that the required services be completed during the ship's availability from [redacted] (b)(7)(F) The materials required for the repair historically have a 20-25 week lead time. However, the contractor currently has the necessary assemblies to accomplish the repair which must be secured immediately so they are not committed to another customer.

Johnson Controls, Inc. is the original equipment manufacturer of the items requiring repair and has confirmed that the drawings and information needed to repair these items are proprietary and will not be released to the Government. Therefore, Johnson Controls, Inc. is the only source for the required services.

There are no other known service providers capable of providing the required services. OEM equipment, parts, and expertise are therefore required to ensure system integrity.

Use of any other manufacturer's equipment, parts, or service technicians could cause the AC plant to prematurely fail and risk the safety of the ship and personnel. The failure of these components would jeopardize the ship's ability to stay at sea and perform its mission. Therefore, Johnson Controls, Inc. is the only acceptable source for the needed repairs.

6. **Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.**
Market research indicates that only Johnson Controls, Inc. is capable of providing the required services. The proposed contract will neither be synopsized nor posted to the NECO website to solicit offers from as many offerors as possible due to the urgency of the requirement. Instead, it will be solicited orally with Johnson Controls, Inc.

7. **Determination of Fair and Reasonable Cost.**
The contracting officer will determine that the anticipated cost to the Government for the supplies/services covered by this J&A will be fair and reasonable.

8. **Actions to Remove Barriers to Future Competition.**
For the reasons set forth in Paragraph 5, FLC Puget Sound 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, FLC Puget Sound will assess whether competition for future requirements is feasible.

9. **Contracting Point of Contact.**
The contracting points of contact for this contract are Cari Burnham, NAVSUP FLC Puget Sound Contracting Officer, 360-476-4277, cari.burnham@navy.mil and Austin Carter, NAVSUP FLC Puget Sound Contracting Officer, 360-476-0844, austin.carter@navy.mil.

J&A Number: 2015-35

CERTIFICATIONS AND APPROVALS

TECHNICAL/REQUIREMENTS CERTIFICATION

I certify that the facts and representations under my cognizance which are included in this Justification and its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

Technical Cognizance:

[redacted] (b) (6)			
Signature	Daniel R. Zuehlke Name (Printed)	DSN 315-243-6039 Phone No.	5/20/2015 Date

Requirements Cognizance:

[redacted] (b) (6)			
Signature	Daniel R. Zuehlke Name (Printed)	DSN 315-243-6039 Phone No.	5/20/2015 Date

LEGAL SUFFICIENCY REVIEW

[redacted] (b) (6) ustification is legally sufficient.

Chris Lybeck Name (Printed)	360-476-2939 Phone No.	5/21/15 Date

CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief. To the extent that the J&A/LSJ value is between $150K and $650K, the Contracting Officer's signature below also represents approval of the J&A/LSJ.

[redacted] (b) (6)

AUSTIN CARTER Name (Printed)	360-476-0844 Phone No.	20 MAY 2015 Date

CONTRACTING ACTIVITY COMPETITION ADVOCATE REVIEW

To the extent that the J&A/LSJ value is between $650K and $12.5M, the Competition Advocate's signature below also represents approval of the J&A/LSJ.

Signature	Name (Printed)	Phone No.	Date