



DEPARTMENT OF THE NAVY

REGIONAL CONTRACTING DEPARTMENT
FLEET AND INDUSTRIAL SUPPLY CENTER, PUGET SOUND
467 W STREET
BREMERTON, WASHINGTON 98314-5120

CONTROL NUMBER 2009-84

N00406-09-T-1514

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

1. Contracting Activity.

Fleet and Industrial Supply Center, Puget Sound

2. Description of Action Being Approved.

Award of a Firm Fixed Price Service type contract for a maintenance service contract associated with an immunoassay analyzer in support of the U.S. Naval Hospital Okinawa.

3. Description of Supplies/Services.

The proposed procurement is to provide preventive maintenance services of an immunoassay analyzer in support of the U.S. Naval Hospital Okinawa.

It is anticipated that the total, including four option periods, will be \$610,000 (\$122,000.00 per year) utilizing OM&N funds.

4. Statutory Authority Permitting Other Than Full and Open Competition.

10 U.S.C. 2304(c)(1), Only one responsible source.

5. Rationale Justifying Use of Cited Statutory Authority.

As the Prism manufacturer, Abbott has access to technical data, compatible replacement parts, and approved repair procedures. Necessary specifications, manuals, and repair/overhaul procedures are proprietary and not available to other than Abbott and its authorized representatives. In order to ensure proper performance, the instrument must be repaired utilizing Abbott's specifications and the proper tools, such as testing and calibration equipment.

Source Selection Information - See FAR 2.101 and 3.104

Only Abbott Diagnostics approved and trained personnel are authorized to provide services on the Prism instrument. As Abbott Diagnostics is the sole proprietor of the instrument, the use of an unauthorized source for maintenance and repair or parts or products may cause malfunction or damage to the instrument or cause inaccurate testing results.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.

This requirement will be synopsisized in *FedBizOpps*. Abbott Diagnostics is the only known source in the industry with the capability to provide this service. Should additional sources respond to the synopsis, they will be provided an opportunity to respond to the solicitation and their response will be evaluated for its ability to meet the Government's technical requirements.

7. Determination of Fair and Reasonable Cost.

The contracting officer has determined the anticipated cost to the Government of the 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, FISC Puget Sound has no plans at this time to compete future contracts for the type of service covered by this document. If another potential source emerges, FISC Puget Sound will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVALS

CONTRACT SPECIALIST/NEGOTIATOR (NAVSUPINST 4200.83G)

(b) (6)	Joe Lownik	6-5363	8/17/09
Signature	Name (Printed)	Phone No.	Date

CONTRACTING OFFICER CERTIFICATION (FAR 6.303-2(a)(12) & 6.304(a)(1))

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

(b) (6)	David Stoler	6-8000	8/21/09
Signature	Name (Printed)	Phone No.	Date

LEGAL SUFFICIENCY REVIEW (NMCARS 5206.303-90, NAVSUPINST 4200.83G)

I have determined this justification is legally sufficient.

(b) (6)	Jeffrey M. Denson	6-9291	8/24/09
Signature	Name (Printed)	Phone No.	Date

APPROVAL REQUIRED BY FAR 6.304(a)(2,3,4)

Upon the basis of the above justification, I hereby approve, the solicitation of the proposed procurement(s) described herein using other than full and open competition pursuant to the authority of 10 U.S.C. 2304(c)().

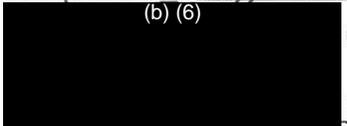
Signature	Name (Printed)	Phone No.	Date
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- FISCPS Contracting Officer (</\$550K)
- FISCPS Competition Advocate (>\$550K, </\$11.5M)
- NAVSUP ED (>\$11.5M, </= \$78.5M)
- ASN (RDA) (>\$78.5M)

REQUIRING ACTIVITY REVIEW:

Requiring activity review and concurrence for service acquisitions IAW DASN (ACQ) of 01 December 06,
"Department of the Navy (DON) Management and Oversight Process for the Acquisition of Services (Revised)
(MOPAS 2).

PROGRAM MANAGER (AII)

Signature	 (b) (6)	JAMES TORNYA	643-7467	10/SEX/09
		EDWARD GRIFFIN	6437737	10 SEP 09
		Name (Printed)	Phone	Date

HIGHER LEVEL REVIEW (as determined by dollar value of procurement)

Signature	 (b) (6)	michele	643-7693	11 Sep 09
		mosteller		
		Name (Printed)	Phone	Date

- Level Above Program Manager (\$100K - \$1M) (NMCARS 5237.503 & NAVSUP Policy Letter 07-29)
- CO/DEPCON (\$1M - \$100M) (NMCARS 5237.503 & NAVSUP Policy Letter 07-29)
- NAVSUP Enterprise Flag/SES (\$100M - \$250M) (NMCARS 5237.503 & NAVSUP Policy Letter 07-29)
- NAVSUP 00/ED (\$250M - \$1B) (NMCARS 5237.503 & NAVSUP Policy Letter 07-29)