



DEPARTMENT OF THE NAVY

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

CONTROL NUMBER 2013-42

N00406-13-T-0463

**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 supply type contract for brand name engines and engine parts in support of Port Operations, Fleet Activity Yokosuka, Japan.

This brand name acquisition requires that all requested supplies be procured only from the following manufacturer or one of their distributors:

Cummins Inc.
 500 Jackson St.
 Columbus, IN 47201

3. Description of Supplies/Services.

This requirement is for the delivery of the following supplies. The supplies must be new and not previously used items.

ITEM	QUANTITY	MANUFACTURER
Cummins Engine (QSB6.7-250HD)	14 each	Cummins
Reduction Gearbox	14 each	Cummins
Water Separator	14 each	Cummins
Minor Parts	14 each	Cummins

The estimated dollar value of this procurement is (b) (5) Port Operations, Fleet Activity Yokosuka has submitted FY13 O&MN funds in support of this requirement. Delivery is required by 30 September 2013.

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

Section 4202 of the Clinger-Cohen Act of 1996 - a sole source acquisition under the authority of the test program for certain commercial items, as implemented by FAR 13.501(a).

5. Rationale Justifying Use of Cited Statutory Authority.

The Cummins QSB6.7-250HD engines and associated parts are required to replace the current Cummins QSB5.9 engines and parts of seven (7) LCM Class pusher boats. The current engines are obsolete and the replacement brand name engines and parts are the only engines and parts that are compatible with existing pusher boat components and also meet the requirements of Naval Sea Systems Command specifications and drawings for alteration and repair of the (b) (7)(F) boats.

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

Market research indicates that only the proposed brand name replacement engines and parts are compatible with existing components on the boat. The proposed contract was synopsized on the NECO website on 20 June 2013 and will be posted on the NECO website to solicit offers from as many offerors as possible.

7. Determination of Fair and Reasonable Cost.

The contracting officer has determined the anticipated cost to the Government of 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.

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.

(b) (6) _____
Signature Name (Printed) Phone No. Date
18 JUN 2013

Requirements Cognizance:
(b) (6) _____
Signature Name (Printed) Phone No. Date
18 JUN 2013

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

(b) (6) _____
Signature Name (Printed) Phone No. Date
MATTHEW HAWKINS 360-476-2490 6/27/13

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.

(b) (6) _____
Signature Name (Printed) Phone No. Date
DANNY LEWIS 360-476-5373 6/18/13

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.

(b) (6) _____
Signature Name (Printed) Phone No. Date
V.A. DASHIELL 360 476 7175 7/3/13

Approved by Review Board

CNS# 13-32

(b) (6) _____

Approved as to Form & Legality

(b) (6) _____
Date
3 JUL 2013