



DEPARTMENT OF THE NAVY

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

CONTROL NUMBER 2016-059

N00406-16-T-0581

JUSTIFICATION AND APPROVAL FOR SOLE SOURCE PROCUREMENT Under Simplified Procedures for Certain Commercial Items (FAR 13.5)

1. **Contracting Activity.**

NAVSUP Fleet Logistics Center Puget Sound (FLCPS)

2. **Description of Action Being Approved.**

This is a new contract action for a firm fixed-price service type contract for urgent sole source for an overhaul kit on an (b) (7)(F) class vessel while berthed at U.S. Naval Ship Repair Facility (SRF) Yokosuka, Japan.

The current acquisition requires that the requested services be procured from the Original Equipment Manufacturer (OEM):

Johnson Controls, Inc.
4401 23rd Ave W
Seattle, WA 98199

3. **Description of Supplies/Services.**

The current requirement is for the Overhaul Kit supplies necessary for the overhaul of air conditioning units numbers 6 & 7 on an (b) (7)(F) class vessel. The problem was first identified by the ship's crew on 22 July 2016

The estimated dollar value of this procurement is (b) (5) SRF Yokosuka has submitted FY16 OM&N funds in support of the requirement. The required delivery date is 10 November 2016.

4. **Statutory Authority Permitting Sole Source.**

41 U.S.C. 1901 – A sole source acquisition under the authority of the simplified acquisition procedures for certain commercial items, as implemented by FAR 13.501(a).

5. **Rationale Justifying Use of Cited Statutory Authority.**

The ship's crew first identified the issues with AC unit's numbers 6 & 7 on 22 July 2016. After further inspection, it was determined that an overhaul of the units would be necessary. Lead times for most of the parts are six to eight weeks with a required delivery date (RDD).

Johnson Controls, Inc. (JCI) is the original equipment manufacturer and owns proprietary rights to the equipment. JCI has no intention of sharing the proprietary information with anyone. There are no authorized dealers, small or otherwise.

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

Market research indicates that the proposed sole source, JCI, is the only known source to provide replacement parts for to the damaged AC units. The proposed contract action will not be synopsisized due to the urgency of the requirement.

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 prior to award.

8. **Actions to Remove Barriers to Future Competition.**

For the reasons set forth in Paragraph 5, FLCPS 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, FLCPS 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.

Technical Cognizance:

(b) (6)

CHARLES LONESKY 252-2846 03AUG16
Name (Printed) Phone No. Date

Requirements Cognizance:

(b) (6)

GEL AMBITO 252-2845 03AUG16
Name (Printed) Phone No. Date

LEGAL SUFFICIENCY REVIEW

(b) (6)

Justification is legally sufficient.

Name (Printed) Phone No. Date *8/4/16*

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)

Danny Lewis *260-476-5373* *8/3/16*
Name (Printed) Phone No. 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