



DEPARTMENT OF THE NAVY

NORFOLK SHIP SUPPORT ACTIVITY  
917B SECOND STREET, STE 241  
NORFOLK, VA 23511-2393

J&A Number: 12-005  
Code: C410  
P.R. No.: N50054SubPres

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

JUSTIFICATION

1. Contracting Activity

The Naval Sea Systems Command, Norfolk Ship Support Activity (NSSA), Contracts Division, Code 410.

2. Description of the Action Being Approved

Norfolk Ship Support Activity (NSSA) intends to modify one Firm Fixed Price, Indefinite-Delivery/Indefinite-Quantity (IDIQ) contract N40025-07-D-7016 with QED Systems Inc. (QED), 4646 Witchduck, Rd., Virginia Beach, VA 23455-6215 to extend the period of performance for the submarine preservation contract. The contractor shall furnish the necessary management, material support services, labor, supplies, and equipment deemed necessary to perform depot level submarine preservation on USS Naval SSN, SSBN & SSGN Class submarines located at Norfolk Naval Shipyard, Naval Station Norfolk, or Northrop Grumman Newport News.



[REDACTED]

The ordering off this contract expired on 18 March 2012; however there is an on-going task order

[REDACTED]

MARK LEAND availability which begins in January 2013. This extension will result in unacceptable delays. This extension will cover a eighteen month period from 31 October 2012 through 30 April 2014. Should the follow-on contract be awarded prior to the end of the extension period, no more orders will be placed against the current contract.

3. Description of Supplies/Services

Contract N40025-07-D-7016 provide the necessary management, material support services, labor, supplies, and equipment deemed necessary to perform depot level preservation on USS Naval SSN, SSBN & SSGN Class submarines via the issuance of Firm Fixed Price task orders. In that the submarine preservation contract is a single award, the total value for this extension is estimated to be as much as \$32,000,000.00, if the full period of the proposed eighteen month extension is required to be utilized. This is in line with the usage during previous periods under the contract. The Government's minimum needs have been verified by the certifying technical and requirements personnel.

4. Statutory Authority Permitting Other Than Full and Open Competition

10 U.S.C. 2304(d)(1)(B). Only one or a limited number of responsible sources and no other type of supplies or services will satisfy agency requirements.

5. Rationale Justifying Use of Cited Statutory Authority

In accordance with FAR 6.302-1(a)(2), full and open competition need not be provided for when services are available from only one or a limited number of responsible sources, and no other type of services will satisfy agency requirements. This requirement supports the use of the authority cited in 10 U.S.C. 2304 (c)(1) and 10 U.S.C. 2304(d)(1)(B). Because only QED can perform the services described herein within the required timeframe, not extending this contract would cause unacceptable delays in fulfilling the agency's requirements. As previously stated, a follow-on contract is being processed on a competitive (best value) basis. Allowing the current, competitively awarded contract, to expire would force requiring activities to contract for these services on an ad hoc basis, and would result in unacceptable delays in response times and could potentially cause irreparable harm to national interests. Continuity of submarine preservation support is essential in ensuring that NAVSEA is able to meet its mission requirements. These services are crucial to mission readiness; until the follow on competitive award can be made for submarine preservation support, continuation of the expiring submarine preservation contracts are the only source that can provide the services within the required timeframes.

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

No additional market research was conducted because it is not practicable, for the reasons discussed in paragraph 5 above, for any company other than QED to provide the required services. This requirement will be synopsisized at FEDBIZOPPS, via the NECO, as required by FAR 5.210(a)(1).

7. Determination of Fair and Reasonable Costs

IAW FAR 6.303-2(a)(7), the Contracting Officer has determined 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 Competition

The submarine preservation contract will continue to be competed every five years. An extension of the current contract is essential solely to maintain continuity of services until a follow-on contract is awarded.

CERTIFICATIONS AND APPROVAL

TECHNICAL/REQUIREMENTS CERTIFICATION (FAR 6.303-2(b))

I certify that the facts and representations under my cognizance, which are included in this justification and its supporting acquisition planning data, including Acquisition Plan No. 10-002, except as noted herein, are complete and accurate to the best of my knowledge and belief.

TECHNICAL/REQUIREMENTS COGNIZANCE:

[REDACTED]

LEGAL SUFFICIENCY REVIEW (NMCARS 5206.303(90))

I have determined this justification is legally sufficient.

[REDACTED]

CONTRACTING OFFICER CERTIFICATION (FAR 6.303-2(a)(12))

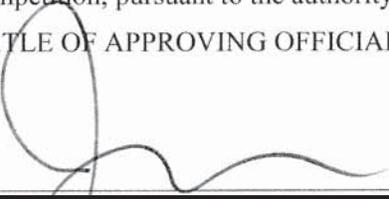
I certify that this justification is accurate and complete to the best of

[REDACTED]

APPROVAL BLOCK (FAR 6.304 for Approving Official)

Upon the basis of the above justification, I hereby approve, as Designee of the Head of the Contracting Activity 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)(1).

(TITLE OF APPROVING OFFICIAL)



02 OCT 2017

[REDACTED]