



DEPARTMENT OF THE NAVY
NAVAL AIR WARFARE CENTER TRAINING SYSTEMS DIVISION
12350 RESEARCH PARKWAY
ORLANDO, FLORIDA 32826-3275

IN REPLY REFER TO:
J&A_14_24026

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

1. Contracting Activity.

Naval Air Warfare Center Training Systems Division (NAWC-TSD) - Orlando, FL

2. Description of the Action Being Approved.

A firm-fixed price two-month extension to the Fielded Training System Support (FTSS II) Navy Helicopter Contractor Operation and Maintenance (COMS) and Contractor Instructor Services (CIS) Task Order N61340-13-C-7501 (Navy Helicopter COMS/CIS). This extends the period of performance from 31 May 2014 to 31 July 2014 at a cost of \$1,966,000 (\$983,000 X 2 Months).

3. Description of Supplies/Services.

The Navy Helicopter COMS/CIS task order provides COMS and CIS for classroom and simulators for USN and USMC pilots, aircrew and maintenance fleet users at the following sites: NAS North Island, CA, NS Norfolk, VA, NAS Jacksonville and NS Mayport, FL and MCAS Quantico, VA. The following platforms are supported: MH-53E, VH-3, VH-60, SH-60B, MH-60S, SH-60R, SH-60F, and C-2A.

See Appendix A for Estimated Dollar Value

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

10 U.S.C. 2304(c)(1) --- Only one responsible source and no other supplies or services will satisfy agency requirements.

5. Rationale Justifying Use of Cited Statutory Authority.

A protest was filed in the case of the follow-on Navy Helicopter COMS/CIS Task Order, with a PCO stay of performance executed as a result. On 7 May 2014, after the Navy filed its Agency Report with the GAO, the protestor withdrew its protest, GAO subsequently dismissed it, and the PCO lifted the stay of performance. Because the transition/mobilization period between outgoing and incoming contractors requires 60 days, a two month extension is required to prevent a gap in service. In accordance with FAR 6.302-1(a)(2)(iii)(A), the COMS/CIS services are available only from Fidelity Technologies Corporation (Fidelity) (the current incumbent contract holder) because no other contractor can mobilize a qualified workforce in the amount of time available to meet the government requirement. Failure to place this short-term extension in place will result in a gap in service that would significantly impact Fleet aircrew training.

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

A Bridge Contract Notice to Sole Source (Navy Helicopter COMS/CIS Bridge Extension) was posted to NECO on 08 April 2014 and provided for interested parties to respond with interest and capability information. No responses have been received to date. Any responses received as a result of the notice will be reviewed and evaluated by the Procuring Contracting Officer (PCO) for potential competitive opportunities prior to contract modification. With regard to follow-on competition, robust and effective competition has been realized; the Government received six proposals for the newly-awarded Navy Helicopter COMS/CIS follow-on effort. Due to a protest by an unsuccessful offeror to GAO, the government requires an extension of the current contract in order to not gap services to the fleet.

7. Determination of Fair and Reasonable Cost.

The prices for the extension period will be determined fair and reasonable based on a mutually agreed to extension of the current FY14 prices. The FY14 prices were determined fair and reasonable based on adequate competition when the contract was initially awarded, or through detailed cost analysis for those line items added after task order award. These historical determinations of fair and reasonable prices are found in the approved business clearance memorandum within the contract file.

8. Actions to Remove Barriers to Future Competition.

The Government awarded the Task Order in a timely manner to transition to the successful offeror. However, the protest has stayed performance under the Task Order. The time asked for is the minimum transition/mobilization phase required by the contract.

Appendix A

Estimated Dollar Value in Thousands

	FY14	FY15	FY16	FY17	FY18	FY19	FY20	Total
O&MN	1966	0	0	0	0	0	0	1966
Total	1966	0	0	0	0	0	0	\$ 1966 k

CERTIFICATIONS AND APPROVAL

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:

	<i>Michael Merritt</i>		<i>4/16/2014</i>
Signature	Name (Printed)	Phone No.	Date

Requirements Cognizance:

Signature	Name (Printed)	Phone No.	Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

Signature	Name (Printed)	Phone No.	Date

CONTRACTING OFFICER CERTIFICATION

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

<i>Tve</i> <i>4/29/14</i>	<i>Thomas E. Courtney</i>	<i>(407) 330-4108</i>	<i>17 April 2014</i>
Signature	Name (Printed)	Phone No.	Date

APPROVED

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)(1), Only one responsible source and no other supplies or services will satisfy agency requirements.

	<i>29 April 2014</i>
[Print Name of Approving Official]	Date