DEFENSE LOGISTICS AGENCY
DLA MECHANICSBURG
5450 CARLISLE PIKE
MECHANICSBURG, PA 17055-0788

IN REPLY REFER TO:

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N00104-10-X-3978 **FOLDER NUMBER:** 10029-0054

[redacted] [redacted] [redacted]
(Item Manager's Name) *Please Print* (Extension) (Code)

[redacted] [redacted] [redacted]
(Technician's Name) *Please Print* (Extension) (Code)

[redacted] [redacted] [redacted]
(Buyer's Name) *Please Print* (Extension) (Code)

1. IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:
DLA MECHANICSBURG.

2. NATURE/DESCRIPTION OF ACTION: This J&A is for the negotiation and award of a contract through other than full and open competition.

3. DESCRIPTION OF SUPPLIES/SERVICES: This J&A cover the acquisition of the following article(s):

Nomen DIAPHRAGM ASSEMBLY Quantity 1
NSN 7H 2825-00-406-7505 PP Cage Code 0BR59
P/N W6056487-701 Unit Price [redacted]
Estimated Value (include option) [redacted]
Appropriation, Subhead and Cost Code
97 00 XX XX 4930 NC1A 000 81003 0 000104 7R 000000 8PP158200MFW
Option: Yes _____ % _____ Days _____ No Option X

4. IDENTIFICATION OF STATUTORY AUTHORITY: This J&A is based upon the authority of the test program for commercial items (section 4202 of the Clinger-Cohen Act of 1996) or the authority of the Services Acquisition Reform Act of 2003 (41 U.S.C. 428a) as implemented in FAR 13.501.

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5. DEMONSTRATION OF CONTRACTOR'S UNIQUE QUALIFICATIONS: The current Acquisition Method Code (AMC/AMCS) is 3Z. This acquisition will be negotiated with: (0BR59) DRESSER-RAND CO

Only the above manufacturing source will be solicited because the articles to be acquired are highly specialized parts designed and manufactured by a non-Government activity. They are the only source that meets the Government's minimum needs. The technical data required for the above acquisition is not available to the Government.

6. GOVERNMENTWIDE POINT OF ENTRY NOTICE/POTENTIAL SOURCES:
This justification, the solicitation and the resulting contract will be posted on FedBizOpps.

7. DETERMINATION OF FAIR AND REASONABLE COST: The contracting officer determines that the anticipated cost to the Government will be fair and reasonable. In instances when certified cost and pricing data are required, an analysis of cost information will be performed which will consider field pricing reports, commerciality, procurement history and other available cost and pricing information in determining price reasonableness. When certified cost and pricing data is obtained, it will be used to ensure reasonableness, completeness and realism of proposed costs as required.

8. DESCRIPTION OF MARKET SURVEY: A technical review has been conducted. Based on this review, as well as on market research, the Contracting Officer has determined that the only known manufacturing source is Dresser-Rand Co.

9. ANY OTHER SUPPORTING FACTS: The articles to be procured are complex and must meet operational and reliability requirements, the achievement of which requires unique production techniques and extensive and/or sophisticated testing, and the Government has not yet acquired or developed the technical data.

This part is a commercial/non-developmental/off-the-shelf-item. Commercial item descriptions, commercial vendor catalog or price lists or commercial manuals assigned a technical manual number only.

10. LISTING OF INTERESTED SOURCES: The following sources have expressed, in writing, an interest in this acquisition:

None

11. ACTIONS TO REMOVE BARRIERS TO COMPETITION:
The Government will include a clause in this solicitation that provides that the Government will consider alternate offers, and that alternate offers should submit a source approval request (SAR) package that will be referred to the cognizant engineering activity. If, due to mission requirements, the current procurement cannot be delayed in order to allow sufficient time for the engineering activity to determine whether to approve an alternate offer, the SAR package will be considered for future awards. This item will be reviewed under the NAVICP replenishment parts program. Should it be determined that the item can be broken out, future acquisitions will be competitive.

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12. STATEMENT OF DELIVERY REQUIREMENTS:

(a) The required delivery date (month/year) is: February 2011

(b) Ship To: SW3117

13. REFERENCE TO THE APPROVED ACQUISITION PLAN: An Acquisition Plan is not required for this acquisition.

14. DOCUMENTATION FOR SPARE/REPAIR PARTS ACQUISITIONS: The specifications for the above articles have been reviewed and reflect the minimum needs of the Government.

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TECHNICAL AND REQUIREMENTS CERTIFICATION REQUIRED BY FAR 6.303-2(b)

I certify that the facts and representations under my cognizance which are included in this justification and which form a basis for this justification are complete and accurate.

Technical Cognizance:

[redacted]

(Signature) (Name & Title) (Code) (Phone) (Date)

Requirements Cognizance:

[redacted]

(Signature) (Name & Title) (Code) (Phone) (Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

(Signature)	(Name & Title)	(Code)	(Phone)	(Date)
Reviewed. 2-23-10 gp	Timothy Dawson D-A Mech Comp Adv	2GB	2989	2/24/10

CONTRACTING OFFICER'S CERTIFICATION REQUIRED BY FAR 6.303-2(a)(12)

I certify that this justification is accurate and complete to the best of my knowledge and belief. (Represents approval if less than $550K.)

(Signature)	(Name & Title)	(Code)	(Phone)	(Date)
	Tonya L. Nearhood Contracting Officer	21A4	6492	4/21/10

REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL: (Over $550K)

(Signature)	(Name & Title)	(Code)	(Phone)	(Date)

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APPROVAL REQUIRED BY FAR 6.304

APPROVAL: (Over $550K)

(Signature)	(Name & Title)	(Code)	(Phone)	(Date)

Approval Levels:

Contracting Officer:	Up to $550,000
Competition Advocate:	$550,001 to $11,500,000
HCA:	$11,500,001 to $78,500,000
DLA HQ:	over $78,500,000