**DEFENSE LOGISTICS AGENCY**
DLA Maritime at Mechanicsburg
5450 CARLISLE PIKE
MECHANICSBURG, PA 17055-0788

# JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

**REQUISITION NUMBER/PD: N0010415XD605** **FOLDER NUMBER: 15230-0047**

| (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) |
| [redacted] | [redacted] | [redacted] |

## 1. IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:

**DLA Maritime at 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 | Stem, Fluid Valve | Quantity | 2 |
| NSN | 7HH 4820 013173612 | Cage Code | 07309 |
| P/N | 115656082 | Unit Price | [redacted] |
| Estimated Value (include option) | [redacted] | | |

Appropriation, Subhead and Cost Code:
**97 00 XX XX 4930 NC1A 000 81004 0 050120 7R 000000 8PMH00000000**

Option: ~~Yes~~ % Days (No Option X)

Item description required for all items: This is a metallic item that secures to a regulator valve and is designed to be used as a means of controlling the flow of liquids in the valve rod assembly for DDG Class Ships. This part number excludes the stem, faucet; and stem, needle valve of the assembly. This stem, fluid valve is necessary for operation of the valve rod assembly of the Guided Missile Destroyer Ships (DDG Class).

**4. IDENTIFICATION OF STATUTORY AUTHORITY:** This J&A is based upon the authority of 10 USC 2304(c)(1), as implemented by Federal Acquisition Regulation 6.302-1. The supplies required by the agency are only available from one responsible source or a limited number of sources and no other type of supplies will satisfy agency requirements.

## 5. DEMONSTRATION OF CONTRACTOR'S UNIQUE QUALIFICATIONS:

The current Acquisition Method Code (AMC/AMCS) is 3R. For the reasons explained below, these supplies are only available from the following source(s): Rolls-Royce Marine North America (CAGE: 07309)
AMC 3. Acquire for the second or subsequent time directly from the actual manufacturer.

AMSC R. The Government does not own the data or the rights to the data needed to purchase this part from additional sources. It has been determined to be uneconomical to buy the data or rights to the data. It is uneconomical to reverse engineer the part. This code is used when the Government did not initially purchase the data and/or rights.

The Government failed to purchase the necessary technical data needed to manufacture and test the stem, fluid valve, for the valve rod assembly of the Guided Missile Destroyer Ships (DDG Class). Rolls-Royce Marine North America (CAGE: 07309) is the design control authority for manufacturing this component and has expertise needed to produce. There is no other known source of procurement at this time.

**6. GOVERNMENTWIDE POINT OF ENTRY NOTICE/POTENTIAL SOURCES:** The government will synopsize this contract action by posting a synopsis on FedBizOpps.gov as required by FAR Subpart 5.2.

**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, which consisted of searching several Government databases including ITIMP, FLIS, NSEDR, and ERP, has been completed on this item. Search criteria included Part Number, Design Control Activity, Cage Code, NSN, Nomenclature, AMC/AMSC, AAC, Criticality Coding, recorded approved sourced of supply, historical sources of supply and past contracts. Based on this market research the contracting officer has determined that the only known manufacturing source is Rolls-Royce Marine North America (CAGE: 07309). An additional sources sought was submitted on 14 October 2015 and closed on 19 October 2015 with no new vendors identified.

**9. ANY OTHER SUPPORTING FACTS:** The Government does not own the data or the rights to the data needed to purchase this part from additional sources. It has been determined to be uneconomical to buy the data or rights to the data. It is uneconomical to reverse engineer the part. 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.

**10. LISTING OF INTERESTED SOURCES:** The following sources have expressed, in writing, an interest in this acquisition: None at this time.

**11. ACTIONS TO REMOVE BARRIERS TO COMPETITION:** The solicitation will include a clause providing 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 also be reviewed under the NAVSUP WSS replenishment parts program, and a request for additional sources was made through FedBizOpps with no new vendors being identified. Should it be determined that the item can be broken out, future acquisitions will be competitive. This acquisition will be synopsized via FedBizOpps and any firm requesting a copy of the solicitation will be provided one.

**12. STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 180 ADO

(b) Ship to: W25G1U (2 EA)
W1BG DLA DISTRIBUTION
DDSP NEW CUMBERLAND FACILITY
2001 NORMANDY DRIVE DOOR 113 TO 134
NEW CUMBERLAND, PA 17070-5002

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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:

| (Signature) | (Name & Title) | (Code) | (Phone) | (Date) |
|---|---|---|---|---|
| [redacted] | | | | 19 Oct 2015 |

### REQUIREMENTS COGNIZANCE:

| (Signature) | (Name & Title) | (Code) | (Phone) | (Date) |
|---|---|---|---|---|
| [redacted] | | | | 19 Oct 2015 |

### COMPETITION ADVOCATE REVIEW AND CONCURRENCE

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

### 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 $650K.)

| (Signature) | (Name & Title) | (Code) | (Phone) | (Date) |
|---|---|---|---|---|
| [signature] | Douglas R. Messina Contracting Officer | 2103 | 5856 | 22 Oct 15 |

### APPROVAL REQUIRED BY FAR 6.304

APPROVAL: (Over $650K)

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

Approval Levels:

| | |
|---|---|
| Contracting officer: | Up to $650,000 |
| Competition Advocate: | $650,000 to $12,500,000 |
| HCA: | $12,500,000 to $62,500,000 |
| DLA HQ: | over $62,500,000 |