



DEFENSE LOGISTICS AGENCY

DLA Maritime Mechanicsburg
5450 CARLISLE PIKE
MECHANICSBURG, PA 17055-0788

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0010412X6305 FOLDER NUMBER: 12047-0027

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

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

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

1. IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:

DLA Maritime 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 covers the acquisition of the following article(s):

| | | | |
|-------|----------------------|------------|------------|
| Nomen | RUBBER TILE | Quantity | 3000 |
| NSN | 1HM 7220 01-464-5007 | Cage Code | 0SX38 |
| P/N | 7338390-4 | Unit Price | [Redacted] |

Estimated Value \$ [Redacted]

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

Undefinitized Contractual Action YES X NO

4. IDENTIFICATION OF STATUTORY AUTHORITY: This J&A is based upon the authority of 10 USC 2304(c)(2), as implemented by Federal Acquisition Regulation 6.302-2.

5. DEMONSTRATION OF THE URGENT NATURE OF THIS ACQUISITION: This acquisition will be negotiated with: (OSX38) Westland Technologies
Wavier of FAT will be granted for (N/A) N/A
Leadtime associated with FAT is N/A . Because the agency's need for the above supplies is of such unusual and compelling urgency, the above concern(s) is/are the only source(s) capable of meeting the required delivery schedule.

6. GOVERNMENTWIDE POINT OF ENTRY NOTICE/POTENTIAL SOURCES:
Synopsis of the contract was waived in accordance with FAR 5.202(a)(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. Certified cost and pricing data will be obtained and used to ensure reasonableness, completeness and realism of proposed costs as required.

8. DESCRIPTION OF MARKET SURVEY: A technical review has been made to determine and identify all known sources.

9. ANY OTHER SUPPORTING FACTS: Failure to obtain timely delivery of the required supplies will result in: Inability of ships to fulfill mission. This tile is used in Passive Countermeasure Systems to reduce the radar signature on various ship classes. Failure to supply replenishment tiles is a safety hazard putting the ship's crew at risk.

23 requisitions
(a) Backorders 1068 total tiles On Hand 0 On Contract 0

(b) Anticipated additional backorders during PLT 1000 Quarterly Demand 2709

(c) Other facts as applicable:

Two sources, Westland Technology and Seal Science, are qualified to manufacture this Tile. However, Seal Science has not submitted a proposal recently due to two reasons

(1) Due to the small sizes of the orders (historically 3000, Seal Science would not be able to economically set up and produce the parts at prices near historic levels.
(2) The primary raw material used in the fabrication of the parts, Hypalon, is no longer being produced by Dupont. Seal Science has not submitted an alternative material to the cognizant engineering activity for qualification due to the limited government demand for this item.

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:

In order to simulate competition, DLA Maritime Mechanicsburg is soliciting for a five year long term requirements contract. By offering NAVSUP WSS total requirements for the next five years, it is anticipated that requirement is large enough to remove several obstacles to competition. This effort started in March 2012 with an anticipated award in September 2012. However, several administrative matters has delayed award until February 2013.

12. STATEMENT OF DELIVERY REQUIREMENTS:

(a) The required delivery date (month/year) is: 30 November 2012

(b) Ship To: W62G2T

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.

REQUISITION NUMBER/PD: N0010412X6305

FOLDER NUMBER: W62G2T

TECHNICAL AND REQUIREMENTS CERTIFICATION
REQUIRED BY FAR 6.302 (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]

(Signature)

(Name & Title)

(Code)

(Phone)

10/10/12
(Date)

[Redacted Signature]

(Signature)

(Name & Title)

(Code)

(Phone)

10/10/2012
(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 from \$150K up to \$650K.)

James Kumar
(Signature)

James Kumar
Sup. Contract Spec
(Name & Title)

EM
(Code)

2854
(Phone)

10/10/2012
(Date)

REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL: (ALL C2 J&As)

(Signature)

(Name & Title)

(Code)

(Phone)

(Date)

REQUISITION NUMBER/PD: N0010412X6305

FOLDER NUMBER: 12047-0027

APPROVAL REQUIRED BY FAR 6.304

APPROVAL: (Over \$650K)

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

Approval Levels:

| | | |
|-----------------------|---------------------|--------------|
| Contracting Officer: | \$150,000 up to | \$650,000 |
| Competition Advocate: | >\$650,000 up to | \$12,500,000 |
| HCA: | >\$12,500,000 up to | \$85,500,000 |
| ASN (RD&A): | >\$85,500,000 | |

Spares C2 J&A
Revised 5/97