**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:** N0010414XE895 **FOLDER NUMBER:** 14259-0086

| | | | | |
|---|---|---|---|---|
| [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 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 | Battery Assembly | Quantity | 322 |
| NSN | 1HM 6140-01-468-5954 | Cage Code | 52088 |
| P/N | B059 | 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 8PMF00000000

Option: Yes 100 % Days 120 No Option

Item description required for all items:
A Battery Assembly is two or more batteries on a common mounting or mounted on each other. They must be separable and each item must be capable of functioning in accordance with its given item name. This Battery Assy is used in the AN/UYQ-70 Advanced Display System and provides energy for un-interruptible powermodule (UPS) applications.

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**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): 52088 – Lockheed Martin Corporation

Only this source will be solicited because the articles to be acquired are highly specialized parts, designed and manufactured by this non-Government activity. No other manufacturer's part can be used as a replacement for this item due to compatibility issues. The data or the rights to use the data needed to purchase these parts from additional sources are not owned by the Government and it is not economical to purchase them. Lockheed Martin (LM) is the Original Equipment Supplier, design agent, and system integrator for the Q-70 weapon system. LM has the expert knowledge of the design and operational characteristics of this weapon system, to include various configurations on multiple platforms, which includes Maritime, Air and Land-based applications. LM is the only source possessing the expertise on critical engineering processes, procedures, software, firmware, components and test fixtures to ensure the appropriate configuration for compatability within the Q-70 system. LM has an established supplier base consisting of more than 70 COTS/NDI product lines. This expertise and engineering knowledge cannot be readily duplicated without signifant time and cost associated with re-engineering, which would result in programmatic risk to Navy Combat Systems equipment and schedules.

**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 52088. ERP Master Data Base, WEBFLIS, NSEDR and ITIMP data bases were queried through item interrogation to ascertain potential alternate sources that may be identified that would meet the Government's minimum requirements for the tasks. At this time no additional sources were identified through these research efforts. If a company other than the one listed believes they have a compatible product, they can submit the item to the Program Office, to include research and development, drawings and test specifications. The program office will test and evaluate the item at the company's expense. Upon qualification, the approved company will be able to participate in future solicitations.

**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. This code is used when the Government did not initially purchase the data and/or rights.

**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 government will include a clause in this solicitation that provides that the government will consider alternate offers, and that alternate offerors 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 the alternate offer, the SAR package will be considered for future awards.

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**12. STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 10/15

(b) Ship To: Q93111 – Lockheed Martin Corporation, Virginia Beach, VA

**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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Revised 11/13

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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] | | | | 15 Oct 14 |

### REQUIREMENTS COGNIZANCE:

| (Signature) | (Name & Title) | (Code) | (Phone) | (Date) |
|---|---|---|---|---|
| [redacted] | | | | 15 Oct 14 |

### 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) |
|---|---|---|---|---|
| Amy E Puchalsky | Amy E Puchalsky Contracting Officer | Z1B2 | 717-605-6436 | 19 Oct 14 |

### 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 |