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

IN REPLY REFER TO:

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0010415X5726 and others **FOLDER NUMBER:** 14290-0027

[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):**

NSN	AMC/AMSC	Nomenclature	P/N	Qty	Unit Price	Extended Amt
5895-01-481-9713	3R	Converter, Signal Data	CV-4376/USC-61(C)	4	[redacted]	
5895-01-496-3955	3R	Computer Subassembly	01-P55253R001	124		
6130-01-501-5390	3Q	Power Supply Assembly	01-P42975J001	15		
5895-01-510-8827	3R	Assy, Black Host	01-P46110F001	26		
5895-01-523-0364	3R	Module, Infosec	01-P46920J002	60		
6130-01-529-9055	3Q	Power Supply	01-P42985J001	26		
5915-01-578-7264	3R	Filter Assembly, Electrical	01-P45409G001	18		
5998-01-620-2136	3R	NRP, Circuit Card Assy	01-P55140R001	47		
5895-01-643-9292	3R	Transmitter Subassembly	01-P55440R001	1		
5895-01-643-9296	3R	Receiver-Transmitter Subassy	01-P55430R001	1		

These items are spare parts in support of the Digital Modular Radio(DMR) AN/USC-61(V) system.

Appropriation, Subhead and Cost Code
97 00 XX XX 4930 NC1A 000 81004 0 050120 7R 000000 8PMC00000000

THIS ACQUISTITION WILL NOT INCLUDE AN OPTION.

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.

5. DEMONSTRATION OF CONTRACTOR'S UNIQUE QUALIFICATIONS:
The current Acquisition Method Codes (AMC/AMSC) is a mix of 3Q or 3R. For the reasons explained below, these supplies are only available from the following source: Cage 1VPW8 – General Dynamics C4 Systems Inc

AMC 3 - Acquire, for the second or subsequent time, directly from the actual manufacturer.
AMSC Q – The Government does not have adequate data, lacks rights to data, or both, needed to purchase this part from additional sources. The Government has been unable to economically buy the data or rights to the data, although the part has been undergoing full screening for 12 or more months.
AMSC R – The Government does not own the data or rights to the data needed to purchase this part from another source and it has been determined not to be economically feasible to procure the data or rights to the data.

The parts being procured are spares in support of a Digital Modular Radio, the AN/USC-61(V) System. This radio system was designed and manufactured by General Dynamics C4 Systems to meet the Navy's requirements. It is the first software-defined radio to become a communications system standard for the U.S. Military. The compact, multi-channel DMR provides multiple waveforms and multi-level information security for voice and data communications from the core of the network to the tactical edge. The parts being procured must be compatible in all aspects (form, fit and function) with the existing system in order to function properly. The Government does not own or have access to the technical data needed to create a competitive bid package for these parts. General Dynamics C4 Systems is the only known source for these parts.

6. GOVERNMENTWIDE POINT OF ENTRY NOTICE/POTENTIAL SOURCES: A sources sought notice as required by DFARS PGI 206.303-2 was posted to FedBizOpps on 5/28/2015 thru 6/9/2015 with no response received. The Government will synopsize this contract action by posting a synopsis on FedBizOpps.gov as required by FAR 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: Market research was performed by the engineering activity at the time of initial provisioning and no other viable sources of supply were identified. In addition to the Sources Sought Notice referenced in 6 above, a technical review was been conducted on this item. The review consisted of searching several Government databases including ITIMP, NSEDR, FLIS & ERP as well as the Internet. Search criteria included Part Number, Design Control Activity, Cage Code, NSN, Nomenclature, AMC/AMSC, Applicable TMS Weapon System/Usable-on-Code, Criticality Coding, recorded approved sources of supply, historical sources of supply and past contracts. Based on this research, the Contracting Officer has determined that the only known manufacturing source is General Dynamics C4 Systems.

9. ANY OTHER SUPPORTING FACTS:

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 solicitation will include a clause providing 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 an alternate offer, the SAR package will be considered for future awards. Also, this acquisition will be synopsized via FedBizOpps and any firm requesting a copy of the solicitation will be provided one.

Previous sole source procurements using FAR Part 6.302-1 were made for some of the items included in this procurement. Efforts to remove barrier to competition were identified as including a clause in the solicitation that the Government would consider alternate offers that include a SAR package. It also noted that the item had been reviewed under the NAVSUP limited screen process and determined that the items could not be broken out for competition because the drawings were not available to the Government. The requirements were synopsized via FedBizOpps and no alternate offers were received. The approval authority has determined that the efforts to increase competition have been met.

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12. STATEMENT OF DELIVERY REQUIREMENTS:

(a) The required delivery date (month/year) is: April 2016

(b) Ship To: Q93177, W62G2T, N3969A, & SW3218

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]				(Date) 4/15/2015
Requirements Cognizance: [redacted]				4/15/2015
(Signature)	(Name & Title)	(Code)	(Phone)	(Date)

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)
J Komarony	J Komarony Supervisory Contr Spe	Z/A	2854	6/23/15

REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL: (Over $650K)

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

spares C1 J&A
Revised 7/13

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APPROVAL REQUIRED BY FAR 6.304

APPROVAL: (Over $650K) $[redacted]

(Signature)	(Name & Title)	(Code)	(Phone)	(Date)
	Mary E. Couture Competition Advocate	X2-7318		6/26/15

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 C1 J&A
Revised 7/13