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

AJ.

## JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

**REQUISITION NUMBER/PD:** N0010416 x 5169 **FOLDER NUMBER:** 16061-0044

| | | | | |
|---|---|---|---|---|
| [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 | OHMMETER | Quantity | 81 EA, |
| NSN | 7ZH 6625 015275543 | Cage Code | 49374 |
| P/N | R1L-E2A | 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 8PMC00000000

OPTION - YES 100% 365 DAYS

**Item Description:** The R1L-E2A is a rugged, simple operation, durable-construction meter capable of providing predictable results under a range of conditions. It's designed to measure micro-ohms throughout a wide temperature range. The Ohmmeter falls under the General Purpose Electronic Test Equipment program. Ohmmeter (Ground Bond Meter) applications include: Aircraft bond measurements and flight-line maintenance of JP4 Jet Fuel and other various types of gasoline, verification of natural gas pipe grounds and boards, inspection of pharmaceutical equipment grounds and storage facilities in the presence of alcohol, and the testing of lighting arrestors in petrochemical production and distribution facilities. The R1L-E2A has been approved by the Naval Research laboratory.

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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): **(CAGE) 49374 TEGAM INC**

Only the above manufacturing source(s) will be solicited because the article to be acquired is a highly specialized part. Ohmmeter (Ground Bond Meter) is coded sole source to Tegam Inc. Cage 49374 owns the drawings and were identified as the approved source of supply by the ISEA during initial provisioning. The Government does not have the rights to the drawings to be able to solicit competitively or to guarantee the same form, fit and function as the item currently being procured. No other viable sources of supply were identified during the provisioning phase for the item. Based on the information available to the Government at this time Tegam Inc. has been identified as the only unit approved to meet the Government's minimum needs.

**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 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 Tegam Inc. Sources Sought notification and market survey has been completed on 10/29/2015 on FEDBIZ in accordance with DFARS PGI 206.303-2.

**9. ANY OTHER SUPPORTING FACTS:** 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 twelve or more months. Breakout to competition has not been achieved, but current, continuing actions to obtain necessary rights to data or adequate, Reprocurement technical data indicate breakout to competition is expected to be achieved. This part may be a candidate for reverse engineering or other techniques to obtain technical data. See Attached Technical Memorandum.

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

None at this time

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|---|---|---|

**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 the alternate offer, the SAR package will be considered for future awards. This item has been reviewed under the NAVSUP WSS limited screen process and determined that the item cannot be broken out. It is determined the previous efforts to improve competition as cited in previous J&A, dated August 2011, utilizing authority of 10 USC 2304(c)(1) as implemented by FAR 6.302-1, were completed.

**12. STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 10/16

(b) Ship To: **W25G1U NEW CUMBERLAND, PA.** 41 EA.

**W62G2T TRACY, CA.** 40 EA.

**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

**REQUISITION NUMBER/PD:** N00104/16X5169 **FOLDER NUMBER:** 1606/-0044

## 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] | [redacted] | [redacted] | [redacted]353 | 17 November 2015 |

### REQUIREMENTS COGNIZANCE:

| (Signature) | (Name & Title) | (Code) | (Phone) | (Date) |
|---|---|---|---|---|
| [redacted] | [redacted] | [redacted] | [redacted] | 17 November 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) |
|---|---|---|---|---|
| Emily Bean | Contracting Officer Emily Bean | 21C | x5885 | 11/20/15 |

### 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 |