In/out 5/5 E. Breeze

DEFENSE LOGISTICS AGENCY
AVIATION
700 ROBBINS AVENUE, BUILDING 1, ROOM 2211
PHILADELPHIA, PENNSYLVANIA 19111-5098

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Folder Number: 15056-0072

Requisition/PD# N0038315X2249

Any revision to the preprinted portion of this document must be individually reviewed and approved in writing by DLA Office of Counsel.

Casey Schneider Item Manager's Name	[redacted] Extension	N9817.11 Code
Wayne Collington Technician's Name	[redacted] Extension	N9817.53 Code
Deirdre Okeefe Buyer's Name	[redacted] Extension	APAB.04 Code

1. CONTRACTING ACTIVITY: DLA Aviation Strategic Acquisition at Philadelphia, PA

2. DESCRIPTION OF THE ACTION BEING APPROVED: 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: WINCH, AIRCRAFT MOUN

Quantity: [redacted]

NSN: 7RH 1680 011298118 LU

CAGE Code: 08484

P/N: BL10300-60 (08484) IAW S6152-62381-005 (78286)

Unit Price: [redacted]

Estimated Value (include option): [redacted]

The required delivery date is: 03/2016

Line of Accounting

97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPX00000000

4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION: This J&A is based upon the authority of 10 USC 2304(c)(1), one source or limited sources, as implemented by FAR 6.302-1.

5. RATIONALE JUSTIFYING USE OF CITED STATUTORY AUTHORITY:

The current Acquisition Method Code/Acquisition Method Suffix Code (AMC/AMSC) is: 3 B

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AMC 3. Acquire, for the second or subsequent time, directly from the actual manufacturer.

AMSC B. This part must be acquired from a manufacturing source(s) specified on a source control or selected item drawing as defined by the current version of DoD-STD-100. Suitable technical data, Government data rights, or manufacturing knowledge are not available to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained.

This acquisition will be negotiated with: Breeze-Eastern Corporation (08484)

Breeze-Eastern (08484) is the only approved source for this item, and no other sources have submitted an offer for this solicitation. The approval process involves inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the complex procedures. The cognizant Government engineering activity, NAVAIR is responsible for this process.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:

The proposed contract action was synopsized in the FedBizOpps website for government-wide point of entry on:

3/30/2015

The following sources have expressed an interest in this acquisition: NONE

Market Research was conducted in accordance with FAR part 10. The results of the Market Research conducted (or the reason market research was not conducted) is as follows:

A market research was conducted by Naval Supply Weapon Systems Support H-53 IWST. Per Sikorsky's (78286) source control drawing S6152-62381, Breeze-Eastern (08484) is the only approved source for this item, P/N BL10300-60. Currently, the only technical data in JEDMICS is Sikorsky's source control drawing, which is insufficient to support manufacturing by other sources. Additionally, this item is a Critical Safety Item (CAI), and Breeze-Eastern (08484) retains data rights, manufacturing knowledge, and technical data which are not economically available to the Government. This data or knowledge is essential to maintaining the quality of the part. As such, an alternate source must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity, NAVAIR. Since the Government does not possess the technical data and data rights to support the manufacture of this item or to distribute them to potential new suppliers of the items or selected item drawing as defined by the current version of DoD-STD-100, it cannot be fully competed. Data or data rights are not in Government possession and cannot be economically obtained to permit acquisition from other sources.

7. DETERMINATION OF FAIR AND REASONABLE COST: The contracting officer determines that the anticipated cost to the Government of the supplies covered by this J&A will be fair and reasonable.

8. ACTIONS TO REMOVE BARRIERS TO FUTURE COMPETITION:

For reasons set forth in Paragraph (5) & (6), NAVSUP WSS has no plans at this time to compete future contracts for the types of supplies/ services covered by this document. NAVSUP WSS will continue to encourage manufacturers with the expertise to manufacture the subject item to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority, namely, NAVSUP WSS, NADEP or NAVAIR. Future requirements will be advertised in the Fed Biz Opps website (www.fedbizopps.gov) in order to encourage potential suppliers to submit Source Approval Requests.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

An informal / formal acquisition plan is / is not required for this acquisition.

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CERTIFICATIONS AND APPROVAL
TECHNICAL/REQUIREMENTS CERTIFICATION

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 to the best of my knowledge and belief

Technical Cognizance:

[redacted]	WAYNE COLLINGTON	[redacted]	03-24-2015
	Name	[redacted]	Date

Requirements Cognizance:

[redacted]	CASEY SCHNEIDER	[redacted]	03/24/2015
Signature	Name		Date

[redacted] CONCURRENCE

[redacted]	A. Solomon: Procu[redacted] Code: N21.20 Phon[redacted]		MAR 27 2015
Signature	Nam[redacted]	Phone	Date

CONTRACTING OFFICER CERTIFICATION

[redacted]te and complete to the best of my knowledge and belief.

[redacted]	John Gormley Code APAB	[redacted]	5/1/2015
	Name		Date

I ha[redacted]tient

[redacted]	Sharif T. Dawson, Esq. Associate C[redacted] DLA Counse[redacted] Phone (215[redacted]		5/5/15
	Name	Phone	Date

APPROVAL REQUIRED BY FAR 6.304

[signature]	Michael Massello Competition Advocate	[redacted]	5/5/15
Signature	Name		Date

Approval Levels:

$150,000 - $650,000:	Contracting Officer
Over $650,000 - $12,500,000:	Competition Advocate
Over $12,500,000 - $85,500,000:	HCA
Over $85,500,000:	DLA SPE