



DEFENSE LOGISTICS AGENCY
DLA Philadelphia
 DLR Procurement Operations, DSCR-ZC
 700 Robbins Avenue, Building 1
 Philadelphia, PA 19111-5098

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0038310X7576

FOLDER NUMBER: 10261-0119

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

<u>Janice Walsh</u> (Item Manager's Name) <i>Please Print</i>	<u> </u> (Extension)	<u>0314.21</u> (Code)
<u>Charles Garber</u> (Technician's Name) <i>Please Print</i>	<u> </u> (Extension)	<u>0314.52</u> (Code)
<u>Bob Albino</u> (Buyer's Name) <i>Please Print</i>	<u> </u> (Extension)	<u>ZCBA .07</u> (Code)

1. **IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:** DLA Philadelphia DLR Procurement Operations.

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	<u>Transmitter Control</u>	Quantity	<u> </u>
NSN	<u>5865013577709XE</u>	Cage Code	<u>82340</u>
P/N	<u>399346-2</u>	Unit Price	<u> </u>

Estimated Value (include option)

Appropriation, Subhead and Cost Code: NCL A 7PP1000FEPEF

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

5. **DEMONSTRATION OF CONTRACTORS UNIQUE QUALIFICATIONS:** The current Acquisition Method Code (AMC/AMSC) is 3 H. This acquisition will be negotiated with

Cage 82340, EDO Corp/Defense System Div., North Amityville, N.Y. 11701-1130

Only the above will be solicited because the articles to be acquired are highly specialized parts, designed and manufactured by a non-Government activity and the technical data required for acquisition by other than the above is not available.

6. **FEDERAL BUSINESS OPPORTUNITIES/POTENTIAL SOURCES:** The proposed contract was/will be synopsisized in the FedBizOpps website for government wide point of entry.

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 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 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:** The articles to be procured are complex and must meet critical operational and reliability requirements, the achievement of which requires unique production techniques and extensive and/or sophisticated testing, and the government has not yet acquired or developed the technical data.

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:** NAVICP-PHILA does not possess sufficient data and tooling required to procure this item competitively with a fully screened technical data package at this time. NAVICP-PHILA has a source development program designed to remove barriers to competition by acquiring necessary data to support full and open competition in a cost effective manner so that future procurement requirements can be satisfied without degrading quality of the item for the Government.

12. **STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 90 days ARO

(b) Ship To:

N00164

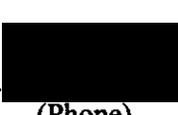
13. **REFERENCE TO THE APPROVED ACQUISITION PLAN:** An Acquisition Plan is not required for this acquisition.

14. **DOCUMENTATION FOR SPARE/REPAIR PARTS ACQUISITIONS:** The specifications for the above articles have been reviewed and reflect the minimum needs of the Government.

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.

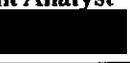
Technical Cognizance:

	<u>CGARBER ES</u>	<u>0314.52</u>		<u>9-24-2010</u>
(Signature)	(Name and Title)	(Code)	(Phone)	(Date)

Requirements Cognizance:

	<u>LMS</u>	<u>0314.21</u>		<u>10/6/10</u>
(Signature)	(Name and Title)	(Code)	(Phone)	(Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

	<u>A. Solomon: Procurement Analyst</u>	<u>Code: 071.20</u>	<u>Phone: 215 </u>	<u>OCT 13 2010</u>
(Signature)	(Name and 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 \$550K).

<u>Robert J. Albano</u>	<u>ROBERT J. ALBANO</u>	<u>SUPV. CONT. SPEC. ZCBA</u>		<u>10/13/10</u>
(Signature)	(Name and Title)	(Code)	(Phone)	(Date)

REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL: (Over \$550K)

	<u>N/A</u>			
(Signature)	(Name and Title)	(Code)	(Phone)	(Date)

APPROVAL REQUIRED BY FAR 6.304

	<u>N/A</u>			
(Signature)	(Name and Title)	(Code)	(Phone)	(Date)

Approval Levels:

- Contracting Officer: Up to \$550,000
- Competition Advocate: \$550,000 to \$11,500,000
- HCA: \$11,500,000 to \$78,500,000
- DLA SPE: over \$78,500,000