



**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: 14044-0007

Requisition/PD# N0038313X5012/N0038314X1520

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

[Redacted] Item manager's Name	[Redacted] Extension	[Redacted] Code
[Redacted] Technician's Name	[Redacted] Extension	[Redacted] Code
[Redacted] Buyer's Name	[Redacted] Extension	[Redacted] 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:	Panel Assembly, Aircraft	Quantity:	4
NSN:	1680-01-562-8746	CAGE Code:	26512
P/N:	123P10333-302	Unit Price:	\$ [Redacted]
Estimated Value (Include option):	[Redacted]	The required delivery date is:	365 days

Line of Accounting
97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPJ00000000

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:

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

AMSC H. The Government physically does not have in its possession sufficient, accurate, or legible data to purchase this part from other than the current source(s). The deficiency is under review for resolution.

This acquisition will be negotiated with: Northrop Grumman Systems Corporation (70974)

The items that are to be procured under this acquisition are for Interim Supply Support (ISS) of the E2D Advanced Hawkeye. ISS items are considered design unstable as no formal configuration baseline has been established. One of the critical functions of the interim support phase is designed to determine a baseline configuration, which impacts maintenance requirements and logistical support. As the E2D aircraft is currently in the interim support phase of the life cycle process, the aircraft is experiencing constant anomalies and variance within the configuration. The government physically does not have in its possession sufficient engineering and technical data to contract for spares with other than the prime. Since the Material Support Date (MSD) is scheduled for October 01 2015, re-procurement technical data has not yet been developed, and will not be available in time to support Initial Operating Capability (IOC). It is anticipated that technical data will be provided to the Navy at a later date, at which time the technical data will be evaluated to determine if it is suitable for competition, as well as evaluating the feasibility of any other alternatives for achieving and/or enhancing, competition. A criticality determination has been performed. This item is a critical application item.

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

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

3/15/14

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:

Market research was not conducted as the aircraft is currently in the interim phase of the life cycle process. A baseline configuration has not yet been established as the item is design unstable at this time.

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 and 6, NAVSUP/WSS has no plans at this time to compete future contracts for the types of supply/services covered by this document. If other potential sources are interested, NAVSUP/WSS will assess whether competition for future requirements is feasible.

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 Signature] [Redacted Name] [Redacted Phone] [9-16-14] Date

Requirements Cognizance:

[Redacted Signature] [Redacted Name] [Redacted Phone] [9-16-14] Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Signature: K. Solomon] [Name: K. Solomon, Procurement Analyst] [Phone: 071.29] [Redacted Phone] [Redacted Phone] [SEP 17 2014] Date

CONTRACTING OFFICER CERTIFICATION

I certify that this justification is accurate and complete to the best of my knowledge and belief.

[Redacted Signature] [Name: K.W. SMITH] [Redacted Phone] [Redacted Phone] [9-18-2014] Date

LEGAL SUFFICIENCY REVIEW

I have determined this justification is legally sufficient

[Redacted Signature] [Name: Sharif T. Dawson, Esq.] [Title: Associate Counsel, DLA Counsel Authority] [Redacted Phone] [Redacted Phone] [9/18/14] Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] [Redacted Name] [Redacted Phone] [Redacted 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