



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: PATY4481516007

FOLDER NUMBER: 08301-0008

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

MARC GERSON
(Item Manager's Name) *Please Print*

[REDACTED]
(Extension)

P7511.31
(Code)

GAREY JORDAN
(Technician's Name) *Please Print*

[REDACTED]
(Extension)

P7511.11
(Code)

KENNETH J. SMITH
(Buyer's Name) *Please Print*

[REDACTED]
(Extension)

ZCA.06
(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>PROCESSOR, SIGNAL DA</u>	Quantity	<u>[REDACTED]</u>
NSN	<u>1270014938785QF</u>	Cage Code	<u>058R3</u>
P/N	<u>82370-02</u>	Unit Price	<u>[REDACTED]</u>

Estimated Value (include option): [REDACTED]

Appropriation, Subhead and Cost Code: 9711X82422884 815160070SAF

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 3C. This acquisition will be negotiated with

GE AVIATION SYSTEMS (058R3)

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 synopsised 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:** The Naval Inventory Control Point Source Development Division has completed a full screen review on the subject item. The AMC/AMSC is (3C) with GE Aviation (058R3) as the only approved source of supply. No other sources have expressed an interest in manufacturing the subject item to the Source Development Division. Available data has not been found adequate to support competitive acquisition. Additional sources must obtain engineering source approval prior to contract award. NAVICP 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. Future requirements will continue to be advertised in the FedBizOpps website (www.fedbizopps.gov) and in the NAVICP Buy Requirements Listings.

12. **STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: DECEMBER 2009 OR SOONER.

(b) Ship To:

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.

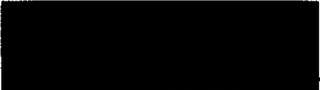
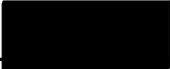
TECHNICAL AND REQUIREMENTS CERTIFICATION
REQUIRED BY FAR 6.303-2(b)

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:

 LMJ/ES P751111  11-13-08
(Signature) (Name and Title) (Code) (Phone) (Date)

Requirements Cognizance:

AB  Dir FMS Aviation Dept P751  11-13-08
(Signature) (Name and Title) (Code) (Phone) (Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

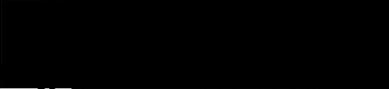
 Selection, Procurement Analyst NOV 19 2008
(Signature) (Name and Title) (Code) (Phone) (Date)

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 K).

 K.J. Smith Contracting Officer ZCA.06  2-9-2010
(Signature) (Name and Title) (Code) (Phone) (Date)

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

 Shant Davis Assoc. Counl 0528-6  2/19/10
(Signature) (Name and Title) (Code) (Phone) (Date)

APPROVAL REQUIRED BY FAR 6.304

B. Keane B. Keane: Competition Advocate Code: ZCSB Phone: (215)  2/19/10
(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
- ASN(RD&A): over \$78,500,000

11/12/2008
MEMORANDUM

From: 073
To: 074

Subj: **STATEMENTS OF PREVIOUS ACTIONS TAKEN TO REMOVE BARRIERS TO COMPETITION**

Ref: (a) OOB Memo of 17th December 1991

J&A REQUISITION NUMBER: **PATY4481516007**
NSN: **1270 014938785 QF**
NOMENCLATURE: **PROCESSOR, SIGNAL DA**

073 Previously reviewed the subject item and established a plan to remove barriers to competition.

No previous plan was developed by 073 for this item as prior procurements did not meet the criteria set forth in reference(a).


(SIGNATURE)

David J. Baine 0732.07 
(NAME, CODE, PHONE)

PREVIOUS ACTIONS TAKEN TO REMOVE BARRIERS TO COMPETITION FOR NIIN: 014938785

N0038305X3770 Review Date:

N0038307YZ660 Review Date: 11/14/2007

The Naval Inventory Control Point Source Development Division has completed a full screen review on the subject Signal Data Processor. The AMC/AMSC is "3C" with Smiths Aerospace (35012) as the only approved source of supply. No other sources have expressed an interest in manufacturing the subject item to the Source Development Division. Available data has not been found adequate to support competitive acquisition. Additional sources must obtain engineering source approval prior to contract award. NAVICP 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. Future requirements will continue to be advertised in the FedBizOpps website (www.fedbizopps.gov) and in the NAVICP Buy Requirements Listings.

N0038302X6941 Review Date: 08/22/2002

The Naval Inventory Control Point has a breakout program designed to convert as many acquisitions as possible to full and open competition by acquiring the necessary technical data. The The Naval Inventory Control Point Source Development Division has initiated a full screen review of NSN 1270-01-493-8785, PN 82370-02 . The preliminary findings indicate that the Technical Data Package is inadequate for full and open competition. Examples of deficiencies include but are not limited to, missing/inadequate drawings, limited rights drawings, missing test procedures and latest revision drawings. When the collection phase of the full screen review has been completed and a technical evaluation has been performed, NAVICP will prepare a letter to be sent to Smiths Ind (93322) requesting a budgetary cost quote for obtaining the missing data. When the contractor's budgetary quote for the acquisition of data is received, it will be evaluated to determine if the Government will acquire the data. If the Government determines to acquire the data, it is estimated that it will take a minimum of twelve months for the contractor to prepare and submit the data, with an additional four months for NAVICP to review the data and develop a complete data package. If a determination is made not to acquire the data, the reason(s) will be documented and the acquisition of data terminated. Other approaches to obtain competition will be pursued if the forecasted requirements justify this effort. Future requirements will continue to be advertised in the FedBizOpps website (www.fedbizopps.gov) and in the NAVICP Buy Requirements Listings.