DEFENSE LOGISTICS AGENCY

DLA Aviation Strategic Acquisition
at Philadelphia, PA
700 Robbins Avenue, Building 1
Philadelphia, PA 19111-5098

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0038310X4820 FOLDER NUMBER: 10121-0050

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

RITA BALLINGER (Item Manager's Name) *Please Print*	[redacted] (Extension)	0322.12 (Code)
STEVEN LAGE (Technician's Name) *Please Print*	[redacted] (Extension)	0322.53 (Code)
MICHAEL MACDONALD (Buyer's Name) *Please Print*	[redacted] (Extension)	ZCBB.08 (Code)

1. **IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:** DLA Aviation Strategic Acquisition at Philadelphia, PA.

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	ACTUATOR,ELECTRO-ME	Quantity	[redacted]
NSN	1680015155144V2	Cage Code	77272
P/N	901-382-014-105	Unit Price	[redacted]

Estimated Value (include option) [redacted]

Appropriation, Subhead and Cost Code: 97 00 XX XX 4930 NC1A 7PP1000V2P2V

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 2B. This acquisition will be negotiated with

SMITHS WLVERHAMPTON LTD (K0648) PN P468A0001-02
THE BOEING COMPANY (77272) PN 901-370-357-201

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 synopsized 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.

No other Sources

11. **ACTIONS TO REMOVE BARRIERS TO COMPETITION:** The Naval Inventory Control Point Source Development Department has completed a full screen review on the subject Electro-Mechanical Actuator. The AMC/AMSC is "2B" with The Boeing Company (77272) and Smiths Wolverhampton (K0648) as the only approved sources of supply. No other sources have expressed an interest in manufacturing the subject item to the Source Development Department. The subject item is source controlled and requires pre-qualification on all new sources. The subject item is considered critical to safely of flight: therefore, additional sources must obtain engineering source approval prior to contract award. The 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 NAVICP, NADEP and NAVAIR. Future requirements will be advertised in the FedBizOpps website (www.fedbizopps.gov) and the NAVICP Buy Requirements Listing in order to encourage potential suppliers to submit Source Approval Requests.

12. **STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: 12/2010

(b) Ship To:

SW3113

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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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:

[redacted] Steven Large ES 0322.53 [redacted] May 8, 10

(Signature) (Name and Title) (Code) (Phone) (Date)

Requirements Cognizance:

[redacted] SLMS 0322A [redacted] 5-10-10

(Signature) (Name and Title) (Code) (Phone) (Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[redacted] A. Solomon: Procurement Analyst
Code: 071.20 Phone: 215-[redacted] MAY 12 2010

(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).

[redacted] Michael MacDonald Contract Negotiator ZCBB.08 [redacted] 2-22-2011

(Signature) (Name and Title) (Code) (Phone) (Date)

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

[redacted] Sharif T. Dawson, Esq
Associate Counsel
DLA Counsel Aviation (Phila.)
Phone (215)[redacted] 2/23/11

(Signature) (Name and Title) (Phone) (Date)

APPROVAL REQUIRED BY FAR 6.304

B. Keane **B. Keane: Competition Advocate**
Code: ZCSB Phone: (215)[redacted] 2-23-11

(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

05/03/2010
MEMORANDUM

From: 073
To: 074

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

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

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NOMENCLATURE: **ACTUATOR,ELECTRO-ME**

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

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

[redacted]

(SIGNATURE)

0733.5 [redacted]
(NAME, CODE, PHONE)