



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: N0038310X1878

FOLDER NUMBER: 093530118

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

Brian Winters
 (Item Manager's Name) *Please Print*

[REDACTED]
 (Extension)

03111.17
 (Code)

Anthony J. Martone
 (Technician's Name) *Please Print*

[REDACTED]
 (Extension)

03113.12
 (Code)

Gladys Nicholas
 (Buyer's Name) *Please Print*

[REDACTED]
 (Extension)

ZCA.04
 (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>TANK,FUEL,AIRCRAFT</u>	Quantity	<u>[REDACTED]</u>
NSN	<u>1560VariousGF</u>	Cage Code	<u>Various</u>
P/N	<u>Various</u>	Unit Price	<u>[REDACTED]</u>

Estimated Value (include option [REDACTED])

Appropriation, Subhead and Cost Code: 97X4930 7PP1000SFPA7

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 1C. This acquisition will be negotiated with

Am Fuel (05476) 7RH1560-01-152-0846 P/N-62002-5H and Engineered Fabrics (56221) 7RH1560-01-446-7869 P/N-320-4-49753-101

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:** The Naval Inventory Control Point Source Development Department has completed a full screen review on the subject item. The AMC/AMSC is (IC) with Am Fuel and EFC 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 considered critical to safety of flight; therefore, additional sources must obtain engineering source approval prior to contract award. NAVICP and the DLA Philadelphia Competition Advocate 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, NAVICP, NADEP or 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: July 2010

(b) Ship To:

SW3122

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:

[Redacted Signature] ES 0311.12 [Redacted Phone] 1/25/10
(Signature) (Name and Title) (Code) (Phone) (Date)

Requirements Cognizance:

[Redacted Signature] Brian Whitters LMS 0311.17 [Redacted Phone] 1/25/10
(Signature) (Name and Title) (Code) (Phone) (Date)

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted Signature] A. Solomon: Procurement Analyst Code: 071.20 Phone: 215-[Redacted] JAN 27 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 Signature] [Redacted] ZCA [Redacted Phone] 3/9/10
(Signature) (Name and Title) (Code) (Phone) (Date)

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

[Redacted Signature] Mark Dawson Assoc Counsel 0506-6 [Redacted Phone] 3/9/10
(Signature) (Name and Title) (Code) (Phone) (Date)

APPROVAL REQUIRED BY FAR 6.304

B. Keane B. Keane: Competition Advocate Code: ZCSB Phone: (215)-[Redacted] 3/11/10
(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
- DLA SPE: over \$78,500,000