

**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: 15289-0017

Requisition/PD# N0038316X0202

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

Maria Cianciulli	[REDACTED]	N9817.35
Item Manager's Name	Extension	Code
Wayne Collington	[REDACTED]	N9817.53
Technician's Name	Extension	Code
Dylan Kendra	[REDACTED]	APAB.20
Buyer's Name	Extension	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:	Hydraulic Fluid Tank	Quantity:	[REDACTED]
NSN:	7R-1650-00-173-7409 LU	CAGE Code:	78286
P/N:	65652-09100-043	Unit Price:	[REDACTED]
Estimated Value (include options):	[REDACTED]	The required delivery date is:	12-30-2017
Ship To:	SW3113		
Line of Accounting	9700XXXX 4930 NC1A 000 85004 0 050120 7R 000000 7PPX00000000		

**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:    multiple codes see pg 2 for definitions

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

AMSC C. This part requires engineering source approval by the design control activity in order to maintain the quality of the part. Existing unique design capability, engineering skills, and manufacturing knowledge by the qualified source(s) require acquisition of the part from the approved source(s). The approved source(s) retain data rights, manufacturing knowledge, or technical data that are not economically available to the Government, and the data or knowledge is essential to maintaining the quality of the part. An alternate source must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity. The qualification procedures must be approved by the Government engineering activity having jurisdiction over the part in the intended application.

This acquisition will be negotiated with: Sikorsky (78286)

Sikorsky (78286) is the Prime contractor for this component (65652-09100-043) and is currently the only approved source of supply. At this time no other sources have shown an interest or have submitted an offer to manufacture this item. Additionally, this item is a Critical Application Item and requires engineering source approval by the design control activity in order to maintain the quality of the part. Therefore, any interested entity seeking to compete for this contract must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity.

**6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:** The proposed contract action was synopsized and included a Sources Sought Notice on the FedBizOps website for government-wide point of entry on

Oct 20, 2015

and as a result:

No interest was received for this part number.

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:

The NAVSUP Weapon Systems Support (WSS) Source Development Department (SDD) has conducted a market research per the market research document. The subject Hydraulic Fluid Tank is a Critical Application Item (CAI) and all alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. Currently the only approved manufacturing source of supply is Sikorsky Aircraft (78286). Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item has not been found adequate to support full and open competition. No other sources have currently expressed an interest in becoming an approved manufacturing source for the subject item to the Source Development Department. To promote competition the NAVSUP WSS 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 per the (WSS) guidelines. Also future requirements will be advertised in the FedBizOps website ([www.fedbizops.gov](http://www.fedbizops.gov)) in order to encourage potential suppliers to submit Source Approval Requests.

**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) & (6), NAVSUP WSS has no plans at this time to compete future contracts for the types of supplies/ services covered by this document. If another potential manufacturing source emerges, 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] [TIM LYPKA] [Redacted Phone] [12/23/15]  
Signature Name Phone Date

**Requirements Cognizance:**

[Redacted Signature] [MARIA CIANCILINI] [Redacted Phone] [12/23/15]  
Signature Name Phone Date

**COMPETITION ADVOCATE REVIEW AND CONCURRENCE**

[Redacted Signature] [John Sweeney] [Redacted Phone] [12-24-15]  
Signature Name Phone Date

**CONTRACTING OFFICER CERTIFICATION**

I certify that this Justification is accurate and complete to the best of my knowledge and

[D Henderson] [D. M. HENDERSON] [Redacted Phone] [4/29/2016]  
Signature Name Phone Date  
CONTRACTING OFFICER

**LEGAL SUFFICIENCY REVIEW**

[Redacted Signature] [Sharif T. Dawson, Esq.] [Redacted Phone] [5/2/16]  
Signature Associate Counsel Counsel Aviation Phone Date

**APPROVAL REQUIRED BY FAR 6.304**

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

**Approval Levels:**

\$150,000 - \$700,000:	Contracting Officer
Over \$700,000 - \$13,500,000:	Competition Advocate
Over \$13,500,000 - \$93,000,000:	HCA
Over \$93,000,000:	DLA SPE

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FOR THE YEAR  
ENDING 31st MARCH 1950

STATEMENT