

**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: 16105-0015

Requisition/PD# N0038316X2357

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

Sue Swider Item Manager's Name	[REDACTED] Extension	N9812.16 Code
Benton Veltri Technician's Name	[REDACTED] Extension	N9812.53 Code
Dorothy Henderson Buyer's Name	[REDACTED] Extension	APAB.01 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: POWER COND MODULE	Quantity: [REDACTED]
NSN: 1680015612331	CAGE Code: 03538
P/N: 7287513G1	Unit Price: \$ [REDACTED]

Estimated Value (include option): [REDACTED] The required delivery date is: 12/2017

Ship To: DD NORFOLK, VA -
SW3117 - DD NORFOLK, VA - SDF

Line of Accounting
97 00XX XX4930NC1A0008500400501207R0000007PPJ00000000

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: Lockheed Martin Corp. (03538)

The subject item is a critical application item, Only NAVAIR or Source Development can approve critical sources. The approval process involves inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the complex procedures. NAVAIR engineering is responsible for this process and has delegated authority to Source Development. For these reasons NAVSUP WSS is presently unable to fully compete this item. At this time no other commercial facilities have the expertise, facilities or the test equipment necessary to produce this item other than Lockheed Martin Corp (03538) due to the proprietary drawing owned by Lockheed Martin Corp (03538) that are essential in the production of this item. The Government does not have access to sufficient data or rights to distribute this item to potential source of supply.

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

The sources sought was posted on 5/31/2016 and the only source that responded was Lockheed Martin Corp. (03538)

and as a result:

No other sources were interested at this time.

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 item is a critical application item and all alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR or Source Development prior to contract award. Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item is not available to purchase the subject item from other than the current approved source of supply Lockheed Martin Corp (03538). Available data 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 FedBizOpps website (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 subject item covered by this document. If another potential manufacturing source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible. future requirements will be advertised in the FedBizOpps website (www.fedbizops.gov) in order to encourage potential suppliers to submit Source Approval Requests.

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] Benton Veltri [Redacted] Aug 31, 2016
Name Phone Date

[Redacted] Sue Swider [Redacted] Aug 31, 2016
Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted] John Sweeney [Redacted] 7 SEP 2016
Name Phone Date

CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and [Redacted]
D. Henderson D. M. HENDERSON [Redacted] 7 Sep 2016
Signature Name Contracting Officer Phone Date

LEGAL SUFFICIENCY REVIEW

I have [Redacted] sufficient Sharif T. Dawson, Esq. Associate Counsel
[Redacted] DLA [Redacted] 9/7/16
Name Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted] [Redacted] [Redacted] [Redacted]
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