



**DEFENSE LOGISTICS AGENCY  
AVIATION**  
700 ROBBINS AVENUE, BUILDING 1, ROOM 2211  
PHILADELPHIA, PENNSYLVANIA 19111-5098

*In/004  
12/15  
Sikorsky*

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION**

Folder Number: 15050-0016

Requisition/PD# 1600249458/N0038315X2190

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

Item Manager's Name

Extension

Code

Technician's Name

Extension

Code

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: Shock Strut, MLG

Quantity: 19

NSN: 7R 1620-01-206-1936 LU

CAGE Code: 78286

P/N: 65261-08002-054

Unit Price:

Estimated Value (include option)

The required delivery date is: 02/01/2017

Line of Accounting

97 00 XX XX 4930 NC1A 000 34004 0 050120 7R 000000 1PPX00000000

**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:

3 C

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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 Aircraft Corporation (78286)

The NAVSUP H53 Technical Dept has completed a limited screen review on the subject item. The AMC/AMSC is (3C) with Sikorsky Aircraft Corporation (78286) as the only approved source of spares. Part number 65261-08002-054 has been found inadequate for competition due to low quarterly demand and the drawing data restricting use of the technical data for sources other than Sikorsky Aircraft Corporation (78286). No other sources have expressed an interest in manufacturing the subject item to the NAVSUP WSS Source Development Department. 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, namely, NAVSUP WSS, NADEP or NAVAIR. Future requirements will be advertised in the FedBizOpps website ([www.fedbizopps.gov](http://www.fedbizopps.gov)) and the NAVSUP WSS Buy Requirements Listing in order to encourage potential suppliers to submit Source Approval Requests.

**6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:**

The proposed contract action was synopsised in the FedBizOpps website for government-wide point of entry on:

10 APR 2015

The following sources have expressed an interest in this acquisition: None

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 Main Landing Gear Shock Strut 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. Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item are not available to purchase from other than the current approved source of supply Sikorsky Aircraft (78286). Data review discloses that all the manufacturing data including all manufacturing manuals, publications, associated drawings and specifications required to manufacture and maintain the quality of the subject item are not in Government possession and cannot be economically obtained. Sikorsky Aircraft (78286) owns the tooling needed to make the forgings, and they are not allowing any other company the authorization to use their tooling. Without the above manufacturing data it is not possible for any other source to manufacture the subject item. The government does not possess the manufacturing data necessary 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.fedbizopps.gov](http://www.fedbizopps.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] [Redacted Name] [Redacted Phone] Feb 24, 2015  
Signature Name Phone Date

**Requirements Cognizance:**

[Redacted Signature] [Redacted Name] [Redacted Phone] Feb 24, 2015  
Signature Name Phone Date

**COMPETITION ADVOCATE REVIEW AND CONCURRENCE**

*A. Solomon* A. Solomon: Procurement Analyst  
Code: N21.20 Phone [Redacted] [Redacted] MAR 04 2015  
Signature Name Phone Date

**CONTRACTING OFFICER CERTIFICATION**

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

[Redacted Signature] ROBERT ALBINO [Redacted Name] [Redacted Phone] 12/14/2015  
Signature Name Phone Date

**LEGAL SUFFICIENCY REVIEW**

I have determined this justification is legally sufficient

[Redacted Signature] Sharif T. Dawson, Esq.  
Associate Counsel for Aviation [Redacted Name] [Redacted Phone] 12/15/15  
Signature Name Phone Date

**APPROVAL REQUIRED BY FAR 6.304**

*Michael Massello* Michael Massello  
Competition Advocate [Redacted Name] [Redacted Phone] 12/15/15  
Signature Name Phone Date

**Approval Levels:**

\$150,000 - \$650,000:	Contracting Officer
Over \$650,000 - \$12,500,000:	Competition Advocate
Over \$12,500,000 - \$85,500,000:	HCA
Over \$85,500,000:	DLA SPE