

PATY85 32096001
PATY85 32116001

REQUISITION NUMBER/PD: PATY8532076001 FOLDER NUMBER: 14009-0012

5. RATIONALE JUSTIFYING USE OF CITED STATUTORY AUTHORITY:

The current Acquisition Method Code/Acquisition Method Suffix Code (AMC/AMSC) is: 4C AMC 4. Acquire, for the first 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: (4U884) Raytheon. The items covered by this J & A are source coded XB and have never been procured. There is no data available for any of these items, and no critical item reviews have been conducted for any of them. Raytheon (4U884) is the only source for these items. XB items may be procured by cage and part number, as in this case, and (4U886) Raytheon is the only source that can provide the required part numbered items.

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

The proposed contract was synopsisized in the FedBizOpps website for government wide point of entry on 11/14/2012. The following sources have expressed an interest in the acquisition:

Raytheon

Market research was conducted in accordance with FAR Part 10. The results of the market research conducted are as follows:

The data necessary to facilitate competitive procurement of the three items defined on attachment(a), by sources other than Raytheon (4U884), is not currently available. The Source Development Department will send a letter Raytheon (4U884) requesting a budgetary cost estimate and lead time for providing a complete Level III Technical Data Package with U. S. Government rights for use of data for competitive procurement purposes. A criticality determination for this item has not yet been entered into JDRS. A request for determination and entry into JDRS has been submitted. Source Development Department files indicate no SAR has been received from any company interested in becoming a source of supply for this item. Raytheon (4U884) is the only approved source of supply at this time. *APB*

PATY 85 3209 6001

PATY 85 3211 6001

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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 Paragraphs (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 source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible. *APB*

9. **REFERENCE TO THE APPROVED ACQUISITION PLAN**: An Informal/Formal acquisition plan is/is not required for this acquisition.

PATY853209600)
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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 No.] 6/12/2014
Date

Requirements Cognizance:

[Redacted Signature] [Redacted Name] [Redacted Phone No.] 6/17/14
Date

REVIEW AND CONCURRENCE

[Redacted Signature] **A. Solomon: Procurement Analyst**
Code: 071.20 Phone [Redacted] JUN 17 2014
Date

CONTRACTING OFFICER CERTIFICATION

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

[Redacted Signature] **Brian Farrington**
Contracting Officer APBA [Redacted Phone No.] 6/19/2014
Date

REVIEWED BY COUNSEL FOR LEGAL SUFFICIENCY: (Over \$150k)

I have determined this Justification is legally sufficient.

[Redacted Signature] **Sharif T. Dawson, Esq.**
Associate Counsel
DLA Counsel Aviation
Phone [Redacted] 10/6/14
Date

APPROVAL REQUIRED BY FAR 6.304

[Signature] **Michael Massello**
Competition Advocate [Redacted Phone No.] 10/7/14
Date

Approval Levels:

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