

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: 16105-0033

Requisition/PD# N0038316X2366

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: OSCILLATOR ASSY

Quantity: 5 ea

NSN: 5995-01-561-3317

CAGE Code: 03538

P/N: 7287409G1

Unit Price: \$

Estimated Value (Include option): \$

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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AMSC H. The Government physically does not have in its possession sufficient, accurate, or legible data to purchase this part from other than the current source(s). This code is applicable only to parts under immediate buy requirements and only for as long thereafter as the deficiency is under review for resolution and appropriate recoding. This code is only assigned at the conclusion of limited screening, and it remains assigned until the full screening process resolves physical data questions and results in assignment of a different AMSC. If one source is available, AMCs 3, 4, or 5 are valid. If at least two sources exist, AMCs 1 or 2 are valid.

This acquisition will be negotiated with: Lockheed Martin Corp (03538)

Only Lockheed Martin Corp (03538) will be solicited because only Lockheed Martin Corp (03538) owns sufficient technical data. Technical data is comprised of two parts, the data itself and the rights to such data. Government rights would allow the Government to distribute technical data to potential new suppliers of subject item. Technical data contain information regarding inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the manufacturing procedures. As a result additional sources are either unable or uninterested in manufacturing subject item. Additional sources are required to submit a complete SAR package to qualify them as a new source.

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 results of the market research conducted are as follows: NAVSUP Weapon Systems Support (WSS) Code 03 has conducted a market research per the market research document. The AMC/AMSC is "3H" Suitable technical data, Government data rights, or manufacturing knowledge are not available to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. Data rights are not in Government possession. Currently the only approved sources of supply are Lockheed Martin Corp (03538). No other sources have expressed an interest in manufacturing the subject item to the Source Development Department. To promote competition the NAVSUP (WSS) will continue to encourage manufactures 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. Also future requirements will be advertised in the FedBizOpps website (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, and 6, NAVSUP/WSS has no plans at this time to compete future contracts for the types of supply/ services covered by this document. If other potential sources are interested, 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. Future requirements will be advertised in the FedBizOpps website (www.fedbizopps.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 Signature] [Redacted Name] [Redacted Phone] Aug 31, 2016
Signature Name Phone Date

Requirements Cognizance:

[Redacted Signature] [Redacted Name] [Redacted Phone] Aug 31, 2016
Signature Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Signature] John Sweeney [Redacted Phone] 7 SEP 2016
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] D. M. HENDERSON [Redacted Phone] 7 Sep 2016
Signature Name Phone Date
CONTRACTING OFFICER

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

Sharif T. Dawson, Esq.
Associate Counsel
DLA Council Aviation
Phone [Redacted]

[Redacted Signature] [Redacted Name] [Redacted Phone] 9/12/16
Signature Name 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