



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

*In/act
5/17
Raytheon*

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Folder Number:

Requisition/PD#

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

<input type="text" value="Kevin Lengyel"/> Item Manager's Name	<input type="text" value="[REDACTED]"/>	<input type="text" value="N9818.15"/> Code
<input type="text" value="Benton Veltri"/> Technician's Name	<input type="text" value="[REDACTED]"/>	<input type="text" value="N9818.T5"/> Code
<input type="text" value="Suzanne Brown"/> Buyer's Name	<input type="text" value="[REDACTED]"/>	<input type="text" value="APBA.02"/> 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: Quantity:

NSN: CAGE Code:

P/N: Unit Price:

Estimated Value (include option): The required delivery date is:

Line of Accounting

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:

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

AMSC D. The data needed to acquire this part competitively is not physically available, it cannot be obtained economically, nor is it possible to draft adequate specifications or any other adequate, economical description of the material for a competitive solicitation.

This acquisition will be negotiated with: RAYTHEON COMPANY (96214)

Only RAYTHEON COMPANY (96214) will be solicited because NAVSUP does not own rights to drawings. They cannot economically obtained, nor is it possible to draft adequate specifications them to facilitate competition at this time. Rights would enable the Government to distribute technical data to potential new suppliers of subject item. Drawings 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 synopsized in the FedBizOpps website for government-wide point of entry on:

2/4/2015

The following sources have expressed an interest in this acquisition: Raytheon

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 data necessary to facilitate competitive procurement of this Control, Converter by sources other than Raytheon Company (96214) is not currently available. The Source Development Department will send a letter to Raytheon Company (96214) 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 therefore 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 Company (96214) is the only approved source of supply at this time. RFL

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 source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible. RFL

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] Benton Veltri [Redacted Phone] Jun 5, 2014
Signature Name Phone Date

Requirements Cognizance:

[Redacted Signature] Kevin Lengyel [Redacted Phone] Jun 5, 2014
Signature Name Phone Date

CONCURRENCE

[Redacted Signature] A. Solomon: Procurement Analyst [Redacted Phone] MAR 10 2015
Signature Name Code: N21.20 Phone Date

CONTRACTING OFFICER 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.

[Redacted Signature] Brian Farrington [Redacted Phone] 3/12/2015
Signature Name Contracting Officer APBA Phone Date

LEGAL SUFFICIENCY REVIEW

I have reviewed the facts and representations under my cognizance which are included in this Justification and which form a basis for this justification and find them to be legally sufficient.

[Redacted Signature] Sharif T. Dawson, Esq. [Redacted Phone] 5/7/15
Signature Name Associate Counsel DLA Contract Aviation Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Handwritten Signature] Michael Massello [Redacted Phone] 5/9/15
Signature Name Competition Advocate 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