



**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:

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="Fran Robb"/> Item Manager's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="N98111.16"/> Code
<input type="text" value="Steven Hardman"/> Technician's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="N98113.13"/> Code
<input type="text" value="Suzanne Brown"/> Buyer's Name	<input type="text" value="[REDACTED]"/> Extension	<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: <input type="text" value="Power Supply"/>	Quantity: <input type="text" value="[REDACTED]"/>
NSN: <input type="text" value="014956214"/>	CAGE Code: <input type="text" value="55438"/>
P/N: <input type="text" value="063000-1"/>	Unit Price: <input type="text" value="[REDACTED]"/>

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: Goodrich Lighting Systems Inc. (55438)

Only the above will be solicited because the articles to be acquired are highly specialized parts, designed and manufactured by a non-Government activity and the technical data required for manufacture by other than the above is not available. No other sources have expressed an interest in manufacturing the subject item to the Source Development Department. In addition, available data has not been found adequate to support competitive acquisition. Furthermore the Subject item is a CAI (Critical Application item) And critical to safety of flight and as such the subject item requires NAVAIR source approval. Therefore, additional sources must obtain engineering source approval prior to contract award. Goodrich Lighting Systems Inc. (55438) currently owns the data and is exercising proprietary rights to the same. In addition negotiations to acquire the data have to date been unsuccessful.

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

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

8/21/2014

The following sources have expressed an interest in this acquisition: Goodrich Lighting Systems

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:

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, Goodrich Lighting Systems Inc. (55438). All available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item has not been found adequate to support full and open competition. The subject manufacturing data is currently owned by Goodrich Lighting Systems Inc. (55438) In addition, it has been deemed not economically feasible at this time to Either attempt to acquire the data and or attempt to reverse engineer the subject item. And Furthermore the subject item is a CAI (Critical Application item) and critical to safety of flight and as such the subject item requires NAVAIR source approval. Therefore, additional sources must obtain engineering source approval prior to contract award. All alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. 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 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

[Redacted Signature] **Signature**
[Redacted Name] **Name**
[Redacted Phone] **Phone**
10/01/2014 **Date**

[Redacted Signature] **Signature**
FRAN ROBB **Name**
[Redacted Phone] **Phone**
10/1/14 **Date**

CONCURRENCE

[Redacted Signature] **Signature**
Solomon: Procurement Analyst **Name**
Phone: 071.22 Phone: 215-697-9276 **Phone**
OCT 08 2014 **Date**

CONTRACTING OFFICER CERTIFICATION

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

[Redacted Signature] **Signature**
Brian Farrington **Name**
Contracting Officer APBA **Title**
(215)697-9941 **Phone**
[Redacted Phone] **Phone**
10/14/2014 **Date**

LEGAL SUFFICIENCY REVIEW

[Redacted Signature] **Signature**
[Redacted Name] **Name**
Sharif T. Dawson, Esq. **Title**
Associate Counsel **Title**
DLA C **Title**
[Redacted Phone] **Phone**
[Redacted Phone] **Phone**
10/5/14 **Date**

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] **Signature**
[Redacted Name] **Name**
[Redacted Phone] **Phone**
[Redacted Date] **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