



**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="Brian Winters"/> Item Manager's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="N98111.17"/> 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="Steve Girnius"/> Buyer's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="APBA.03"/> 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="Tank, Fuel, Aircraft"/>	Quantity: <input type="text" value="[REDACTED]"/>
NSN: <input type="text" value="014467869, and 011520846"/>	CAGE Code: <input type="text" value="56221"/>
P/N: <input type="text" value="320-4-49753-101, and 62002-5H"/>	Unit Price: <input type="text" value="[REDACTED]"/>
Estimated Value (include option) <input type="text" value="[REDACTED]"/>	Required delivery date <input type="text" value="[REDACTED]"/>
Line of Accounting <input type="text" value="[REDACTED]"/>	
<input type="text" value="97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPA00000000"/>	

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 2. Suitable for competitive acquisition for the first time.

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: Meggit Inc. (56221) and AM Fuel (05476)

No other sources have expressed an interest in manufacturing the subject item to the 073 Source Development Department. In addition, available data has not been found adequate to support competitive acquisition and at this time the Government physically does not have in its possession sufficient, accurate, or legible data to purchase this part from other than the current sources. In light of this, Meggit (56221) and Am Fuel (05476) are currently the only approved commercial sources by NAVAIR. Furthermore the subject item is considered a CSI (Critical Safety Item) and as such the subject item is considered critical to safety of flight, therefore, additional sources must obtain engineering source approval from The DCA (NAVAIR) prior to contract award.

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:

The following sources have expressed an interest in this acquisition: *NONE AS OF 11/9/14* *9/19/14*

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:

Meggit Inc. (56221) and AM Fuel (05476) are currently the only commercial facilities with the expertise, facilities, or test equipment necessary to manufacture the subject item. No other sources have expressed an interest in manufacturing the subject item to the 073 Source Development Department. In addition, available data has not been found adequate to support competitive acquisition. The subject item is considered critical to safety of flight, therefore, additional sources must obtain engineering source approval prior to contract award. The subject item is a CSI (Critical Safety item and therefore requires engineering source approval by the design control activity (NAVAIR) in order to maintain the quality of the part. All alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. Available data including publications, supporting test equipment availability and associated drawings and specifications required to accomplish the production of the subject item have not been found adequate to support full and open competition. No other commercial facilities at this time have the expertise, facilities or the test equipment necessary to manufacture the subject part. In addition, no other sources have currently expressed an interest in becoming an approved source to the 073 Source development department.

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: *fully*
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 supplies/services covered by this document. If another potential 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 Competency
[Redacted] Name: Steven W. Hardman [Redacted] Date: 08/13/14

[Redacted] Name: Brian Winters [Redacted] Date: 08/13/14

CONCURRENCE
[Redacted] Name: Solomon: Procurement Analyst [Redacted] Date: AUG 15 2014
[Redacted] Phone: [Redacted] Phone

CONTRACTING OFFICER CERTIFICATION

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

[Redacted] Signature: [Redacted] Name: Shawn Frank [Redacted] Date: 11/7/14

LEGAL SUFFICIENCY REVIEW

[Redacted] sufficient Name: Sharif T. Dawson, Esq. Associate Counsel DLA Counsel Aviation [Redacted] Date: 11/10/14
[Redacted] Phone [Redacted] Phone

APPROVAL REQUIRED BY FAR 6.304

[Redacted] Signature [Redacted] Name [Redacted] Phone [Redacted] 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