



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

*In/out
2/25
WG/Herley*

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="Emily Veltri"/> Item Manager's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="N98112.5A"/> Code
<input type="text" value="Eric Ahlquist"/> Technician's Name	<input type="text" value="[REDACTED]"/> Extension	<input type="text" value="N98113.14"/> 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: 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:

Felder Number: 14133-0014

Requisition/PD# N0038314X2595

AMC 2. Suitable for competitive acquisition for the first time.

AMSC B. This part must be acquired from a manufacturing source(s) specified on a source control or selected item drawing as defined by the current version of DoD-STD-100. 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 review discloses that required data or data rights are not in Government possession and cannot be economically obtained.

This acquisition will be negotiated with: Both NORTHROP GRUMMAN (97942), and HERLEY-CTI INC (53213)

All sources must be approved by the design control activity. NAVAIR is the design control activity. Both NORTHROP GRUMMAN (97942), and HERLEY-CTI INC (53213) possess the necessary data, test facilities, tooling, equipment and knowledge to produce this item at this time. This item is a Critical Application Item (CAI.) Available data including all manufacturing publications, supporting test equipment, drawings and specifications required to manufacture the subject item has not been found adequate to support full and open competition. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained.

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:

8/4/14

The following sources have expressed an interest in this acquisition: Herley and Northrop Grumman

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:

As stated in paragraph 5, this item is a limited competitive buy with both NORTHROP GRUMMAN (97942), and HERLEY-CTI INC (53213). Configuration has been verified, additional sources must obtain engineering source approval prior to contract approval. NORTHROP GRUMMAN (97942), and HERLEY-CTI INC (53213) are the only approved sources. A limited screen review has been completed, drawing data is not available, source verified through publications, FMT and ITIMP. NAVSUP WSS records show this item is a Critical Application Item, although not JDRS a request has been sent to the Source Development Department to be added, and must be procured from NORTHROP GRUMMAN (97942), or HERLEY-CTI INC (53213).

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 fully 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 Cognizance:

[Redacted Signature] Eric Ahlquist [Redacted Phone] Feb 24, 2015
Signature Name Phone Date

R [Redacted Signature] Emily Veltri [Redacted Phone] Feb 24, 2015
Signature Name Phone Date

[Redacted Signature] AND CONCURRENCE A. Solomon: Procurement Code: N21.20 [Redacted Phone] FEB 24 2015
Signature Name 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 to the best of my knowledge and belief.
[Redacted Signature] Brian Farrington Contracting Officer APBA [Redacted Phone] 2/24/2015
Signature Name 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 sufficient.
[Redacted Signature] Sharif T. Dawson, Esq. Associate Counsel DLA C [Redacted Phone] 2/25/15
Signature Name Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] Michael Massello Competition Advocate [Redacted Phone] 1/60 2/25/15
Signature Name 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