



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

*OGP
4/12/12*

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="Cynthia Trejo"/> Item Manager's Name	<input type="text" value="██████████"/> Extension	<input type="text" value="N98111.33"/> Code
<input type="text" value="Steve Hardman"/> Technician's Name	<input type="text" value="██████████"/> Extension	<input type="text" value="N98113.13"/> Code
<input type="text" value="Suzanne Brown"/> Buyer's Name	<input type="text" value="██████████"/> 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:

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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: Triumph Group (97415)

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. Available data including all publications, associated drawings and specifications, as well as supporting test equipment availability required to manufacture the subject item are not available to purchase from other than the current approved source of supply, Triumph Group (97415) The Subject item is also a CSI (Critical Safety Item). Any additional sources must acquire engineering source approval from the DCA (NAVAIR) prior to contract award. In addition, No other sources have currently expressed an interest in becoming an approved manufacturing source for the subject item to the Source Development Department.

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:

2/18/2015

The following sources have expressed an interest in this acquisition:

Triumph (97415)

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 NAVSUP Weapon Systems Support (WSS) Source Development Department (SDD) has conducted a market research per the market research document. The subject Holdback Adapter Fitting is a Critical Safety Item (CSI) and all alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. 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 Triumph Actuation Systems (97415). Also the data for the subject item contains restrictive legend and the data is proprietary to Triumph Actuation Systems (97415) and they will not release any or all the data to the Navy. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained. Without the technical data it is not possible for any other source to manufacture the subject item. No other company has access to the technical data that would enable them to manufacture the subject item. The government does not possess the manufacturing data necessary to support full and open competition. 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 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 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] Steven W. Hardman [Redacted Phone] 04/16/15
Name Date

Requirements Cognizance:

[Redacted Signature] Cynthia S. Trejo [Redacted Phone] 4/17/15
Name Date

CONCURRENCE

[Redacted Signature] A. Solomon: Procurement Code: N21.20 [Redacted Name] [Redacted Phone] APR 21 2015
Signature Name Phone Date

CONTRACTING OFFICER CERTIFICATION

[Redacted Signature] accurate and complete to the best of my knowledge and belief.
Suzanne Brown Contracting Officer [Redacted Phone] 4/22/2015
Name PBA Phone Date

LEGAL SUFFICIENCY REVIEW

I hereby 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] Sharif T. Dawson, Esq. Associate Counsel DLA [Redacted Name] [Redacted Phone] 4/22/15
Name Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] Claudette Parrott Competition Advocate [Redacted Phone] 4/29/2015
Signature Name 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