



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

*In/act  
5/4  
Raytheon  
Thales*

**JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION**

Folder Number: 14240-0101

Requisition/PD#: PATX4441616227

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

Ken Weiler Item Manager's Name	[REDACTED]	[REDACTED]	N52211.71 Code
Gary J Jordan Technician's Name	[REDACTED]	[REDACTED]	N52211.11 Code
Richard Ferralolo Buyer's Name	[REDACTED]	[REDACTED]	APAB.08 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: Transponder Quantity: [REDACTED]

NSN: 5845145791978 CAGE Code: 94404

P/N: 44035965AJ Unit Price: [REDACTED]

Estimated Value (include option) [REDACTED] The required delivery date is: 4/30/2011

Line of Accounting  
9711X8242 2884 000 74842 000 065916 2dPATX44416162270SCF

**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:  1  P

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AMC 1. Suitable for competitive acquisition for the second or subsequent time.

AMSC P. The rights to use the data needed to purchase this part from additional source(s) are not owned by the Government and cannot be purchased, developed, or otherwise obtained. It is uneconomical to reverse engineer this part.

This acquisition will be negotiated with: (23386) Thales Defense and Security & (94404) Raytheon Company

Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject items are not available to purchase from other than the current approved source of supply. Available data has not been found to support full and open competition.

**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:

10/20/14

The following sources have expressed an interest in this acquisition: NONE

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:

This item is suitable for limited competition procurement. Full and open competition is not possible at this time as the data necessary to facilitate such competition is proprietary and legally unavailable. The AMC/AMSC is IP with the data being proprietary to THALES UNDERWATER SYSTEMS SAS T U S (8294). THALES UNDERWATER SYSTEMS SAS T U S (8294) does not quote directly with the Navy and has instead created an agreement through two companies who are authorized to sell subject item to the Navy. Only Raytheon (94404) and (23386) Thales Defense and Security are authorized by THALES UNDERWATER SYSTEMS SAS T U S (8294) to supply subject item to the Navy. (23386) Thales Defense and Security & (94404) Raytheon Company are the only sources of supply available at this time. No other sources have expressed an interest in supplying subject item.

**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 fully compete future contracts for the subject item covered by this document. If another potential manufacturing source emerges, NAVSUP WSS will assess whether full and open 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]	Benton Veltri	[Redacted Phone]	Apr 30, 2015
	Name	Phone	Date
[Redacted Signature]	Ken Weller	[Redacted Phone]	Apr 30, 2015
	Name	Phone	Date
[Redacted Signature]	Michael Massollo	[Redacted Phone]	5/4/15
	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 and accurate to the best of my knowledge and belief

[Redacted Signature]	John Gornley APAB	[Redacted Phone]	5/4/2015
	Name	Phone	Date

**LEGAL SUFFICIENCY REVIEW**

[Redacted Signature]	Sharif T. Dawson, Esq.	[Redacted Phone]	5/13/15
	Name	Phone	Date

**APPROVAL REQUIRED BY FAR 6.304**

LILLI CHARLES MICHAEL 1035 084246	T. Kozior, CCO DLA Aviation Phila.	[Redacted Phone]	[Redacted Date]
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

# J&A MARKET RESEARCH

Date: 04-30-2015

Requisition/PD#(s): PATX4441616227

NSN/P/N(s): 145791978 part number 44035965AJ

(AMC/AMSC) or (RMC/RMSC): 1P

LSR (Limited Screen Review)

Code/Ext: N9818.T5/3108

DCA Cage Code: (23386) & (94404)

[PHL] FSR (Full Screen Review > \$650K)

Code/Ext:

## CONFIGURATION VALIDATION RESOURCES / DATA INTEGRITY

### MECHANICSBURG (Check all that apply)

- |                                                                                             |                                                                 |
|---------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
| <input type="checkbox"/> ITIMP - Integrated Technical Item Management & Procurement         | <input type="checkbox"/> EB Single Parts Master                 |
| <input type="checkbox"/> E-LAR - Electronic Liaison Action Records                          | <input type="checkbox"/> TDP Tool                               |
| <input type="checkbox"/> CITIS - Contractor Integrated Technical Information System         | <input type="checkbox"/> IRPOD                                  |
| <input type="checkbox"/> ATIS - Advanced Technical Information System                       | <input type="checkbox"/> BPMI - Atomic Power                    |
| <input type="checkbox"/> Dry Deck Shelter/Oil Web-Site                                      | <input type="checkbox"/> ISEA - In-Service Engineering Activity |
| <input type="checkbox"/> NSEDR - Naval Ships Engineering Drawing Repository                 | <input type="checkbox"/> LARs                                   |
| <input type="checkbox"/> EIS - Engineering Information System                               | <input type="checkbox"/> CDAs                                   |
| <input type="checkbox"/> CDMD-OA - Configuration Data Managers Database - Open Architecture | <input type="checkbox"/> FLIS                                   |
| <input type="checkbox"/> ERP/ORACLE/FMT                                                     |                                                                 |

### PHILADELPHIA (Check all that apply)

- |                                                                                                       |                                                                                  |
|-------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> ITIMP - Integrated Technical Item Management & Procurement        | <input checked="" type="checkbox"/> ERP / ORACLE / FMT                           |
| <input checked="" type="checkbox"/> IPB - Illustrated Parts Breakdown                                 | <input checked="" type="checkbox"/> FLIS - Federal Logistics Information System  |
| <input checked="" type="checkbox"/> JEDMICS - Joint Engineering Data Management Info & Control System | <input checked="" type="checkbox"/> SERD - Support Equipment Recommendation Data |

### DATA INTEGRITY (Reference)

AMC/AMSC - Acquisition Method (Suffix) Code	AAC - Acquisition Advice Code	Criticality Coding (CSI/CAI)
RMC/RMSC - Repair Method (Suffix) Code	NSN (National Stock Number)	Past Contracts
DCA (Design Control Activity) Cage Code	Units per application (If other than OEM)	Nomenclature
PR (Procurement Requisition) Dollar Value	Recorded Approved Sources of Supply	Reference Part Number
Applicable TMS Weapon System/Usable-On-Code	Historical Sources of Supply	SM&R Code

[MECH] Competition Advocate Data Integrity:

Initials

[MECH] Submitter Data Integrity:

Initials

### SOURCE VALIDATION RESOURCES (Check all that apply)

- EBS - Enterprise Business System (Secure System)
- PDREP - Product Deficiency Reporting and Evaluation Program
- JDRS - Joint Deficiency Reporting System (CSI - Critical Safety Item / CAI - Critical Application Item)
- Drawing Interpretation - Availability, Criticality (Safety, Application, Dimensional), etc., VSE (Vendor Substantiation Engineering Required), Latest Revision Level, Proprietary Legends, Source/Specification Controlled
- [PHL] USP Database (Unsolicited Source Proposal) (DATA:073:adeleusp)
- [PHL] Repair Manuals Review / Validation

V 2.2 19 Mar 2015

**MARKET RESEARCH EVALUATION**

**\*\* REMARKS REQUIRED for "YES" Responses (unless marked optional) \*\***

1.  Configuration Correct

Configuration: Validated via provisioning data under the authority of NAVAIR

2. Manufacturing/Repair Source(s) Records have been aligned and validated  YES

Remarks: Validated via provisioning data under the authority of NAVAIR

3. Drawing Data Interpretation

a) Drawing Data Availability  NO - Not Able to View Drawing Data - proceed to Item 4

Location/Remarks: Validated via provisioning data under the authority of NAVAIR

b) Specification / Source Controlled Drawing

Remarks:

c) DCA Drawing Contains a Restrictive Legend

Remarks:

d) (MECH) Distribution Statement

Remarks:

4. Criticality Determination

Validated, Identified, and Properly Documented

(PHL) Not in JDORS - Initiated Criticality Determination. Procure from approved sources of supply

Remarks (optional):

5. (PHL) Technical Data (Spares/Repairs)

Incomplete - Have Source Development send a request (if feasible) to the OEM for a budgetary cost estimate and lead time for providing a complete level III Technical Data Package, set of repair manuals, and/or Technical Data/Specifications with the U.S. Government rights for use of data for competitive procurement purposes.

Complete - Procure from the current approved source(s) of supply  
\* A completed SAR is required to qualify all new sources \*

Remarks (optional):

6. USP Determination

Remarks:

Additional Remarks:

Signature: 

Date: 04-30-2015

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