In/out
12/14
L-3

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: 14070-0027

Requisition/PD# N00383-14-X-1781/1782/1783/1784

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

Patricia Berardi	[redacted]	0320.24
Item Manager's Name	Extension	Code
Andrew Ross	[redacted]	0320.T73
Technician's Name	Extension	Code
John Gormley	[redacted]	APAB
Buyer's Name	Extension	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:	Various (SF 36 attached)	Quantity:	Various
NSN:	Various (SF 36 attached)	CAGE Code:	06401
P/N:	Various (SF 36 attached)	Unit Price:	$ Various

Estimated Value (include option [redacted] The required delivery date is: 5/30/2014

Line of Accounting

9700XXXX 4930 Nc1A 000 85004 0 050120 7R 000000 7PPY00000000

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: 3 Y

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AMC 3. Acquire, for the second or subsequent time, directly from the actual manufacturer.

AMSC Y. The design of this part is unstable. Engineering, manufacturing, or performance characteristics indicate that the required design objectives have not been achieved. Major changes are contemplated because the part has a low process yield or has demonstrated marginal performance during tests or service use. These changes will render the present part obsolete and unusable in its present configuration. Limited acquisition from the present source is anticipated pending configuration changes.

This acquisition will be negotiated with: (06401) L-3 Communications; Communication Systems West

Only L3 COMMUNICATIONS CORP (06401) will be solicited because the item that is to be procured under this acquisition is for Interim Supply Support (ISS) of the ARPDD. ISS items are considered design unstable as no formal configuration baseline has been established. Since the Material Support Date (MSD) is scheduled for 14335 day (01 December 2014) , reprocurement technical data has not yet been developed, and will not be available in time to support Initial Operating Capability (IOC). It is anticipated that technical data will be provided to the Navy at a later date, at which time the technical data will be evaluated to determine if it is suitable for competition, as well as evaluating the feasibility of any other alternatives for achieving and/or enhancing, competition.

NAVSUP Weapon Systems Support, Source Development Department has a breakout program designed to convert as many acquisitions as possible to full and open competition. However, the items that are to be procured under this acquisition are for Interim Supply Support (ISS) of the ARPDD. ISS items are considered design unstable as no formal configuration baseline has been established. Since the Material Support Date (MSD) is scheduled for 14335 day (01 December 2014) reprocurement technical data has not yet been developed, and will not be available in time to support Initial Operating Capability (IOC). It is anticipated that technical data will be provided to the Navy at a later date, at which time the technical data will be evaluated to determine if it is suitable for competition, as well as evaluating the feasibility of any other alternatives for achieving and/or enhancing, competition."

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

The proposed contract action was synopsized in the FedBizOpps website for government-wide point of entry on: 6/23/14

The following sources have expressed an interest in this acquisition: L-3 Communications (06401)

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:

Due to the design of these items being unstable market research was not conducted at this time.

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 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]	Andrew Ross	[redacted]	May 22, 2014
	Name	Phone	Date

Requirements Cognizance:

[redacted]	Carol Kotowski	[redacted]	5-22-14
	Name		Date

[redacted] **D CONCURRENCE**

[redacted]	A. Solomon: Procu[redacted] Code: 071.20 Phon[redacted]		MAY 28 2014
	Na[redacted]	Phone	Date

CONTRACTING OFFICER CERTIFICATION

I c[redacted]ccurate and complete to the best of my knowledge and belief.

[redacted]	John Gourley APAB	[redacted]	12-9-14
	Name		Date

LEGAL SUFFICIENCY REVIEW

I ha[redacted]ficient

[redacted]	Sharif T. Dawson, Esq. Associate Counsel DLA [redacted] Phon[redacted]		12/16/14
	Name	Phone	Date

APPROVAL REQUIRED BY FAR 6.304

[signature]	Michael Massello Competition Advocate	[redacted]	12/16/14
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

STANDARD FORM 36, JULY 1966 GENERAL SERVICES ADMINISTRATION FED. PROC. REG (4)1 CFR) 1-16.101)	CONTINUATION SHEET	REF. NO. OF DOC. BEING CONT'D	PAGE 1	OF 1

NAME OF OFFEROR OR CONTRACTOR

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	0R 5895-01-592-6889 MULTIPLEXER ASSY P/N 60083550-000	[redacted]	EA	[redacted]	
0002	0R 6130-01-592-6894 ELEK FREQ CONV ASSY P/N 60083551-000		EA		
0003	0R 5996-01-592-6898 RADIO FREQ AMP P/N 60083552-000		EA		
0004	0R 5985-01-592-6961 ANTENNA, DIR P/N 60083554-000		EA		

Source Selection Information
FAR 2.101 and 3.104