



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

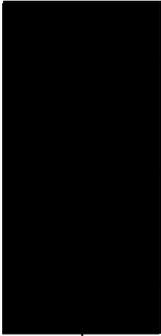
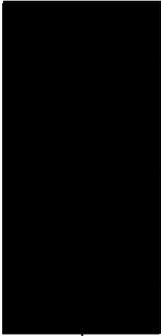
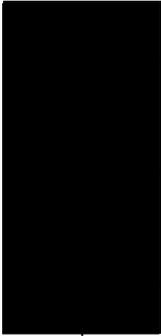
*In/out
5/5
Raytheon*

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

PAT X4441616205

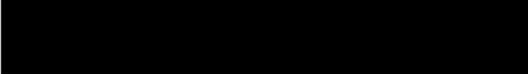
REQUISITION NUMBER/PD: N0038313X6669 **FOLDER NUMBER:** 13270-0027

Any revision to the pre-printed portion of this document must be individually reviewed and approved by the DLA Office of Counsel.

<u>Kevin Lengyel</u> (Item Manager's Name) <i>Please Print</i>		<u>0320.15</u> (Code)
<u>Benton Veltri</u> (Technician's Name) <i>Please Print</i>		<u>0320.T5</u> (Code)
<u>John Gormley</u> (Buyer's Name) <i>Please Print</i>		<u>APAB</u> (Code)

- CONTRACTING ACTIVITY:** DLA Aviation Strategic Acquisition at Philadelphia, PA.
- DESCRIPTION OF THE ACTION BEING APPROVED:** Negotiation and award of a contract through other than full and open competition.
- DESCRIPTION OF SUPPLIES/SERVICES:** This J&A covers the acquisition of the following article(s):

Nomen	<u>RECEIVER, TRANSMITT,</u>	Quantity	
NSN	<u>5845 015748340</u>	CAGE Code	<u>94404</u>
P/N	<u>H420805-1</u>	Unit Price	

Estimated Value (include option) 

Appropriation, Subhead and Cost Code: 97 00 XX XX 4930 NC1A 000 85004 0 050120
7R 000000 7PPY00000000

The required delivery date is: 11/14

- 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 a limited number of 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: 3H *AMC 3*. Acquire, for the second or subsequent time, directly from the actual manufacturer *AMSC H*. The Government physically does not have in its possession sufficient, accurate, or legible data to purchase this part from other than the current source(s). The deficiency is under review for resolution.

This acquisition will be negotiated with: RAYTHEON COMPANY (94404)

Only RAYTHEON COMPANY (94404) will be solicited because NAVSUP does not own sufficient rights to drawings at this time. Rights would enable the Government to distribute technical data to potential new suppliers of subject item. Drawings contain information regarding inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the manufacturing procedures. As a result additional sources are either unable or uninterested in manufacturing subject item. Additional sources are required to submit a complete SAR package to qualify them as a new source.

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

The proposed contract was synopsisized in the FedBizOpps website for government wide point of entry on 1/28/2014. The following sources have expressed an interest in the acquisition: *None*

The data necessary to facilitate manufacture of this Receiver-Transmitter, by sources other Raytheon (94404), is not currently available. The Source Development department will send a letter to Raytheon (94404) requesting a budgetary cost estimate and lead time for providing a complete Level III Technical Data Package with U. S. Government rights for use of data for competitive procurement purposes. A criticality determination for this item has not yet been entered into JDRS. A request for determination and entry into JDRS has been submitted. Source Development Department files indicate no SAR has been received from any company interested in becoming a source of supply for this item. *APB*

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.

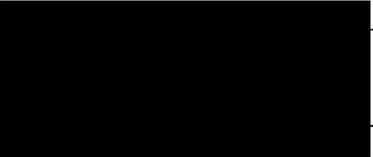
8. **ACTIONS TO REMOVE BARRIERS TO FUTURE COMPETITION:**

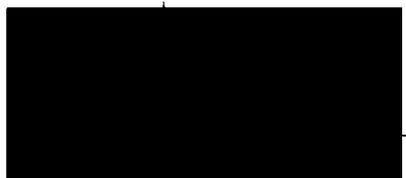
For reasons set forth in Paragraph (5) & (6), NAVSUP WSS has no plans at this time to compete future contracts for the types of supplies/services covered by this document. If another potential source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible. *APB*

9. **REFERENCE TO THE APPROVED ACQUISITION PLAN:** An Informal/Formal acquisition plan is/is not required for this acquisition.

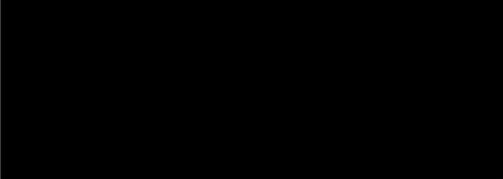
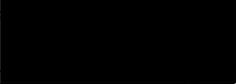
CERTIFICATIONS AND APPROVAL
TECHNICAL/REQUIREMENTS CERTIFICATION

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.

 Baron Veltov  23 APR 14
Name (Printed) Phone No. Date

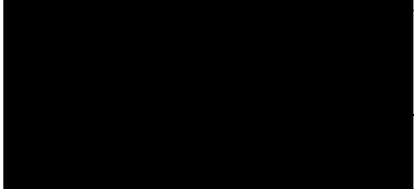
 Carol Kotowski  4-23-14
Name (Printed) Phone No. Date

REVIEW AND CONCURRENCE

 W. Solomon: Proc  APR 25 2014
Name (Printed) Phone No. Date

CONTRACTING OFFICER CERTIFICATION

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

 John Gormley code APAB  -30-14
Name (Printed) Code Phone No. Date

REVIEWED BY COUNSEL FOR LEGAL SUFFICIENCY: (Over \$650k)

I have determined this Justification is legally sufficient. David T. Dawson, Esq.
  5/5/14
Signature Name (Printed) Phone No. Date

APPROVAL REQUIRED BY FAR 6.304

 MICHAEL MASSELLO Competition Advocate 5/5/14
Signature Name (Printed) Phone No. Date

- Approval Levels:
- Contracting Officer: \$150,000 up to \$650,000
 - Competition Advocate: Over \$650,000 up to \$12,500,000
 - HCA: Over \$12,500,000 up to \$85,500,000
 - DLA SPE: Over \$85,500,000

J&A MARKET RESEARCH

Requisition Number: N0038313X6669

Date: 04/23/14

NSN(s): 5845 015748340

LSR (Limited Screen Review- <\$500K): Code/Ext: 3108

Part Number(s): H420805-1

FSR (Full Screen Review- >\$500K): Code/Ext: 0732.17 / 3003

DCA (Design Control Activity) Cage Code: 94404

Configuration Validation Resources/Data Integrity:

ITIMP (Integrated Technical Item Management & Procurement) System

IPB (Illustrated Parts Breakdown)

JEDMICS (Joint Engineering Data Management Information & Control System), i.e. DRAWING/SPECS/TOOLING

ERP/ORACLE/FMT

FLIS (Federal Logistics Information Center)

SERD (Support Equipment Recommendation Data)

DATA INTEGRITY, i.e. Reference Part number, DCA (Design Control Activity) Cage Code, NSN (National Stock Number), Nomenclature, PR (Procurement Requisition) Dollar Value, AMC/AMSC (Acquisition Method Code/Suffix Code), AAC (Acquisition Advise Code), Applicable TMS Weapon System/Usable-on-code, Criticality coding (CSI/CAI), SM&R code, Units per application, if other than OEM (Original Equipment Manufacturer), Recorded Approved Sources of Supply, Historical sources of supply, Past contracts

Source Validation Resources:

JDRS (Joint Deficiency Reporting System) i.e. CSI (Critical Safety Item) and/or CAI (Critical Application Item)

USP Database (Unsolicited Source Proposal) i.e. Contractors SAR (Source Approval Request)-TDP (Technical Data Package)

DRAWING INTERPRETATION (i.e. Availability, Criticality (i.e. Safety, Application, Dimensional, etc.), VSE (Vendor Substantiation Engineering required), Latest Revision Level, Proprietary Legends, Source and/or Specification Controlled REPAIR MANUALS REVIEW/VALIDATION

Market Research (MR) Evaluation:

1. Configuration Validated/J&A Required

Yes

No, see remarks

Remarks: _____

2. Recorded manufacturing and/or repair source(s) records aligned/validated

Yes, see remarks

No, confer with 03/073 to validate the approved manufacturing/repair source(s) differences

Remarks: J&A is in accordance with ITIMP. Raytheon (94404) is the only approved source at this time.

3. Drawing Data Interpretation

a) Drawing Data availability

Yes, data interpreted, see remarks

No, data not available

Remarks: _____

b) Source/Specification Controlled drawing

Yes, procurement is restricted to the source(s) specified on the Source/Source Controlled Drawing, no further action required, see remarks

No, proceed with interpretation

Remarks: _____

c) DCA drawing contains a restrictive legend

Yes, determine appropriate economic approach to circumstance, see remarks

No, proceed with interpretation

Remarks: _____

4. Criticality Determination

Yes, validate, identify, and ensure it is properly documented

CSI

CAI

Non-Critical

Initiate criticality determination. Procure from approved sources of supply

Remarks: 073 will initiate a criticality determination.

5. USP Determination

Yes, confer with 073 on timeline for completion of SAR/TDP acceptance and/or rejection

No

Remarks: _____

6. Technical Spares/Repair Data

Incomplete, if feasible send a letter to the OEM requesting budgetary cost estimate and lead time for providing a complete level III Technical Data Package and/or Set of Repair Manuals, Technical Data/Specifications with the U.S. Government rights for use of data for competitive procurement purposes.

Complete, procure from the current approved sources of supply. A complete SAR is required to qualify all new sources.

Remarks: _____

7. Existing SAR is currently in process from a potential source of supply

Yes, provide the current status of the SAR and the estimated time to complete this process, see remarks

No

Remarks: _____

Other remarks: _____



Signature