

**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: 15044-0007

Requisition/PD# N0038315X2160

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

[Redacted] Item Manager's Name [Redacted] Extension [Redacted] Code [Redacted]

[Redacted] Technician's Name [Redacted] Extension [Redacted] Code [Redacted]

[Redacted] Buyer's Name [Redacted] Extension [Redacted] Code [Redacted]

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: VALVE,REGULATING,TE Quantity: 36

NSN: 4820-014545051 CAGE Code: 73030

P/N: 814229-3 Unit Price: \$ [Redacted]

Estimated Value (include option): \$ [Redacted] The required delivery date is: 9/20/2017

Ship To: 18ea to W25G1U, New Cumberland and 18ea to W62G2T, San Joaquin

Line of Accounting
97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPB00000000

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: multiple codes see pg 2 for definitions

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

AMSC C. This part requires engineering source approval by the design control activity in order to maintain the quality of the part. Existing unique design capability, engineering skills, and manufacturing knowledge by the qualified source(s) require acquisition of the part from the approved source(s). The approved source(s) retain data rights, manufacturing knowledge, or technical data that are not economically available to the Government, and the data or knowledge is essential to maintaining the quality of the part. An alternate source must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity. The qualification procedures must be approved by the Government engineering activity having jurisdiction over the part in the intended application.

This acquisition will be negotiated with: Hamilton Sundstrand (UTAS) CAGE: 73030

Hamilton Sundstrand (UTAS) CAGE: 73030 is the only source of supply. Hamilton Sundstrand (UTAS) CAGE: 73030 possesses the manufacturing knowledge and technical data that are not economically available to the government, and the data or knowledge is essential to maintaining the quality of the part. An alternate source must qualify in accordance with the design control activity's (NAVAIR) procedures, as approved by the cognizant government engineering activity-NAVAIR.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE: The proposed contract action was synopsised and included a Sources Sought Notice on the FedBizOpps website for government-wide point of entry on

Jun 9, 2016

and as a result:

Hamilton is the only source that proposed.

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 subject VALVE,REGULATING,TE is a Critical Application Item (CAI) and all alternate sources must qualify IAW with the Design Control Activity's (NAVAIR) procedures, as approved by NAVAIR prior to contract award. Currently the only approved manufacturing source of supply is Hamilton Sundstrand (UTAS) CAGE (73030.) Only Hamilton Sundstrand (UTAS) CAGE: 73030 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 have not been found sufficient for full and open competition and are not available to purchase from other than the current approved source of supply, Hamilton Sundstrand (UTAS) CAGE (73030.) Any additional sources must have engineering source approval by the DCA (NAVAIR) prior to contract award. Furthermore, no other sources have currently expressed an interest in becoming an approved manufacturing source for the subject item to the Source Development Department. To promote competition NAVSUP WSS will continue to encourage vendors with the expertise to manufacture the subject item to submit a complete technical data package (TDP) for review by the appropriate engineering source approval authority per (NAVSUP 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), 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. Please refer to Source Sought Notice.

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] [Redacted Name] [Redacted Phone] Jul 1, 2016
Signature Name Phone Date

Requirements Cognizance:

[Redacted Signature] [Redacted Name] [Redacted Phone] Jul 1, 2016
Signature Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

M. Shortall [Redacted] *M. Shortall* [Redacted] [Redacted] 7/6/16
Signature Name Phone Date

CONTRACTING OFFICER CERTIFICATION

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

[Redacted Signature] [Redacted Name] *Sharon Frank* [Redacted Phone] 8/2/16
Signature Name Phone Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

[Redacted Signature] [Redacted Name] *Sharif T. Dawson, Esq.* [Redacted Phone] [Redacted Phone] 8/2/16
Signature Name Associate Counsel DLA Counsel Aviation Phone Phone Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature] [Redacted Name] [Redacted Phone] [Redacted Date]
Signature Name Phone Date

Approval Levels:

\$150,000 - \$700,000:	Contracting Officer
Over \$700,000 - \$13,500,000:	Competition Advocate
Over \$13,500,000 - \$93,000,000:	HCA
Over \$93,000,000:	DLA SPE