



**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: 15035-0060

Requisition/PD# N0038315X1987, N0038315X2069, N0038315X2070, N0038315X2071, N0038315X2072, N0038315X2075

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

Maureen DeLorenzo Item Manager's Name	4788 Extension	0317.16 Code
Tom Nolan Technician's Name	4971 Extension	0317.55 Code
Immaculata <del>Arise</del> Ermocida Buyer's Name	2688 Extension	APAP.13 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: SEE ATTACHED      Quantity: SEE ATTACHED

NSN: SEE ATTACHED      CAGE Code: (97942)

P/N: SEE ATTACHED      Unit Price: \$ SEE ATTACHED

Estimated Value (include option): \$ 348,846.75      The required delivery date is: Oct., 2015

Line of Accounting  
97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPE00000000

**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 H

Folder Number: 15035-0060

Requisition/PD# N0038315X1987, N0038315X2069, N0038315X2070, N0038315X2071, N0038315X2072, N0038315X2075

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: (97942) NORTHROP GRUMMAN

This aircraft is currently in the interim phase of the life cycle process and as such it is imperative that the government deal with one contractor, the OEM, for manufacture of this item. The government physically does not have in its possession sufficient engineering and technical data to contract spares with other than the OEM. As the P-8 aircraft is currently in the interim support phase of the life cycle process and pre-physical configuration audit (PCA), the aircraft mission systems are experiencing constant anomalies and variance within the configuration. The government does not have empirical engineering data available that would allow for realistic competitive sustainment efforts at this time. This component is continually being altered and evaluated. As the program develops and passes the various milestones of the interim support phase, logistical and technical requirements are varying in such a way that it is essential and in the Navy's best interest to deal only with the OEM at this time.

One of the critical functions of the interim support phase is designed to determine a baseline configuration, which impacts maintenance requirements and logistical support. The interim phase of the life cycle is comprised of the Initial Operation Test and Evaluation (IOT&E) portion, and the initial fielding portion. During the IOT& E portion the Navy's test and evaluation squadron has been evaluating these components with Northrop field service representatives and Navy engineering technical support gathering data required for maintenance and logistical planning. The aircraft is now in the initial fielding portion of interim support. During initial fielding, the Navy's fleet replacement and training squadron is performing organic squadron level maintenance under the cognizance of Northrop field service representatives and Navy engineering technical support, training naval maintenance personnel for P-8 future support of fielded aircraft. NAVAIR is responsible for the configuration of the aircraft.

**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:

24 Feb 2015

The following sources have expressed an interest in this acquisition: none other than Northrop Grumman

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:

Market research was not conducted in accordance with FAR Part 10 as this item is part of the P-8 Aircraft Program which is currently in the Interim Phase of Life Cycle Support. This is further delineated in paragraph 5 and 8.

**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:**

As stated in paragraph 5, one of the purposes of the interim support period of a new weapon system or platform is to capture record and procure the data required to establish the metrics for logistical sustainment. As the P-8 and her systems progress through interim support and enter Material Support, 01 October 2015, this data will become more stable. Once the baseline configuration has been approved and established by NAVAIR, NAVSUP WSS will determine if the data is available and if so will aggressively pursue a commercially competitive posture for future procurements. NAVAIR has not yet established weather the data rights required to allow for commercial competition will be procured from Northrop Grumman . Therefore we cannot commit, at this time, to a post MSD commercial competitive posture under this agreement.

**9. REFERENCE TO THE APPROVED ACQUISITION PLAN:**

An informal / formal acquisition plan is / is not required for this acquisition.

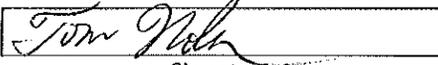
Folder Number: 15035-0060

Requisition/PD# N0038315X1987, N0038315X2069, N0038315X2070, N0038315X2071, N0038315X2072, N0038315X2075

**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

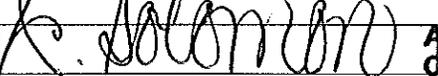
**Technical Cognizance:**

	Tom Nolan	4971	Feb 25, 2015
Signature	Name	Phone	Date

**Requirements Cognizance:**

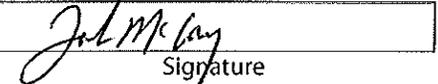
	Jeannine Fay	2665	Feb 25, 2015
Signature	Name	Phone	Date

**COMPETITION ADVOCATE REVIEW AND CONCURRENCE**

	A. Solomon: Procurement Analyst Code: N21.20 Phone: 215-697-8276		MAR 04 2015
Signature	Name	Phone	Date

**CONTRACTING OFFICER CERTIFICATION**

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

	John McCarrick	2803	3/25/15
Signature	Name	Phone	Date

**LEGAL SUFFICIENCY REVIEW**

I have determined this Justification is legally sufficient

	Sharif T. Dawson, Esq. Associate Counsel DLA Counsel Aviation Phone (215) 697-5020		3/26/15
Signature	Name	Phone	Date

**APPROVAL REQUIRED BY FAR 6.304**

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

EXHIBIT 'A' (Q&A VERSION)

Tuesday 24 February 2015

RVPR:

LEAD PD/PR #: N0038315X1987  
 FOLDER # 15035-0060  
 SOLICITATION # SPRPA1-15-R-V226

ITEM NUMBER	NOMENCLATURE/ LRC/REPLACEMENT PRICE	COG/MCC/INI/SMIC PART NUMBER	TOTAL REQUIREMENT	ESTIMATED PRICE	ESTIMATED EXTENDED DOLLAR VALUE	PD/PR#
0001	ES DIGITAL RECEIVER LP8 \$8,967.65	ORH 1680-01-609-8966 168K227G02	3	\$14,331.00	\$ 42,993.00	N0038315X2069
0002	ANTENNA INTERFACE U LP8 \$8,370.41	ORH 1680-01-609-8967 168K231G01	3	\$9,057.75	\$ 27,173.25	N0038315X2070
0003	SCANNER AIU TRAY AS LP8 \$9,296.19	ORH 1680-01-609-8968 168K239G01	3	\$14,446.50	\$ 43,339.50	N0038315X1987
0004	POWER SUPPLY TRAY A LP8 \$9,564.89	ORH 1680-01-609-8969 168K219G02	3	\$46,011.00	\$ 138,033.00	N0038315X2071
0005	DIGITAL RECEIVER PR LP8 \$7,173.67	ORH 1680-01-609-8970 168K227G01	4	\$14,331.00	\$ 57,324.00	N0038315X2072
0006	RF/IF CONVERTER ASS LP8 \$7,773.17	ORH 1680-01-610-9800 168K227G03	3	\$13,328.00	\$ 39,984.00	N0038315X2075
<b>TOTAL</b>				<b>\$111,505.25</b>	<b>\$348,846.75</b>	