

**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: 15274-0201

Requisition/PD# PATX5452386088, N0038316X0836

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

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Item Manager's Name	Extension	Code
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Technician's Name	Extension	Code
DEIRDRE O'KEEFE	[REDACTED]	APAB.04
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:	MODULATING VALVE	Quantity:	[REDACTED]
NSN:	1660-01-161-8379 VH	CAGE Code:	78286
P/N:	70309-23900-103	Unit Price:	[REDACTED]

Estimated Value (include option) [REDACTED] The required delivery date is: 30 Sep 16

Ship To: AUSTRALIAN GOV CARGO OFFICE, C/O DHL GLOBAL FORWARDING, 99 B SOUTH HILL DR, BRISBANE CA 94005-1209
AAR CORP. MHSCO, 754 RAINBOW RD, SUITE: C, WINDSOR CT 06095-1004

Line of Accounting
97-11X8242 2884 000 74842 0 065916 2D PATX54 523860880SCF [REDACTED]
97-00 XXXX 4930 NC1A 000 85004 0 050120 7R 000000 7PPY00000000 [REDACTED]

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 2. Suitable for competitive acquisition for the first time.

AMSC B. This part must be acquired from a manufacturing source(s) specified on a source control or selected item drawing as defined by the current version of DoD-STD-100. Suitable technical data, Government data rights, or manufacturing knowledge are not available to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained.

This acquisition will be negotiated with: Sikorsky Aircraft Corporation (78286) P/N 70309-23900-103 & Meggitt Inc. (79318) P/N 321025

This item is source controlled and is competitive between Sikorsky Aircraft Corporation (78286) & Meggitt Inc. (79318). Meggitt Inc. (79318) is the approved source on the Design Control Activity, Sikorsky Aircraft Corporation parts list. The approved source retains the manufacturing knowledge and current technical data that is not available to the government to manufacture the subject item. The item is a Critical Application Item (CAI).

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

11/30/2015

and as a result:

No other interested parties

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 NAVSUP Weapon Systems Support (WSS) Source Development Department has conducted a market research per the market research document. The AMC/AMSC is "2B", the subject Modulating Valve must be acquired from a manufacturing source(s) specified on the source control or selected item drawing as defined by the current version of DoD-STD-100. Suitable technical data, Government data rights, or manufacturing knowledge are not available to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. Data review discloses that required data or data rights are not in Government possession and cannot be economically obtained. At this time no other facilities have the expertise, facilities or the test equipment necessary to manufacture the subject item other than Sikorsky Aircraft Corporation (78286) & Meggitt Inc. (79318). The government does not possess the manufacturing data necessary to support full and open competition. No other sources have expressed an interest in manufacturing the subject item to the Source Development Department. Additional sources must obtain engineering source approval prior to contract award. To promote competition the NAVSUP (WSS) will continue to encourage manufactures with the expertise to manufacture the subject item to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority Sikorsky Aircraft Corporation (78286). Also future requirements will be advertised in the FedBizOpps website (www.fedbizopps.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:

As stated above in Paragraph (5) & (6), the government does not and cannot obtain the technical data, data rights, or manufacturing knowledge to permit acquisition from other sources, nor qualification testing of another part, nor use of a second source part in the intended application. To promote competition the NAVSUP WSS will continue to encourage manufacturers with the expertise to manufacture the subject item to submit a complete technical data package for review and source approval by the appropriate engineering source approval authority Sikorsky Aircraft Corporation (78286). Also future requirements will be advertised in the FedBizOpps website (www.fedbizopps.gov) in order to encourage potential suppliers to submit Source Approval Requests. If another potential manufacturing 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 Signature] [Redacted] GARY J JORDAN [Redacted] 3-28-16
Name Date

[Redacted Signature] [Redacted] Bradley Wilhelm [Redacted] 3-28-16
Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted Signature] [Redacted] John Sweeney [Redacted] 4/7/16
Name Date

CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief
[Signature] DERIDE O'KEEFE [Redacted] 4/7/16
Signature Name Date

LEGAL SUFFICIENCY REVIEW

I [Redacted] legally sufficient
[Redacted Signature] [Redacted] Sharif T. Dawson, Esq. [Redacted] 4/1/16
Signature Name Phone Date
Ass. Legal Counsel
DLA
Na

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