

**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: 16070-0011

Requisition/PD# N0038316X1961

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

Morgan McGill
Item Manager's Name

Extension

N9812.18

Code

Keith Anderson
Technician's Name

Extension

N9812.52

Code

Deirdre O'Keefe
Buyer's Name

Extension

APAB.04

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: MOTOR, HYDRAULIC

Quantity:

NSN: 7RH 1650-01-348-9611 EE

CAGE Code:

26512

P/N: 123SCH5001-1

Unit Price:

Estimated Value (include option)

The required delivery date is: 06/12/2017

Ship To: DDSP NEW CUMBERLAND FACILITY
2001 NORMANDY DRIVE DOOR 113 TO 134
NEW CUMBERLAND PA 17070-5001

Line of Accounting

97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPJ00000000

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 B

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 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: EATON AEROSPACE LLC (62983) P/N 861621

EATON AEROSPACE LLC, (62983) P/N: 861621, is the only approved source of supply who manufactures the subject Hydraulic Motor in accordance with Northrop Grumman Corp. (26512) Source Control Drawing 123SCH5001-1. A Request for a Criticality Determination has been sent to Source Development

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

May 14, 2016

and as a result:

No outside sources were interested in this acquisition.

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 "3B", the subject Hydraulic Motor 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 Eaton Aerospace (62983). 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 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 Northrop Grumman Systems (26512). 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 Northrop Grumman Systems (26512). 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] Name: Kerri D. Anderson Phone: [Redacted] Date: 7/11/2016 ^{DA}

Requirements Cognizance:

[Redacted] Name: Sue Swider Phone: [Redacted] Date: 7/1/2016

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

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

CONTRACTING OFFICER CERTIFICATION

[Redacted] and complete to the best of my knowledge a [Redacted] Name: Debbie O'Keefe Date: 7-7-16

LEGAL SUFFICIENCY REVIEW

I have [Redacted] sufficient Sharif T. Dawson, Esq. Associate Counsel DLA Co. Name: [Redacted] Phone: [Redacted] Date: 7/12/16

APPROVAL REQUIRED BY FAR 6.304

William Casenza Signature Name: William Casenza Phone: [Redacted] Date: 7/12/16
COMP AS

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