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: 16005-0010

Requisition/PD# N0038316X1105 SPRPA1-16-R-Y143
SPRPA1-16-C-Y026 - Contract AWARD

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

Kristi Archer Item Manager's Name	[redacted] Extension	N9817.12 Code
Wayne Collington Technician's Name	[redacted] Extension	N9817.53 Code
Dottie Henderson Buyer's Name	[redacted] Extension	APAB.01 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: H53E Cooler, Fluid Gearbox Quantity: [redacted]

NSN: 7RE 1615-012809889 LU CAGE Code: 12536

P/N: 11552-000 Unit Price: [redacted]

Estimated Value (include optior [redacted] The required delivery date is: 12/31/2017

Ship To: DD CHERRY POINT, PHANTOM RD BLDG 147 BAY A, CHERRY POINT NC 28533-5040 / SW3113

Line of Accounting

97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPX00000000

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: Ametec Thermal Systems (12536)

Per Sikorsky (78286) Source Control Drawing 65364-12107-101, Ametec Thermal Systems (12536) is the only approved source for this Critical Safety Item (CSI). No other sources have submitted an offer for this solicitation. The approval process involves inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the complex procedures. The cognizant Government engineering activity, NAVAIR is responsible for this process.

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

Apr 7, 2016

and as a result:

No other source has expressed an interest 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:

A market research was conducted by Naval Supply Weapon Systems Support H-53 IWST. Per Sikorsky's (78286) Source Control Drawing (65364-12107-101), Ametec Thermal Systems (12536) is the only approved source of manufacture for P/N 11552-000. Ametec's (12536) "Limited Rights" drawing are available in JEDMICS, but the data is insufficient to support manufacturing by other sources. Additionally, P/N 11552-000 is a Critical Safety Item which contains critical characteristics and special design features that require unique design capability, engineering skills, and manufacturing knowledge to produce. Since the Government does not possess the technical data and data rights to support the manufacture of this item, or to distribute them to potential new suppliers of the item or selected item drawing as defined by the current version of DoD-STD-100, it cannot be competed. No other source has expressed interest in this solicitation. An alternate source must qualify in accordance with the design control activity's procedures, as approved by the cognizant Government engineering activity, NAVAIR.

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 subject item covered by this document. 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]	Wayne B. I. Collinston	[redacted]	02 AUG 2016
Signature	Name		Date

Requirements Cognizance:

[redacted]	Adrienne Bullock	[redacted]	2 Aug 2016
Signature	Name		Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[redacted]	John Sweeney	[redacted]	2 Aug 2016
	Name		Date

CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge a[redacted]

	John Gormley	[redacted]	2 AUG 2016
Signature	Name		Date

LEGAL SUFFICIENCY REVIEW

I [redacted]ficient

[redacted]	Sharif T. Dawson, Esq. Associate Counsel DLA C[redacted]		8/3/16
Signature	Name	Phone	Date

Phone [redacted]

APPROVAL REQUIRED BY FAR 6.304

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