

**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: 15314-0005

Requisition/PD# N0038316X0450

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

Harold Levin Item Manager's Name	[REDACTED] Extension	N9818.19 Code
John Goss Technician's Name	[REDACTED] Extension	N9818.T6 Code
Marlene Harley Buyer's Name	[REDACTED] Extension	APAB.18 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: Control. blade fold Quantity: [REDACTED]
NSN: 1680013147878 CAGE Code: ORMB7
P/N: 773680-3 Unit Price: [REDACTED]

Estimated Value (include option): [REDACTED] The required delivery date is: Nov 2016

Ship To: Q90069 (QAT)

Line of Accounting
97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPY00000000

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: 1 B multiple codes see pg 2 for definitions

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AMC 1. Suitable for competitive acquisition for the second or subsequent 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), Imp Aerospace Avionics (0RMB7)

This acquisition will be negotiated with: 78286 (Sikorsky) and 0RMB7 (IMP) Aerospace Avionics

Sikorsky Aircraft Corporation (78286), IMP Aerospace Avionics (0RMB7) will be solicited because they are the only approved sources of supply. 773680-3 I.A.W. 773680-3 is a critical item governed by source-controlled technical data. Only SIKORSKY AIRCRAFT CORP (78286), the owner of the source-controlled technical data or NAVAIR the Basic Design Engineer (BDE), can approve new sources for the manufacture of these items. The source approval process involves inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the complex manufacturing procedures. SIKORSKY AIRCRAFT CORP (78286), owns the technical data for this item, and possesses all necessary capabilities to manufacture this item listed in paragraph three. IMP Aerospace Avionics (0RMB7) approved by Sikorsky also possess all necessary capabilities to manufacture the items does. No other source possesses the necessary manufacturing capability, access to technical data, special skills, qualifications and knowledge required to supply the subject items. The Government does not possess sufficient rights in the technical data to distribute them to potential new suppliers of the items.

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

Dec 21, 2015

and as a result:

No other sources have 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:

The NAVSUP Weapon Systems Support (WSS), The AMC/AMSC is "1B", 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. Currently the only approved sources of supply are SIKORSKY AIRCRAFT CORP (78286), IMP Aerospace Avionics (0RMB7). 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. 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:

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 Signature]

John P Goss

Name

[Redacted Phone]

Phone

Mar 4, 2016

Date

Requirements Cognizance:

[Redacted Signature]

Harold Levin

Name

[Redacted Phone]

Mar 4, 2016

Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted Signature]

John Sweeney

Name

[Redacted Phone]

Mar 10, 2016

Date

CONTRACTING OFFICER CERTIFICATION

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

D. Henderson

Signature

D. M. HENDERSON
CONTRACTING OFFICER

Name

[Redacted Phone]

10 MAR 2016

Date

LEGAL SUFFICIENCY REVIEW

[Redacted Signature]

fficient

Sharif T. Dawson, Esq.

Associate Counsel

DLA

Name

[Redacted Phone]

Phone

3/8/16

Date

APPROVAL REQUIRED BY FAR 6.304

[Redacted Signature]

Signature

[Redacted Name]

Name

[Redacted Phone]

Phone

[Redacted Date]

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