

**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: 15321-0011

Requisition/PD# N0038316X0509

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

Maureen McOwen	[REDACTED]	N98322.70
Item Manager's Name	Extension	Code
Stephen Fidik	[REDACTED]	N98234.05
Technician's Name	Extension	Code
Marie Lisowski	[REDACTED]	APBB.01
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:	DIPLEXER	Quantity:	[REDACTED]
NSN:	5985-01-534-2170	CAGE Code:	80063 32187 mZ
P/N:	A3263639	Unit Price:	[REDACTED]
Estimated Value (include option):	[REDACTED]	The required delivery date is:	12/30/16
Ship To:	W62G2T/W25G1U		
Line of Accounting	97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPN00000000		

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 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: Herley Industries, Incorporated(32187)
10 Sonar Drive
Woburn, Middlesex, MA. 01801

This item does not have a CAI determination on it and the FST will be notified. This acquisition will be negotiated with Herley Industries, Incorporated (32187) because they are the only approved source of manufacture. All alternate sources must qualify IAW the DCA's procedures, as approved by NAVAIR prior to contract award. The Navy does not have in its possession any manufacturing data, including manufacturing publications, supporting test equipment, and associated specifications required to produce the subject item at this time. Since the Navy does not have suitable technical data or any other supporting data, the Navy does not have sufficient information to support a full and open competitive procurement, until such time, NAVSUP WSS must acquire this item from the approved source of Herley Industries, Incorporated (32187) .

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

Feb 22, 2016

and as a result:

No additional sources expressed interest.

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:

NAVSUP Weapon System Support completed a limited screen review on the subject item. Herley Industries, Incorporated (32187) is currently the only approved source for this item. No other sources have expressed an interest in producing the subject item to the Source Development Department at this time. Available data has been found inadequate to support full and open competitive procurement of item. The subject item does not have a CAI determination on it. Proprietary rights to the data and additional sources must obtain engineering source approval via DCA, prior to contract award.

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 Paragraphs (5) & (6), NAVSUP WSS has no plans at this time to compete future contracts for the types of supplies/ services covered by this document. If another potential source emerges, NAVSUP WSS will assess whether competition for future requirements is feasible.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

A Formal Acquisition Plan / Pre-Solicitation Strategy Form 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

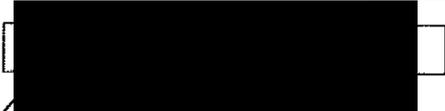
Technical Cognizance:

 Stephen Fidik  Jul 27, 2016
Name Phone Date

Requirements Cognizance:

Maureen R. McOwen Maureen McOwen  Jul 27, 2016
Signature Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

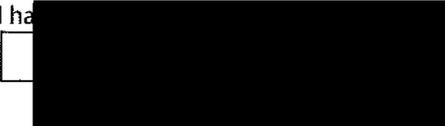
 John Sweeney  28 July 2016
Name Phone Date

CONTRACTING OFFICER CERTIFICATION

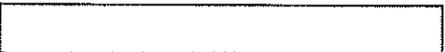
I certify that this Justification is accurate and complete to the best of my knowledge and belief.

Marie Lisowski Marie Lisowski  7/28/2016
Signature Name Phone Date

LEGAL SUFFICIENCY REVIEW

I have reviewed the justification and find it sufficient. Sharif T. Dawson, Esq.
 Associate Counsel
DLA Co.  8/1/16
Name Phone Date

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

J&A MARKET RESEARCH

Date: Jul 27, 2016

Requisition/PD#(s): N0038316X0509

NSN/P/N(s): 5985-01-534-2170/ A3263639

(AMC/AMSC) or (RMC/RMSC): 3/B

LSR (Limited Screen Review)

Code/Ext: N98234.05/ x2197

DCA Cage Code: 80063

[PHL] FSR (Full Screen Review > \$700k) Code/Ext:

CONFIGURATION VALIDATION RESOURCES / DATA INTEGRITY

MECHANICSBURG (Check all that apply)

- | | |
|---|---|
| <input type="checkbox"/> ITIMP - Integrated Technical Item Management & Procurement | <input type="checkbox"/> EB Single Parts Master |
| <input type="checkbox"/> E-LAR - Electronic Liaison Action Records | <input type="checkbox"/> TDP Tool |
| <input type="checkbox"/> CITIS - Contractor Integrated Technical Information System | <input type="checkbox"/> IRPOD |
| <input type="checkbox"/> ATIS - Advanced Technical Information System | <input type="checkbox"/> BPMI - Atomic Power |
| <input type="checkbox"/> Dry Deck Shelter/Oil Web-Site | <input type="checkbox"/> ISEA - In-Service Engineering Activity |
| <input type="checkbox"/> NSEDR - Naval Ships Engineering Drawing Repository | <input type="checkbox"/> LARs |
| <input type="checkbox"/> EIS - Engineering Information System | <input type="checkbox"/> CDAs |
| <input type="checkbox"/> CDMD-OA - Configuration Data Managers Database - Open Architecture | <input type="checkbox"/> FLIS |
| <input type="checkbox"/> ERP/ORACLE/FMT | |

PHILADELPHIA (Check all that apply)

- | | |
|---|---|
| <input checked="" type="checkbox"/> ITIMP - Integrated Technical Item Management & Procurement | <input checked="" type="checkbox"/> ERP / ORACLE / FMT |
| <input checked="" type="checkbox"/> IPB - Illustrated Parts Breakdown | <input checked="" type="checkbox"/> FLIS - Federal Logistics Information System |
| <input checked="" type="checkbox"/> JEDMICS - Joint Engineering Data Management Info & Control System | <input type="checkbox"/> SERD - Support Equipment Recommendation Data |

DATA INTEGRITY (Reference)

AMC/AMSC - Acquisition Method (Suffix) Code	AAC - Acquisition Advise Code	Criticality Coding (CSI/CAI)
RMC/RMSC - Repair Method (Suffix) Code	NSN (National Stock Number)	Past Contracts
DCA (Design Control Activity) Cage Code	Units per application (if other than OEM)	Nomenclature
PR (Procurement Requisition) Dollar Value	Recorded Approved Sources of Supply	Reference Part Number
Applicable TMS Weapon System/Usable-On-Code	Historical Sources of Supply	SM&R Code

[MECH] Competition Advocate Data Integrity: initials

[MECH] Submitter Data Integrity: initials

SOURCE VALIDATION RESOURCES (Check all that apply)

- | |
|--|
| <input type="checkbox"/> EBS - Enterprise Business System (Secure System) |
| <input checked="" type="checkbox"/> PDREP - Product Deficiency Reporting and Evaluation Program |
| <input checked="" type="checkbox"/> JDRS - Joint Deficiency Reporting System (CSI - Critical Safety Item / CAI - Critical Application Item) |
| <input checked="" type="checkbox"/> Drawing Interpretation - Availability, Criticality (Safety, Application, Dimensional, etc.), VSE (Vendor Substantiation Engineering Required), Latest Revision Level, Proprietary Legends, Source/Specification Controlled |
| <input checked="" type="checkbox"/> [PHL] USP Database (Unsolicited Source Proposal) I:DATA:_N23:AdeleUSP |
| <input checked="" type="checkbox"/> [PHL] Repair Manuals Review / Validation |

V3.2 OCT 2015

MARKET RESEARCH EVALUATION

** REMARKS REQUIRED for "YES" Responses (unless marked optional) **

1. Configuration Correct

Configuration: PN is the current configuration for the Diplexer.

Previous J&A: No previous J&A available, see reasoning below

Remarks: Buyer does not have previous J&A for this item.

2. Manufacturing/Repair Source(s) Records have been aligned and validated YES

Remarks: Manufacture source has been verified.

3. Drawing Data Interpretation

a) Drawing Data Availability YES - Data Reviewed - see Remarks for relevant information found on Drawings

Location/Remarks: Drawing located in JEDMICS.

b) Specification / Source Controlled Drawing YES - Procurement is Restricted to the Specs/Source(s) Specified on the Drawing

Remarks: Drawing identifies approved source of supply.

c) DCA Drawing Contains a Restrictive Legend NO

Remarks:

d) [MECH] Distribution Statement

Remarks:

4. Criticality Determination

Validated, Identified, and Properly Documented

[PHL] Other/Combination - See Remarks

Remarks (optional):

5. [PHL] Technical Data (Spares/Repairs)

Incomplete - Have Source Development send a request (if feasible) to the OEM for a budgetary cost estimate and lead time for providing a complete level III Technical Data Package, set of repair manuals, and/or Technical Data/Specifications with the U.S. Government rights for use of data for competitive procurement purposes.

Complete - Procure from the current approved source(s) of supply
* A completed SAR is required to qualify all new sources *

Remarks (optional):

6. USP Determination [PHL] NO - No existing SARs currently in process from any Potential Sources

Remarks: No current SARs submitted.

Additional Remarks:

Signature 

Date: Jul 27, 2016