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: 15327-0012

Requisition/PD# N0038316X0545

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

[redacted]

Item Manager's Name | Extension | Code

[redacted]

Technician's Name | Extension | Code

[redacted]

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:	HEAT SINK ASSEMBLY	Quantity:	10
NSN:	7RH 1680 016102309	CAGE Code:	12536, 70974
P/N:	123SCEC5221-3	Unit Price:	[redacted]

Estimated Value (include option): [redacted] The required delivery date is: 9/14/2017

Ship To: SW3117

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: 2 B ☐ 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: Amatek Termal Systems Inc. (12536) and Northrop Grumman Corp (70974)

Amatek Termal Systems Inc. (12536) and Northrop Grumman Corp (70974) are the only source's who can manufacture, and test the subject E-2D Advanced Hawkeye, HEAT SINK ASSEMBLY, approved by the Design Control Activity - NAVAIR PMA-231, FST North Isand, and NAVSUP WSS. Also Amatek Termal Systems Inc. (12536) and Northrop Grumman Corp (70974) are the only facilities at this time, that owns the test equipment, and has the expertise, facilities, and capability, necessary to manufacture, and test the subject E-2D Advanced Hawkeye, HEAT SINK ASSEMBLY as prescribed by the Design Control Activity, NAVAIR, PMA-231, and FRCSW North Island at this time. A request for a Criticality Determination Study is required.

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

Feb 5, 2016

and as a result:

Negative response, no parties were interested in this procurement.

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 Systems Support (NAVSUP WSS) has a breakout program designed to convert as many acquisitions to full and open competition as possible. The program is designed to acquire the necessary technical data needed to procure the requirements of NAVSUP WSS by full and open competition. Available data including all manufacturing publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item has not been found adequate to support full and open competition. To promote competition 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 per the (WSS) guidelines. Also future requirements will be advertised in the FedBizOps website (www.fedbizops.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, and 6, NAVSUP/WSS has no plans at this time to compete future contracts for the types of supply/ services covered by this document. If other potential sources are interested, 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] 9/14/2016

Date

Requirements Cognizance:

[redacted] 9/14/16.

Signature Name Phone Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

Signature	Name		Date
	John Sweeney	[redacted]	20 SEP 2016

CONTRACTING OFFICER CERTIFICATION

[redacted] complete to the best of my knowledge a[redacted]

	Name	Phone	Date
[redacted]	Thomas F. Kennedy	[redacted]	9/21/16

LEGAL SUFFICIENCY REVIEW

[redacted] sufficient Sharif T. Dawson, Esq. [redacted]

Signature	Name	Phone	Date
[redacted]	[redacted]		9/22/16

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