1613 [redacted]

# DEFENSE LOGISTICS AGENCY

**DLA Aviation Strategic Acquisition**
at Philadelphia, PA
700 Robbins Avenue, Building 1
Philadelphia, PA 19111-5098

## JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER/PD: N0038313X0160 FOLDER NUMBER: 12286-0023

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

| | | | |
|---|---|---|---|
| Nicole Domingo | | [redacted] | 0318.30 |
| (Item Manager's Name) | *Please Print* | (Extension) | (Code) |
| John Baumgardner | | [redacted] | 0318.53 |
| (Technician's Name) | *Please Print* | (Extension) | (Code) |
| Janelle Pepper | | [redacted] | APAC.01 |
| (Buyer's Name) | *Please Print* | (Extension) | (Code) |

1. **IDENTIFICATION OF AGENCY AND/OR CONTRACTING ACTIVITY:** DLA Aviation Strategic Acquisition at Philadelphia, PA.

2. **NATURE/DESCRIPTION OF ACTION:** This J&A is for the 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: Case Assembly, Gearbox
NSN: 7RH-1615-01-283-2874
P/N: 214-040-409-125

Quantity: [redacted]
Cage Code: 97499
Unit Price: [redacted]

Estimated Value (include option): [redacted]

Appropriation, Subhead and Cost Code: 97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPV000000000

4. **IDENTIFICATION OF STATUTORY AUTHORITY:** This J&A is based upon the authority of 10 USC 2304(c)(1), as implemented by Federal Acquisition Regulation 6.302.1

5. **DEMONSTRATION OF CONTRACTORS UNIQUE QUALIFICATIONS:** The current Acquisition Method Code (AMC/AMSC) is 3C. This acquisition will be negotiated with Bell Helicopter (97499)

Only the above will be solicited because the articles to be acquired are highly specialized parts, designed and manufactured by a non-Government activity and the technical data required for acquisition by other than the above is not available.

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6. **FEDERAL BUSINESS OPPORTUNITIES/POTENTIAL SOURCES:** The proposed contract was/will be synopsized in the FedBizOpps website for government wide point of entry.

7. **DETERMINATION OF FAIR AND REASONABLE COST:** The contracting officer determines that the anticipated cost to the Government will be fair and reasonable. In instances when certified cost and pricing are required, an analysis of cost information will be performed which will consider field pricing reports, commerciality, procurement history and other available cost and pricing information in determining reasonableness. Certified cost and pricing data will be obtained and used to ensure reasonableness, completeness and realism of proposed costs as required.

8. **DESCRIPTION OF MARKET SURVEY:** A technical review has been made to determine and identify all known sources.

9. **ANY OTHER SUPPORTING FACTS:**

The articles to be procured are complex and must meet critical operational and reliability requirements, the achievement of which requires unique production techniques and extensive and/or sophisticated testing, and the government has not yet acquired or developed the technical data.

10. **LISTING OF INTERESTED SOURCES:** The following sources have expressed, in writing, an interest in this acquisition.

None

11. **ACTIONS TO REMOVE BARRIERS TO COMPETITION:**

The NAVSUP Weapon Systems Support (WSS) Source Development Department has completed a full screen review on the subject Gearbox Case Assembly. The Acquisition Method Code/ Acquisition Method Suffix Code is "3C", the subject item requires engineering source approval by the design control activity in order to maintain the quality of the part. The only approved source of supply at this time is Bell Helicopter (97499). The subject item is a Critical Safety Item (CSI) and is not suitable for full and open competition. Currently no other sources have expressed an interest in manufacturing the subject item to the Source Development Department. To promote competition the NAVSUP Weapon Systems Support (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 per the (WSS) guidelines. Also future requirements will be advertised in the FedBizOpps website (www.fedbizopps.gov) and the NAVSUP Weapon Systems Support (WSS) Buy Requirements Listing in order to encourage potential suppliers to submit Source Approval Requests.

12. **STATEMENT OF DELIVERY REQUIREMENTS:**

(a) The required delivery date (month/year) is: total contract quantity by Nov 2014

(b) Ship To:

[redacted]toW45H08

13. **REFERENCE TO THE APPROVED ACQUISITION PLAN:** An Acquisition Plan is not required for this acquisition.

14. **DOCUMENTATION FOR SPARE/REPAIR PARTS ACQUISITIONS:** The specifications for the above articles have been reviewed and reflect the minimum needs of the Government.

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## TECHNICAL AND REQUIREMENTS CERTIFICATION REQUIRED BY FAR 6.303-2(b)

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.

Technical Cognizance:

| [redacted] | John Baumgardner E.S. | 0318.53 | [redacted] | 12/11/2012 |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

Requirements Cognizance:

| [redacted] | Nicole Domingo C. Rowlands SUPS | 0318.30 0318A | [redacted] | 12/11/2012 |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

## COMPETITION ADVOCATE REVIEW AND CONCURRENCE

| [redacted] | A. Solomon: Procurement Analyst Code: 071.20 Phone: [redacted] | | | DEC 19 2012 |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

## CONTRACTING OFFICER'S CERTIFICATION REQUIRED BY FAR 6.303-2(a)(12)

I certify that this justification is accurate and complete to the best of my knowledge and belief. (Represents approval if less than $650K).

| [redacted] | ~~Janelle Pepper~~ ROBERT J. ALBINO SUPV. CONT. SPEC. | APAC.0~~1~~ | [redacted] | 12/~~11~~27/2012 |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

## REVIEWED FOR LEGAL SUFFICIENCY BY COUNSEL: (Over $650K)

| [redacted] | | 1/7/13 | Sharif T. Dawson, Esq. Associate Counsel DLA Counsel Aviation Phone (215) 69[redacted] | |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

## APPROVAL REQUIRED BY FAR 6.304

| | | C. Parrott: Competition Advocate Code: APSB Phone: [redacted] | | 1/8/13 |
|---|---|---|---|---|
| (Signature) | (Name and Title) | (Code) | (Phone) | (Date) |

Approval Levels:

- Contracting Officer: Up to $650,000
- Competition Advocate: $650,000 to $12,500,000
- HCA: $12,500,000 to $85,500,000
- DLA SPE: over $85,500,000