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: 14352-0008

Requisition/PD# N0038315X1369

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: Reciever SUBASSEMBLY | Quantity: 15

NSN: 7RE 5865 991484812 YW | CAGE Code: K0100

P/N: 34300-01-01 | Unit Price: [redacted]

Estimated Value (include option): $[redacted] | The required delivery date is: 10/01/2015

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: 3 | H

Source Selection Information - See FAR 2.101 & 3.104

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AMC 3. Acquire, for the second or subsequent time, directly from the actual manufacturer.

AMSC H. The Government physically does not have in its possession sufficient, accurate, or legible data to purchase this part from other than the current source(s). The deficiency is under review for resolution.

This acquisition will be negotiated with: (K0100) MEGGITT (UK) LTD

MEGGITT UK LTD is the OEM which hold the technical data rights to these drawings. The receiver Sub-Assembly is part of the AN/ALR-67 Radar Warning Receiver. This is a complex and unique system requiring unique technical expertise and currently only resides with the OEM. The approved source retains data rights, manufacturing knowledge is essential to maintaining the quality of the part. Due to the complexity of the required test equipment and the high cost to develop electrical and mechanical requirements, achieving competition is not possible at this time. An alternate source must qualify in accordance with the design control activity's procedures, as approved by The NAVAIR as The Cognizant Government engineering activity.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE:

The proposed contract action will be synopsized in the FedBizOpps website for government-wide point of entry on:

24Feb15

The following sources have expressed an interest in this acquisition: none

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:

No facilities other than MEGGITT (UK) LTD (K0100) have the technical data, expertise, facilities or the necessary equipment to manaufacture the subject item.

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:

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]			1/23/15
Signature	Name	Phone	Date

Requirements Cognizance:

[redacted]			1/23/15
Signature	Name	Phone	Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[signature]			JAN 23 2015
Signature	Name	Phone	Date

CONTRACTING OFFICER CERTIFICATION

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

[redacted]	Michelle Kraass	[redacted]	24 Feb 15
Signature	Name	Phone	Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

[redacted]	Sharif T. Dawson, Esq. Associate Counsel DLA C[redacted] Phon[redacted]		5/12/15
Signature	Name	Phone	Date

APPROVAL REQUIRED BY FAR 6.304

Signature	Name	Phone	Date

Approval Levels:

$150,000 - $650,000:	Contracting Officer
Over $650,000 - $12,500,000:	Competition Advocate
Over $12,500,000 - $85,500,000:	HCA
Over $85,500,000:	DLA SPE