4/22/16
09P

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: 16012-0009

Requisition/PD# N0038316X1175

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

Erick Hoens	[redacted]	N98152.09
Item Manager's Name	Extension	Code
Ronald Kiesling	[redacted]	N98152.51
Technician's Name	Extension	Code
Daria Wilson	[redacted]	APAP.03
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: V/UHF AIU EXTENDED Quantity: [redacted]

NSN: 7RH 5895 016300207 P8 CAGE Code: 0U5W0

P/N: 186400-1 Unit Price: $[redacted]

Estimated Value (include option): $[redacted] The required delivery date is: [redacted]

Ship To: SW3122

Line of Accounting

97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPE00000000

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 ☐ multiple codes see pg 2 for definitions

Source Selection Information - See FAR 2.101 & 3.104

Folder Number: 16012-0009

Requisition/PD# N0038316X1175

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). This code is applicable only to parts under immediate buy requirements and only for as long thereafter as the deficiency is under review for resolution and appropriate recoding. This code is only assigned at the conclusion of limited screening, and it remains assigned until the full screening process resolves physical data questions and results in assignment of a different AMSC. If one source is available, AMCs 3, 4, or 5 are valid. If at least two sources exist, AMCs 1 or 2 are valid.

This acquisition will be negotiated with: Pole Zero (CAGE0U5W0)
5558 Union Centre Dr
West Chester, OH 45069-4821

This Acquisition will be negotiated with the OEM Pole Zero (CAGE0U5W0). This item is a Critical Application Item (CAI) and Pole Zero is the sole proprietor of the technical data required to manufacture, test and certify this item. As the P-8A aircraft is currently in the pre-physical configuration audit (PCA) phase of the life cycle process, the aircraft and mission systems are experiencing constant anomalies and variations within the configuration. Additionally, as this is a Critical Application Item, it is imperative that the Government deal strictly with the OEM for procurement of this item. The Government does not physically have in its possession any engineering or technical data to contract for spares with other than the OEM, nor does it have the empirical engineering data available that would allow for realistic competitive sustainment efforts at this time. Furthermore, NAVSUP WSS is obliged to follow the supply support strategy as outlined in the 2 NAVAIR program office, PMA- 290 letters,500 Ser PMA-290/096 dated Aug 31 2015 and 500 Ser PMA-290/003 dated Jan 06 2015.

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 29, 2016

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:

A limited Screen Market Research was conducted in accordance with FAR part 10. No other sources could be identified/certified for this procurement.

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 is unable to compete this contract 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.

Folder Number:	16012-0009
Requisition/PD#	N0038316X1175

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:

Signature	Name	Phone	Date
[redacted]	Ronald Kiesling	[redacted]	Mar 31, 2016

Requirements Cognizance:

Signature	Name	Phone	Date
[redacted]	Erick Hoens	215-268-6828	Mar 31, 2016

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

Signature	Name	Phone	Date
[redacted]	John Sweeney	[redacted]	14 APR 2016

CONTRACTING OFFICER CERTIFICATION

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

Signature	Name	Phone	Date
Robert J. Albino	ROBERT J. ALBINO	[redacted]	4/14/2016

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

Signature	Name	Phone	Date
[redacted]	Sharif T. Dawson, Esq. Associate Counsel DLA Counsel Aviation Phone [redacted]		4/19/16

APPROVAL REQUIRED BY FAR 6.304

Signature	Name	Phone	Date
	Claudette Parrott Competition Advocate	215-737-7566	4/22/16

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: Apr 12, 2016

Requisition/PD#(s): N0038316X1175

NSN/P/N(s): 7RH 5895 016300207 P8/ 186400-1

(AMC/AMSC) or (RMC/RMSC): 3H LSR (Limited Screen Review) Code/Ext: N98152.51 / 1494

DCA Cage Code: 0U5W0 [PHL] FSR (Full Screen Review > $650k) Code/Ext:

CONFIGURATION VALIDATION RESOURCES / DATA INTEGRITY

MECHANICSBURG (Check all that apply)

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

PHILADELPHIA (Check all that apply)

- ☒ ITIMP - Integrated Technical Item Management & Procurement
- ☒ IPB - Illustrated Parts Breakdown
- ☒ JEDMICS - Joint Engineering Data Management Info & Control System
- ☒ ERP / ORACLE / FMT
- ☒ FLIS - Federal Logistics Information System
- ☐ 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)

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

V3.1 July 2015

MARKET RESEARCH EVALUATION

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

1. ☒ Configuration Correct

Configuration: The P-8 Baseline has not yet been established by NAVAIR.

Previous J&A: Previous J&A Attached

Remarks:

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

Remarks: There is no data available to allow for competition. This acquisition is being negotiated with the OEM Pole Zero (CAGE0U5W0)

3. Drawing Data Interpretation

a) Drawing Data Availability: NO - Not Able to View Drawing Data - proceed to item 4

Location/Remarks:

b) Specification / Source Controlled Drawing

Remarks:

c) DCA Drawing Contains a Restrictive Legend

Remarks:

d) [MECH] Distribution Statement

Remarks:

4. Criticality Determination

☒ Validated, Identified, and Properly Documented

[PHL] CAI

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

Remarks:

Additional Remarks:

Signature: Ronald Kinly

Date: Apr 12, 2016

V 3.1 July 2015

In/out
11/17 11/19
Pole Zero

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: ~~15126-0048~~ 15279-0013

Requisition/PD# N0038315X3139 N0038316X0133

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

Maureen DeLorenzo Item Manager's Name	4788 Extension	N98152.16 Code
Tom Nolan Technician's Name	4971 Extension	N98152.55 Code
Paul Lindinger Buyer's Name	3414 Extension	APAP.15 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: Antenna Interface Unit — Quantity: # 3

NSN: 0RH 5895 016300207 P8 — CAGE Code: (0U5W0)

P/N: 186400-1 — Unit Price: $375,240.00

Estimated Value (include option): $~~375,240.00~~ $1,125,720.00 — The required delivery date is: July 2016

Ship To: N4014D

Line of Accounting

97 00 XX XX 4930 NC1A 000 85004 0 050120 7R 000000 7PPE00000000

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 ☐ multiple codes see pg 2 for definitions

C1 Spares J&A
Revised OCT 2015

Folder Number: 15126-0048

Requisition/PD# N0038315X3139

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). This code is applicable only to parts under immediate buy requirements and only for as long thereafter as the deficiency is under review for resolution and appropriate recoding. This code is only assigned at the conclusion of limited screening, and it remains assigned until the full screening process resolves physical data questions and results in assignment of a different AMSC. If one source is available, AMCs 3, 4, or 5 are valid. If at least two sources exist, AMCs 1 or 2 are valid.

This acquisition will be negotiated with: (0U5W0) POLE/ZERO ACQUISITION INC.

This aircraft is currently in the interim phase of the life cycle process and as such it is imperative that the government deal with one contractor, the OEM, for manufacture of these items. The government physically does not have in its possession sufficient engineering and technical data to contract spares with other than the OEM. As the P-8 aircraft is currently in the interim support phase of the life cycle process and pre-physical configuration audit (PCA), the aircraft mission systems are experiencing constant anomalies and variance within the configuration. The government does not have empirical engineering data available that would allow for realistic competitive sustainment efforts at this time. These items are continually being altered and evaluated. As the program develops and passes the various milestones of the interim support phase, logistical and technical requirements are varying in such a way that it is essential and in the Navy's best interest to deal only with the OEM at this time.

One of the critical functions of the interim support phase is designed to determine a baseline configuration, which impacts maintenance requirements and logistical support. The interim phase of the life cycle is comprised of the Initial Operation Test and Evaluation (IOT&E) portion, and the Initial fielding portion. During the IOT& E portion the Navy's test and evaluation squadron has been evaluating these items with field service representatives and Navy engineering technical support gathering data required for maintenance and logistical planning. The aircraft is now in the initial fielding portion of interim support. During initial fielding, the Navy's fleet replacement and training squadron is performing organic squadron level maintenance under the cognizance of field service representatives and Navy engineering technical support, training naval maintenance personnel for P-8 future support of fielded aircraft. NAVAIR is responsible for the configuration of the aircraft.

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

June 1, 2015 and August 12, 2015 Respectivly.

and as a result:

No other sources expressed an interest in this acquisition as a result of the synopsis or the Sources Sought Notice. Since the base line configuration for the P-8 aircraft has not been established, the Navy does not possess the data to allow for full market research at this time.

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:

Limited market research was conducted in accordance with FAR Part 10. These items were synopsized and a Sources Sought Notice was issued. No other sources expressed an interest in this acquisition as a result of the synopsis or the Sources Sought Notice. Since the base line configuration for the P-8 aircraft has not been established, the Navy does not possess the data to allow for full market research at this time.

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:

As stated in paragraph 5, one of the purposes of the interim support period of a new weapon system or platform is to capture record and procure the data required to establish the metrics for logistical sustainment. As the P-8 and her systems progress through interim support and enter Material Support, 01 October 2015, this data will become more stable. Once the baseline configuration has been approved and established by NAVAIR, NAVSUP WSS will determine if the data is available and if so will aggressively pursue a commercially competitive posture for future procurements of this item. NAVAIR has not yet established weather the data rights required to allow for commercial competition will be procured. Therefore we cannot commit, at this time, to a post MSD commercial competitive posture under this agreement.

9. REFERENCE TO THE APPROVED ACQUISITION PLAN:

An informal / formal acquisition plan is / is not required for this acquisition.

Folder Number: 15126-0048

Requisition/PD# N0038315X3139

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:

Signature	Name	Phone	Date
Tom Nolan	Tom Nolan	4971	Sep 29, 2015

Requirements Cognizance:

Signature	Name	Phone	Date
Jeannine Fay	Jeannine Fay	2665	Sep 29, 2015

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

Signature	Name	Phone	Date
John Sweeney	John Sweeney	9307	Sep 30, 2015

CONTRACTING OFFICER CERTIFICATION

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

Signature	Name	Phone	Date
Robert J. Albino	ROBERT J. ALBINO	X-4613	11/16/2015

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient

Signature	Name	Phone	Date
	Sharif T. Dawson, Esq. Associate Counsel DLA Counsel Aviation	Phone (215) 697-5020	11/17/15

APPROVAL REQUIRED BY FAR 6.304

Signature	Name	Phone	Date
	Michael Massolio Competition Advocate	4521	11/18/15

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: Sep 29, 2015

Requisition/PD#(s): N0038315X3139

NSN/P/N(s): 0RH 5895 016300207 P8

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

LSR (Limited Screen Review) Code/Ext: N98152.55/4971

DCA Cage Code: 0U5W0

[PHL] FSR (Full Screen Review > $650k) Code/Ext:

CONFIGURATION VALIDATION RESOURCES / DATA INTEGRITY

MECHANICSBURG (Check all that apply)

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

PHILADELPHIA (Check all that apply)

- ☐ ITIMP - Integrated Technical Item Management & Procurement
- ☐ IPB - Illustrated Parts Breakdown
- ☐ JEDMICS - Joint Engineering Data Management Info & Control System
- ☐ ERP / ORACLE / FMT
- ☐ FLIS - Federal Logistics Information System
- ☐ 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)

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

MARKET RESEARCH EVALUATION

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

1. ☐ Configuration Correct

Configuration: The P-8 Baseline has not yet been established by NAVAIR.

Previous J&A: First Time Buy - No previous J&A exists

Remarks: This aircraft is still in interim support, no baseline has been established by NAVAIR and is Pre -Physical Condition Audit (PCA).

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

Remarks: There is no data available to allow for competition. This acquisition has been broken out from the prime, Boeing, to the actual OEM.

3. Drawing Data Interpretation.

a) Drawing Data Availability

Location/Remarks:

b) Specification / Source Controlled Drawing

Remarks:

c) DCA Drawing Contains a Restrictive Legend

Remarks:

d) [MECH] Distribution Statement

Remarks:

4. Criticality Determination

☐ Validated, Identified, and Properly Documented

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

Remarks:

Additional Remarks:

Signature: Tom M

Date: Sep 29, 2015