

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: MANUAL

Requisition/PD# N0038316RCPZ029

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

JOHN TANTOCO Item Manager's Name	[REDACTED]	Extension	N9832.03 Code
ANDREW ROSS Technician's Name	[REDACTED]	Extension	N9818.T7 Code
JOHN MCCARRY Buyer's Name	[REDACTED]	Extension	APAP.02 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: TANK ASSEMBLY Quantity: [REDACTED]

NSN: ORH-1560-01-565-6152 CB CAGE Code: 1T765

P/N: HM043-010-11 Unit Price: [REDACTED]

Estimated Value (include option): \$ [REDACTED] The required delivery date is: MARCH 2017

Ship To: VARIOUS

Line of Accounting
1761506.U1SH 310 00019 0 050120 2D 000000

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

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Source Selection Information
FAR 2.101 and 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). 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: ROBERTSON FUEL SYSTEMS (1T765)

Only ROBERTSON FUEL SYSTEMS (1T765) will be solicited because only ROBERTSON FUEL SYSTEMS (1T765) owns sufficient technical data. Technical data is comprised of two parts, the data itself and the rights to such data. Government rights would allow the Government to distribute technical data to potential new suppliers of subject item. Technical data contain information regarding inspection and review of manufacturing techniques, special skills, qualifications, and knowledge required to complete the manufacturing procedures. As a result additional sources are either unable or uninterested in manufacturing subject item. Additional sources are required to submit a complete SAR package to qualify them as a new source.

6. DESCRIPTION OF EFFORTS MADE TO SOLICIT OFFERS FROM AS MANY OFFERORS AS PRACTICABLE: The proposed contract action was synopsised and included a Sources Sought Notice on the FedBizOpps website for government-wide point of entry on

11/17/2015

and as a result:

No other parties expressed an interest in this requirement

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:

The NAVSUP Weapon Systems Support (WSS) Source Development Department (SDD) has conducted a market research per the market research document. The subject Aircraft Fuel Tank is a Critical Safety Item (CSI) and all alternate sources must qualify IAW the design control activity's procedures, as approved by NAVAIR prior to contract award. Available data including all publications, supporting test equipment availability and associated drawings and specifications required to manufacture the subject item are not available to purchase from other than the current approved source of supply Robertson Fuel Systems (1T765). Data review discloses that all the manufacturing data including all manufacturing manuals, publications, associated drawings and specifications required to manufacture and maintain the quality of the subject item are not in Government possession and cannot be economically obtained. Without the manufacturing data it is not possible for any other source to manufacture the subject item. No other company has access to the manufacturing data that would enable them to manufacture the subject item. The government does not possess the manufacturing data necessary to support full and open competition. No other sources have currently expressed an interest in becoming an approved manufacturing source for the subject item to the Source Development Department. To promote competition the 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 FedBizOpps 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) & (6), NAVSUP WSS has no plans at this time to compete future contracts for the types of supplies/services covered by this document. To promote competition the 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 FedBizOpps website (www.fedbizops.gov) in order to encourage potential suppliers to submit Source Approval Requests. If another potential manufacturing 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] ANDREW ROSS [Redacted] 3/2/16
 Name Date

[Redacted] John Tantalou [Redacted] 3/2/16
 Name Date

COMPETITION ADVOCATE REVIEW AND CONCURRENCE

[Redacted] Claudette Parrott [Redacted] 3.2.2016
 Competition Advocate Name Date

CONTRACTING OFFICER CERTIFICATION

[Redacted] and complete to the best of my knowledge and [Redacted]
ROBERT J. ALBINO [Redacted] 3/2/16
 Name Date

LEGAL SUFFICIENCY REVIEW

[Redacted] ficient Sharif T. Dawson, Esq. [Redacted] 3/3/16
 Associate Counsel
 DLA Counsel Aviation
 Name Phone (216) 697-6020 Date
[Signature] [Redacted] 3.8.16
 NAME Timmy Koszko [Redacted] DAT-6

APPROVAL REQUIRED BY FAR 6.304

LILLI.CHARLES.MIC Digitally signed by LILLI.CHARLES.MIC#AEL.1035084246 DN: cn=LILLI.CHARLES.MIC#AEL.1035084246, o=U.S. Government, ou=DAI, email=LILLI.CHARLES.MIC#AEL.1035084246, c=US [Redacted] [Redacted] [Redacted]
 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

Source Selection Information - See FAR 2.101 & 3.104 **C1 Spares J&A**
 Revised OCT 2015