DEPARTMENT OF THE NAVY

REGIONAL CONTRACTING DEPARTMENT
NAVSUP FLEET LOGISTICS CENTER PUGET SOUND
467 W STREET
BREMERTON, WASHINGTON 98314-5120

CONTROL NUMBER 2016-13

N00406-16-T-0085

JUSTIFICATION AND APPROVAL FOR SOLE SOURCE PROCUREMENT Under Simplified Procedures for Certain Commercial Items (FAR 13.5)

1. **Contracting Activity**.

NAVSUP Fleet Logistics Center Puget Sound (FLCPS)

2. **Description of Action Being Approved.**

Award of a firm fixed price contract on a sole source basis for technical representative repair service on two (2) High Pressure Air Compressors (HPAC) Class "A" Overhauls, in support of a naval vessel to Rix Industries.

3. **Description of Supplies/Services**.

This requirement is for the original equipment manufacturer; Rix Industries, to provide all necessary materials, travel, and technical representatives to remove, accomplish shipalt 4826 and class "A" overhaul, reinstallation, shipboard testing and training in support of a naval vessel.

The HPAC units will be shipped to Rix Industries in Benicia, CA where the overhaul service is to be performed and once completed, returned to Puget Sound Naval Shipyard and Intermediate Maintenance Facility (PSNS & IMF) Bremerton, WA for reinstallation. The period of performance is (b) (7) (F) [redacted] The total estimated cost is approximately (b) (5) [redacted] The requirement will be funded with FY16 O&MN. These funds will be made available prior to award.

4. **Statutory Authority Permitting Sole Source.**

41 U.S.C. 1901 – This is a sole source acquisition under the authority of the simplified acquisition procedures for certain commercial items, as implemented by FAR 13.501(a).

5. **Rationale Justifying Use of Cited Statutory Authority.**

Rix Industries is a sole source designer, developer and manufacturer of the HPAC compressor units onboard the naval vessel. The existing installed HPAC units are complex and engineered for submarine applications and vital equipment for breathing air quality. NAVSEA requires all repair and replacement parts be OEM per (b) (7) (F) [redacted] All components/parts of the HPAC's are proprietary to the OEM. Therefore, Rix Industries is

the only contractor with the requisite knowledge, experience and technical data that can provide the required replacement parts and technical representatives' services for these air compressors. Puget Sound Naval Shipyard (PSNS) is the technical authority for this repair and requires the OEM to provide assessments, repairs and restorations of the HPAC compressor units in accordance with the OEM repair standard prior to deployment.

Delaying the purchase under the proposed contract until the development by other potential sources of conforming replacement parts would (b) (7) (F) [redacted] (b) (7) (F) [redacted] that outweigh any anticipated benefit from competition under the proposed contract. Additionally, reverse engineering cost per part are estimated based on one engineer at a rate of (b) (5) [redacted] requiring a minimum of (b) (5) [redacted] hours to develop a drawing. The time and cost to the government to have other than the OEM, manufacture the parts could increase the costs per part by more than double.

6. **Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.**

The proposed contract action will be synopsized on the NECO website per FAR 5.201. No additional market research was conducted because it is not practicable, for the reasons discussed in paragraph 5 above, for any company other than Rix Industries to provide the required services, repair parts, installation and operational testing.

7. **Determination of Fair and Reasonable Cost.**

The contracting officer has determined the anticipated cost to the Government of the supplies/services covered by this J&A will be fair and reasonable, utilizing the appropriate methodology for the contract type.

8. **Actions to Remove Barriers to Future Competition.**

For the reasons set forth in Paragraph 5, FLCPS 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, FLCPS will assess whether competition for future requirements is feasible.

9. **Contracting Point of Contract:**

Kitty Candelaria, Contract Specialist, 360-476-5082, kitty.candelaria@navy.mil

Oct 2010

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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 its supporting acquisition planning documents, except as noted herein, are complete and accurate to the best of my knowledge and belief.

(b) (6) [redacted] Dan K Searcrist (360) 476-0823 12/2/2015

Name (Printed) Phone No. Date

(b) (6) [redacted] William N. Grover 476-6678 12/2/15

Signature Name (Printed) Phone No. Date

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

(b) (6) [redacted] Chris Lybeck 360-476-2939 2 Dec 15

Name (Printed) Phone No. Date

CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief. To the extent that the J&A/LSJ value is between $150K and $700K, the Contracting Officer's signature below also represents approval of the J&A/LSJ.

Signature Name (Printed) Phone No. Date

CONTRACTING ACTIVITY COMPETITION ADVOCATE REVIEW

To the extent that the J&A/LSJ value is between $700K and $13.5M, the Competition Advocate's signature below also represents approval of the J&A/LSJ.

(b) (6) [redacted] MARY GAMBRIEL 476-9240 12/2/15

Name (Printed) Phone No. Date