

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Solicitation No.: HSCG38-08-Q-101021

2 May 2008

Pursuant to the requirements of the test program for commercial items as implemented by Section 4202(e) of the Clinger-Cohen Act of 1996, the Justification to conduct a sole source acquisition is justified by the following facts and rationale required under Federal Acquisition Regulation (FAR) 6.303-2 as follows:

(1) Agency and Contracting Activity – The Department of Homeland Security, U.S. Coast Guard, Aircraft Repair and Supply Center (ARSC), HU-25 Contract Section, Elizabeth City, North Carolina, hereby presents this Justification for Other Than Full and Open Competition (JOTFOC) for review and approval.

(2) Nature and/or Description of the Action Being Approved – This Justification for Other Than Full and Open Competition seeks approval to contract for Field Service Representative services for the ATF3-6 Engine and the GTCP36 Auxiliary Power Unit (APU), on a sole source basis with the Original Equipment Manufacturer (OEM), Honeywell International Incorporated, 1300 West Warner Rd., Tempe, AZ 85285. The requirement is necessary in order for the U.S. Coast Guard to maintain the capability to adequately support their deployed HU-25 aircraft, carry out their law enforcement missions as well as their search and rescue missions. Request approval to proceed with a sole source acquisition, for a firm fixed price contract for Field Service Representative services. This effort will be for a base year and (4) one-year option periods.

(3) Description of Supplies/Services – This Justification for Other Than Full and Open Competition is to obtain approval to contract for Field Service Representative services for the ATF3 Engine and GTCP36 APU. Honeywell is the OEM for both the ATF3 Engine and the GTCP36 APU. Honeywell is the sole proprietor of all applicable drawings and specifications. Proper completion of the requirements is impossible without immediate access to all drawings and specifications for the ATF3 engine and GTCP36 APU components. This procurement must be restricted to the contractor, Honeywell, who has access to the proprietary drawings and specifications supporting this equipment in their current service environment.

(4) Competition – 10 USC 2304(c)(7) as implemented by the Federal Acquisition Regulation (FAR) Subpart 6.302-1 entitled “Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements”. Unique supplies or services available from only one or a limited number of responsible sources or from one or a limited number of suppliers with unique capabilities will satisfy agency requirements.

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Solicitation No.: HSCG38-08-Q-101021

2 May 2008

(5) Demonstration That the Nature of the Acquisition Requires Use of the Authority Cited. – This procurement must be restricted to the OEM to ensure compatibility of replacement parts and safer operation of the aircraft ATF3 Engine and GTCP36 APU. The necessary drawings, specifications, service bulletins, manuals, and repair/overhaul procedures are proprietary to the OEM and not otherwise available to the Coast Guard through any other source. In the past, the Coast Guard has obtained Field Service Representative services through a sole source OEM contract, DTCG38-04-C-101001. This justification for other than full and open competition is to provide the required Field Service Representative services by means of a follow-on contract.

(6) Description of Efforts Made to Ensure That Offers are Solicited From as Many Potential Sources as is Practicable, Including Whether a Notice was or will be Publicized as Required by Subpart 5.2 and if not, Which Exception Under 5.202 Applies. – A pre-solicitation notice for this effort was released on February 29, 2008 with a closing date of March 17, 2008. No interest was received for this acquisition. In accordance with FAR 5.201, the intent to contract for these services will be advertised in the Government Point-of-Entry System, Federal Business Opportunities (GPE/FedBizOps) as a combined synopsis solicitation announcement. If additional viable sources are identified through response to the solicitation, ARSC will make a determination to solicit the services based on limited competition.

(7) Determination by the Contracting Officer That the Anticipated Cost to the Government will be Fair and Reasonable. –The Contracting Officer determines that the anticipated prices will be fair and reasonable based on (1) comparison of previous history from the previous field service representative contract, (2) similar contract services performed by other vendors, and (3) review of the cost breakdown.

(8) Description of Market Research. – The Field Service Representative services required for the ATF3 Engine and GTCP36 APU meet the commercial definitions as listed in FAR Part 2.101, Paragraph (c). “Commercial Item” subparagraphs (5) (i) and (ii). Recent discussions with the Honeywell representative have revealed the types of services sought here by the Coast Guard are provided to others by the OEM. This requirement and the source of these services are limited to the OEM, Honeywell.

(9) Any Other Facts Supporting the Use of Other Than Full and Open Competition. – When the HU25 Falcon Jet, that includes the ATF3-6 engine, and GTCP36 APUs were initially procured and provisioned for by the Coast Guard specifications and data rights necessary to obtain competition were not included. Due to the small fleet size it would not be economically feasible to do so at this time. All other facts supporting use of other than full and open competition are discussed under paragraph (11).

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Solicitation No.: HSCG38-08-Q-101021

2 May 2008

(10) A Listing of the Sources, if Any, Expressed in Writing, an Interest in the Acquisition – This Justification is being processed in advance of the combined synopsis solicitation. If responses to the combined synopsis solicitation indicate additional sources are available, the file will be documented accordingly and the requirement competed among all eligible offerors.

(11) A Statement of the Actions, if Any, the Agency May Take to Remove or Overcome Any Barriers to Competition Before Any Subsequent Acquisition for the Supplies or Services Required – The Coast Guard does not possess technical expertise nor did they purchase the data right as part of the initial system acquisition for the HU25 aircraft, as a result, it would be difficult to foster a competitive procurement effort. Complete specifications and drawings for the HU25 are not available and the cost to procure them is not easily quantifiable. As the Aircraft Inventory Control Point, ARSC is tasked with supporting systems that have been deployed for use in the aviation community. As such, our budget does not include funding to procure data for these systems. The data for the HU25 aircraft ATF3-6 engines and GTCP36 APUs is proprietary to the OEM and therefore future competition for this effort is not known. The agency has taken no actions to overcome barriers to competition and does not anticipate any opportunities to do so. In an effort to increase competition among the distributors, HU25 Product Line members annually attend aviation trade shows.

Signatures are in the file