

USTRANSCOM

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Gulf Barge Transportation Services W81GYE-05-C-0031

1. CONTRACTING ACTIVITY.

United States Transportation Command (USTRANSCOM), Specialized Transportation & Support Division, Domestic Airlift Branch, 508 Scott Drive, Building 1900W, Scott AFB IL 62225-5327.

2. NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED.

This Justification and Approval (J&A) authorizes the use of other than full and open competition procedures to continue the Gulf Barge Transportation Services required by Defense Logistics Agency (DLA) -Energy Americas East by extending the current contract. A bilateral modification to the current contract will prevent a break in service by bridging the gap between the expiration of the current contract on 28 Feb 2011 and award of a follow-on contract. This extension is required for a period of performance of 3 months (1 March 2011-31 May 2011) and is limited to the time necessary for USTRANSCOM to award a follow-on contract for the required services with a start date of 1 Jun 2011.

3. DESCRIPTION OF THE SERVICES REQUIRED TO MEET THE AGENCY'S NEEDS.

DLA-Energy's mission is to provide bulk petroleum products to its customers to support their peacetime and wartime needs. DLA Energy-Americas East requires dedicated barges to support movements of DoD-owned bulk jet fuel (JP5 and JP8) and marine diesel (F76) between all ordered United States ports and points on the Gulf of Mexico and the lower Mississippi River and their connecting waterways and tributaries.

Currently this mission is supported by a contract with Jar Assets, Inc., which includes a base year and four option years, ending 31 August 2010. An option to extend services for six months was executed, extending the contract to 28 February 2011. TCAQ-I is actively pursuing a follow-on contract; however additional time is required beyond the current 28 February 2011 expiration date to accommodate resolution of on-going Visa preference issues and complete the source selection. This delay in award of a follow-on contract is beyond the control of the contracting office. A 3-month extension to the current contract is required in order to prevent interruption of service during the time required to complete the source selection process for the follow-on contract.

The current value of this contract is \$49,653,041.38. The total estimated value of this modification is \$2,050,690.02 based on a 3-month extension of performance at the rates specified in the contract for Option Year 4.

4. STATUTORY AUTHORITY PERMITTING OTHER THAN FULL AND OPEN COMPETITION.

10 USC 2304(c) (1), Only One Responsible Source

5. DEMONSTRATION THAT THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS OR NATURE OF THE ACQUISITION REQUIRES THE USE OF THE AUTHORITY "ONLY ONE RESPONSIBLE SOURCE".

The incumbent contractor (Jar Assets, Inc.) is the only known source that can provide the required services without interruption until a follow-on contract is awarded. They have all required equipment in place and are positioned to continue daily support for the 3-month period of contract extension required. A recent small business set aside solicitation for the same services was cancelled because only two proposals were received, one from a large business and one with unacceptably high prices.

Failure to continue performance via a contract extension would have a detrimental impact on DLA's mission. In order to mitigate this pending "stop work" of mission critical services, an extension of the current contract is required to prevent interruption of this critical service while the requirement is being re-solicited.

6. DESCRIPTION OF EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICABLE.

The proposed action will be synopsized pursuant to FAR 5.203.

7. DETERMINATION BY THE CONTRACTING OFFICER THAT THE ANTICIPATED COST TO THE GOVERNMENT WILL BE FAIR AND REASONABLE.

In discussions with the Contracting Officer, the contractor volunteered to continue performance at Option Year 4 prices which have already been determined fair and reasonable.

8. DESCRIPTION OF THE MARKET RESEARCH CONDUCTED AND THE RESULTS OR A STATEMENT OF THE REASONS MARKET RESEARCH WAS NOT CONDUCTED.

SDDC completed market research prior to award of the current contract, and USTRANSCOM has completed market research for the follow on acquisition which is in progress. Both small and large businesses have expressed interest in the requirement. Only JAR submitted a proposal on the current contract; both JAR and a small business submitted proposals on a recently canceled solicitation, though the small business did not submit reasonable pricing. No market research has been conducted specifically relating to this proposed contract extension.

9. ANY OTHER FACTS SUPPORTING THE USE OF OTHER THAN FULL AND OPEN COMPETITION.

None.

10. A LISTING OF SOURCES, IF ANY, THAT EXPRESSED, IN WRITING, AN INTEREST IN THE ACQUISITION.

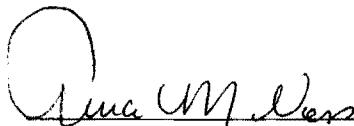
See 8 above.

11. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS TO COMPETITION BEFORE MAKING ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES REQUIRED.

The requested extension will allow the follow-on requirement to be competed on a full and open basis.

12. CONTRACTING OFFICER'S CERTIFICATION.

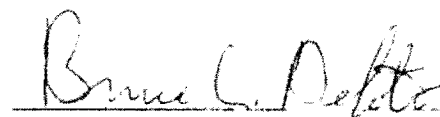
I certify that the data supporting the recommended use of other than full and open competition is accurate and complete to the best of my knowledge and belief.


TINA M. VOSS
Contracting Officer

20 Dec 10
DATE

13. TECHNICAL/REQUIREMENTS PERSONNEL CERTIFICATION.

I certify that the data supporting the recommended use of other than full and open competition is accurate and complete to the best of my knowledge and belief.


BRUCE C. DESOTO
DLA-Energy (NCID)
Chief, Distribution Branch

12/21/10
DATE