J&A #:

USE OF OTHER THAN FULL AND OPEN COMPETITION SAT

1. Identification of Agency and Contracting Activity

SERMC and NAVSUP FLCJ

2. Nature and/or Description of the Action Being Approved

Nylon Flight Deck Nets, filler Nets and Lashing

3. Description of Supplies/Services to Meet the Agency's Needs Including Estimated Value

Part Number	Nomenclature	QTY
21 B Sheet 3 of Drawing 612 8535619	Nylon Flight Deck Nets, filler Nets and Lashing,	1

Is the requested material or service represents the minimum requirements of the Government Estimated Dollar?

Estimated Dollar Value:

FY/Option/Ordering Period	OM&N	OPN	RDT&E
	0.00	0.00	0.00
Subtotals	0.00	0.00	0.00
Total	0.00		

4. Statutory Authority Permitting Other Than Full and Open Competition

41 U.S.C. 1901 as implemented by FAR 13.501(a) Sole Source

Additional Information Regarding Statutory Authority if Applicable

Procurement Request/Solicitation/Purchase Order Number: **N4002A26PR00271**

Control Number:

I. Background

1. FAR 13.106 1(b)(1)(i) states for purchases not exceeding the simplified acquisition threshold, Contracting Officers may solicit from one source if the Contracting Officer the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilizatic
2. As required by FAR 13.106 3(b)(3)(i), this memorandum explains the absence of competition for this acquisition, as only one source will be solicited for this requiremen of the requirement) and the requirement is not expected to exceed the simplified acquisition threshold.

II. DESCRIPTION OF ITEM OR SERVICE

Provide a description of the item or service required, to include its intended use, the name of the required source or brand name, the estimated cost/price, and the required c date/period of performance

Please reference item 3 above (Description of Supplies/Services to Meet the Agency's Needs Including Estimated Value)

III. THE DETERMINATION FOR USE OF OTHER THAN FULL AND OPEN COMPETITION IS BASED ON THE FOLLOWING:

A. ONLY ONE RESPONSIBLE SOURCE Yes

1. Restrictive Rights	No	The source has established proprietary rights, limited rights in data, patent rights, copyright processes in the item or service required.
2. Exclusive Licensing Agreements	Yes	The item or service is only available from the Original Equipment Manufacturer (OEM), or th authorized distributor or technical representative for the OEM.

Identify the OEM and explain the circumstances surrounding why the item or service is only available from the OEM.

OR

Identify the distributor(s)/authorized technical representative(s) for the item or service. Provide evidence of the exclusive licensing agreement as an attachment to this docu there is more than one distributor/authorized technical representative for an OEM part, then Part B, BRAND NAME SOLE SOURCE, is applicable, and Part A, ONLY ONE RES SOURCE, should be left blank

Consolidated Rigging and Marine Supply is the OEM for the LCS class flight deck safety nets and frames. Vessel and components, constructed in accordance with Americar Shipping (ABS) and Naval Vessel Rules (NVR). Unit of measurement utilized for fabrication is the Metric System. Nylon net requirements (type of material, dimensions and material) is in accordance with MIL W 23223. The frames, nets and required components are all metric, and only the OEM can guarantee proper fit and function.

Consolidated Rigging and Marine Supply, Original Equipment Manufacturer (OEM), is the sole provider of their equipment, maintenance/calibration, and training. All equip materials are patented/copyrighted and are only distributed by Consolidated Rigging and Marine Supply. Consolidated Rigging and Marine Supply is the only entity that c work as a number of key proprietary elements, the specific content and strategies, are not available from other sources. Consolidated Rigging and Marine Supply is the equ and calibration designer and, as such, has full proprietary rights and they are not releasing it to any vendor.

An award to any other source would jeopardize compatibility with existing equipment and/or would result in substantial duplication of cost or additional cost to the Gover expected to be recovered through competition, in addition to unacceptable delays in meeting the Government requirements. These are “direct replacements” parts/compo existing equipment. Similar products lack features that are necessary to meet the Government's minimum needs or other contractors are not qualified to perform necessar

3. Other Reasons No Provide details on mission impact if requirement is not solicited from only one source

B. BRAND NAME

Item required must be a brand name product, or feature of a product, particular to one manufacturer. Discuss why you are precluding consideration of a product ma another company. Describe how the particular brand name, product, or feature is essential to the Government's requirements and why a "brand name or equal" purc cannot be used (see FAR 11.104). Describe how market research indicates other companies' similar products or products lacking the particular feature do not meet, o modified to meet, the agency's needs

C. UNUSUAL AND COMPELLING URGENCY No

The supplies or services are of such unusual and compelling urgency that the Government would be seriously injured unless the agency is permitted to limit the num from which it solicits bids or proposals. Urgent requirements are supplies or services that will result in a work stoppage, or are mission critical and the routine proces result in injury to the Government. The determination that the procurement for the above item/service is an urgent and compelling requirement is based on the follo

Discuss why you are precluding consideration of a product manufactured by another company. Describe how the particular brand name, product, or feature is essent Government's requirements and why a "brand name or equal" purchase description cannot be used (see FAR 11.1014). Describe how market research indicates other similar products and products lacking the particular feature do not meet, or cannot be modified to meet, the agency's need.

1. Date on which the requirement was first identified:

2. Required delivery date/period of performance: 07/31/2026 to 07/31/2026

3. Explanation of why delivery/commencement of services by the date mentioned above is required: Explain the impact to the mission if the date above is not met, a circumstances or conditions that exist which validate the requirement as "urgent," estimated production lead time for the item, etc.

4. If appropriate, include any additional pertinent information:

CERTIFICATIONS/APPROVALS:

TECHNICAL CERTIFICATION

I certify that the facts and representations under my cognizance which are included in this Exception to Fair Opportunity and its supporting acquisition planning documents noted herein, are complete and accurate to the best of my knowledge and belief.

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Requirements Cognizance

CONTRACTING OFFICER CERTIFICATION

I certify that this Exception to Fair Opportunity is accurate and complete to the best of my knowledge and belief. The Contracting Officer\\\'s signature below represents ap document.

Contracting Officer's Signature

LEVEL ABOVE CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief. The Level Above the Contracting Officers signature below represents approv document.

Level Above the Contracting Officer

LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

Legal Sufficiency Review

CONTRACTING ACTIVITY COMPETITION ADVOCATE REVIEW

Contracting Activity Approval

HEAD OF CONTRACTING ACTIVITY APPROVAL

Upon the basis of the above justification, I hereby approve, as Head of Contracting Activity, the solicitation of the proposed procurement described herein using other than competition, pursuant to the authority of (Placeholder for US code citation)

HCA Approval