CLASS JUSTIFICATION AND APPROVAL (J&A)
FOR USE OF OTHER THAN FULL AND OPEN COMPETITION

1. **Contracting Activity:** Department of the Navy, Military Sealift Command (MSC) Norfolk

2. **Description of the Action Being Approved:** Award modifications under contract N322025C2148 for the Regular Overhaul and Dry Docking of the USNS GUADALUPE (T-AO 200), to Vigor Marine LLC, incorporating work items needed to comply with MSC, Navy Fleet and regulatory body requirements. The contract was awarded for [redacted] on the basis of adequate competition.

3. **Description of Supply Services:** To accomplish the work items detailed in the enclosure, which are needed to comply with regulatory requirements of the U.S. Navy, U.S. Coast Guard, and American Bureau of Shipping. The total estimated dollar value for all such work items is [redacted] which will be funded utilizing Fiscal Year 2026 Operation and Maintenance, Navy (O&M, N) funds. The authority to act under this Class J&A expires one year after the date on which it is approved by the Competition Advocate.

4. **Statutory Authority Permitting Other Than Full and Open Competition:** 10 U.S.C 3204(a)(2) Unusual and compelling urgency.

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

   a. The contracting activity competitively awarded the contract consisting of the 134 work items on 20 May 2025 with a period of performance of 26 August 2025 through 01 February 2026.

   b. Inspectors from American Bureau of Shipping (ABS) conducted inspections from 18 September 2025 through 12 December 2025 and identified 10 deficiencies requiring repair prior to the vessel's departure IAW ABS Marine Vessel Rules (MVR), SOLAS Chapter III, and 46 Code of Federal Regulations (CFR) Subchapters D, J, and W. All items are critical to maintaining regulatory compliance and relate to either equipment condition or crew life safety.

   c. Competitively soliciting for these work items is not feasible as it would delay the vessel's departure and delay returning to a mission-ready posture since award of a procurement package of this magnitude will require a procurement action lead time of 381 days plus the time to accomplish repairs. The vessel's per diem rate is [redacted] per day, which is the estimated losses to the Government for each day of delay.

6. **Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable**: The pre-solicitation notice was posted on the Government Point of Entry website (sam.gov) on 05 November 2024 and the award notice was posted on 20 May 2025. For reasons set forth in Paragraph 5, this particular requirement is not presently a candidate for full and open competition.

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 IAW FAR 15.404-1(b)(2).

8. **Actions to Removed Barriers to Future Competition**: The Government expects to obtain a technical data package or develop a performance specification that will support competition for future acquisitions of the same or similar items.

CERTIFICATION AND APPROVALS

[redacted]

Competition Advocate Certification:

Upon the basis of the above justification, I hereby approve, as Deputy Director, Contracts and Business Management, the solicitation of the proposed procurement(s) described herein using other than full and open competition, pursuant to the authority of 10 U.S.C. 3204(a)(2).

MARTIN.THOMAS.JOSEPH[redacted] Digitally signed by MARTIN.THOMAS.JOSEPH[redacted]
Date: 2025.12.18 18:05:56 -05'00'

Signature/Date	Name (Printed)	Phone No.