



DEPARTMENT OF THE NAVY
PROGRAM EXECUTIVE OFFICER
AIR ASW ASSAULT AND SPECIAL MISSION PROGRAMS
47123 BUSE ROAD, BLDG 2272, Suite 162
PATUXENT RIVER, MD 20670-1547

IN REPLY REFER TO
21-0117

**CLASS JUSTIFICATION AND APPROVAL
FOR USE OF OTHER THAN FULL AND OPEN COMPETITION**

1. Contracting Activity.

Naval Air Systems Command (NAVAIR) Headquarters

2. Description of the Action Being Approved.

This Class Justification and Approval (CJ&A) authorizes and approves the issuance of task and delivery orders under a Basic Ordering Agreement (BOA) on a sole-source basis to Bell Textron Inc. (Bell), 3255 Bell Flight Blvd., Fort Worth, TX 76118. This CJ&A will permit the award of contractual actions for a period of five (5) years after execution of a BOA covering CY2021-2026 in support of the H-1 Upgrades Program to include the AH-1W, UH-1Y/AH-1Z aircraft and Taiwan Foreign Military Sales (FMS) support. Authority to act under this CJ&A expires on 28 February 2026.

3. Description of Supplies/Services.

This CJ&A will permit award of Bell BOA efforts including:

(a) Non-Recurring Engineering (NRE) for avionics and sensors & weapons Weapon Replaceable Assemblies (WRA) and Shop Repairable Assemblies (SRA) and associated structural changes.

(b) NRE for Lead Technical Integrator (LTI) structural / airframe analysis.

(c) NRE for Air Vehicle including airframe, fuel, rotor, drive, electrical power, engine, flight control, aircrew and environmental control system changes.

(d) Retrofit change kits and spares associated with (a) and (c).

(e) Delivery of complete UH-1Y and AH-1Z technical data packages.

NRE also includes qualification, validation, verification, test and evaluation, test assets, and prototype change kits associated with (a) and (c). Additionally, efforts will include program management, logistics analysis, logistics management, sustainment support and documentation, configuration management, and technical, administrative and financial data requirements for efforts associated with (a) through (d) for domestic and FMS aircraft. The Bell BOA shall have an ordering period of five (5) years. The delivery schedule or period of performance will be delivery order specific; however, will not begin after the end date of the BOA.

The estimated total value of the delivery orders covered by this CJ&A is . The funding profile is shown below.

Estimated Dollar Value

4. Statutory Authority Permitting Other Than Full and Open Competition.
10 U.S.C. 2304(c)(1), One source or limited sources.

5. Rationale Justifying Use of Cited Statutory Authority.

This CJ&A for the aforementioned BOA is a follow-on to a previous CJ&A associated BOA as Bell is the sole designer, developer, manufacturer, and system integrator of the H-1 series Helicopter and logistics support. Bell is the only known responsible source with the knowledge, in-depth experience, technical data, tooling and test equipment required to provide the supplies and services anticipated under this CJ&A within the scheduled timeframe. Previous contracts for UH-1Y and AH-1Z aircraft and associated non-recurring engineering efforts (including previous BOAs) were not competed.

The Government does not currently own the technical data, nor possess the requisite license rights necessary to compete the efforts anticipated under the subject BOA. The estimated timeframe to qualify another source and develop the technical data for the requirements herein is eight (8) years based on historical UH-1Y/AH-1Z Upgrades data and, as such, an award to another source would result in an unacceptable delay in providing the supplies and services listed in this CJ&A. The supplies and services contained in this CJ&A are top readiness degraders and speed to fleet distribution is essential. Therefore, NAVAIR has determined Bell is the only responsible source capable of meeting the agency's requirements.

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

In accordance with DFARS PGI 206.302-1(d), a Request for Information (RFI) notice was posted on Beta.SAM website on 16 December 2020 and to date no responses have been received. No additional market research was conducted because it is not practicable, for the reasons discussed in paragraph 5 above for any company other than Bell to provide the required supplies and services.

Pursuant to FAR 5.201(b), each order will be synopsisized on the Beta.SAM website. Any response from interested sources will be evaluated by the Contracting Officer for possible competition opportunities. Additionally, any interested party will be referred to Bell for possible subcontracting opportunities.

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 CJ&A will be fair and reasonable.

8. Actions to Remove Barriers to Future Competition.

For the reasons set forth in paragraph 5, NAVAIR has no plan at this time to compete future task and delivery orders under the subject BOA for the types of supplies and services covered by this document. As noted in paragraph 3, above, via the subject BOA, the Government is pursuing solicitation and delivery of complete UH-1Y and AH-1Z technical data packages. Should NAVAIR receive delivery of the Technical Data Package(s) mentioned above, opportunity for competition will be re-evaluated on an effort by effort basis. Additionally, if another potential source emerges, NAVAIR will assess whether competition for future requirements is feasible.

CERTIFICATIONS AND APPROVAL