

National Aeronautics and Space Administration
Dryden Flight Research Center
P. O. Box 273
Edwards, California 93523-0273

Justification for Other than Full and Open Competition

10 U.S.C. 2304(c)(2) FAR 6.302-1 (Only One Responsible Source)

We recommend that the Government acquire the goods and/or services required by the procurement request noted above via other than full and open competition. This procurement is for the purchase of aviation jet fuel to support NASA DC-8 flight operations in support of Genesis and Rapid Intensification Processes (GRIP) mission deployment to Ft. Lauderdale-Hollywood International Airport, Florida. The estimated value of this procurement action is capped at \$750,000 and the fuel vendor is SheltAir Aviation Center.

1. Agency identification: This document is a justification for other than full and open competition (JOFOC) prepared by NASA's Dryden Flight Research Center (DFRC), pursuant to Federal Acquisition Regulation (FAR) 6.303-2.

2. Description of action: We recommend that the Government acquire aviation jet fuel via other than full and open competition. This procurement will result in a Firm-Fixed Price (FFP) Purchase Request with SheltAir Aviation Center of Ft. Lauderdale, FL. It will be funded using National Aeronautics and Space Administration, Science Mission Directorate (SMD) funds. The following narrative provides a brief background description leading to this proposed action.

The Earth Science Project Office (ESPO) at Ames was charged by NASA Headquarters SMD with picking a deployment site and contracting for aircraft support services at that site with the exception of fuel. SheltAir Aviation Center at Ft. Lauderdale-Hollywood International Airport is one of several Fixed Base Operators (FBOs) on that airfield that provide aviation jet fuel. The SheltAir agreement includes parking area for the DC-8 aircraft. The agreement between FBOs at the airfield is that only the operator that is providing the parking area for the aircraft is allowed to provide fuel services via fuel truck on their parking ramp area. Other fuel vendors on the airfield were investigated as potential fuel sources and their pricing was comparable to SheltAir with the exception of one, [REDACTED] who holds the Defense Energy Support Center (DESC) contract fuel agreement and thus could offer fuel at government contract pricing. Unfortunately, the NASA DC-8 aircraft will not fit on their small parking ramp and [REDACTED] does not have the facilities to meet the deployment requirements as established by ESPO. Given the circumstances:

1. SheltAir was the one FBO at Ft. Lauderdale-Hollywood International airport that could meet the support requirements presented by ESPO.

2. Airport inter-FBO agreement that only the ramp owner where the aircraft is parked may provide fuel truck fueling service.
3. The NASA DC-8 will not fit on the DESC contract fuel agent's ramp for fueling purposes.
4. SheltAir jet fuel pricing is competitive with other FBOs on the airfield.

We recommend contracting for jet fuel service with SheltAir Aviation Center at the Ft. Lauderdale-Hollywood International airport in support of NASA DC-8 GRIP mission flight operations for the period [REDACTED]

3. Description of the supplies or services required:

Vendor to provide jet fuel and jet fuel servicing to the NASA DC-8 aircraft during the period [REDACTED]. The total procurement of fuel for GRIP flight operations out of the Ft. Lauderdale-Hollywood International airport is estimated not to exceed a total value of \$750,000.

4. Statutory authority: Statutory authority permitting other than full and open competition is 10 U.S.C. 2304 (c) (1), Only One Responsible Source, as implemented by FAR 6.302-1(a)(i)(A).

5. Demonstration that authority is justified:

Sheltair Aviation Center is in the unique position of being the only acceptable commercial jet fuel provider at the Ft. Lauderdale-Hollywood International Airport given the fact that the NASA DC-8 aircraft is parked on their ramp area and the one DESC designated fuel provider on the airfield [REDACTED] does not have adequate ramp space to support DC-8 fueling.

6. Efforts to increase potential sources: A synopsis of this procurement will be publicized in the NASA Acquisition Internet Service (NAIS) in compliance with FAR 5.201 and 5.203. Following a 4-day response period, this JOFOC will be revised to reflect the results of that publication.

7. Contracting Officer Certification of Costs:

As evidenced on the signature page, the Contracting Officer certifies that the anticipated cost to the Government for this effort will be fair and reasonable prior to contract award. This determination will be made through assessment and comparison of other potential jet fuel sources at the Ft. Lauderdale-Hollywood International Airport.

8. Market research:

Market research for fuel providers at the Ft. Lauderdale-Hollywood International Airport was accomplished through the internet investigation of aviation fuel vendors and current pricing.

9. Other facts: None.

10. Sources expressing interest:

Other Fixed Base Operators at Ft. Lauderdale-Hollywood International airport expressed an interest in supporting the planned DC-8 operations; but SheltAir was the only FBO able to meet all requirements as established by ESPO.

11. Contracting Officer certification of accuracy:

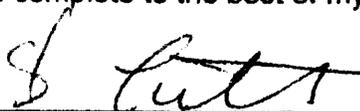
As evidenced on the signature page, the Contracting Officer certifies that this justification is accurate and complete to the best of the contracting officer's knowledge and belief.

12. Barriers to competition:

It is anticipated that this will be a one-time procurement activity focused on supporting the 2010 GRIP mission.

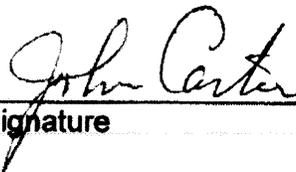
JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

PR Initiator: I certify that the facts presented in this Justification are accurate and complete to the best of my knowledge and belief.


Signature

7/29/10
Date

Directorate Chief:
(Concurrence)

 FOR Dennis Hines
Signature

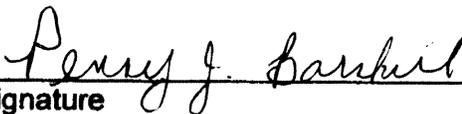
7/30/10
Date

Contracting Officer:
(Concurrence)


Signature

8/4/10
Date

Procurement Officer:
(Concurrence)


Signature

8/5/10
Date

DFRC Competition Advocate: (Approval) I hereby determine that the anticipated cost to the Government will be fair and reasonable, and that this Justification is accurate and complete to the best of my knowledge and belief.


Signature

8/5/2010
Date



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Addendum to Justification for Other than Full and Open Competition

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On August 5, 2010, a pre-solicitation synopsis was posted on the NASA Acquisition Internet Service (NAIS) and Federal Business Opportunities website (FedBizOpps) seeking other capable sources for providing Jet A Fuel for the DC-8's deployment at the Ft. Lauderdale/Hollywood International Airport.

Four responses were received in response to those postings. Two vendors submitted capabilities statements, one vendor telephoned Contracting Officer Robbin Kessler and one vendor attached their information to the interested vendor's list on FedBizOpps. All four vendors were asked to provide documentation that SheltAir, the Fixed Based Operator (FBO) at the Ft. Lauderdale/Hollywood International Airport, had provided authorization for their firm to provide fuel to the aircraft while it is parked on SheltAir's ramp. None of the four firms were able to provide such documentation. Confirmation was again made with SheltAir Manager, Josh Boilard, on August 10, 2010, that SheltAir intended to exercise their right as the FBO to provide fuel to the aircraft.

Based on this additional information, the circumstances identified in the Justification for Other than Full and Open Competition dated August 5, 2010, as still accurate and valid.

Additionally, the legal business name for SheltAir Aviation is "Fort Lauderdale Jet Center, LLC." Any contractual actions will be issued under the legal business name for the vendor.

A handwritten signature in black ink, appearing to read "Robbin Kessler". The signature is written in a cursive, flowing style.

Robbin Kessler
Contracting Officer
NASA DFRC
P.O. Box 273
Edwards, CA 93523