

JUSTIFICATION REVIEW DOCUMENT

Description of Acquisition: Modification to extend contract HDEC02-06-D-0004 with Diamond Head Seafood to provide for uninterrupted operation of seafood market operations at Hickam AFB, Kaneohe Bay, Pearl Harbor NB, and Schofield Barracks, Hawaii.

Statutory Authority: 10 U.S.C. 2304(c)(1)

Est. Amount: \$1,716,844.14 +
Amended value of \$286,140.69
= \$2,002,984.83

Prepared by: Ellen M. Robinson
Telephone (804) 734-8000, 48939

Contract Specialist
Date: May 4, 2012

PCO: Phyllis A. McGowan
Telephone (804) 734-8000, 48900

Contracting Officer
Date: May 4, 2012

Technical/ Requirements: Leslie Simpson
Telephone (804) 734-8000, 48446

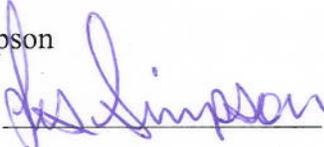
Commissary Management Specialist
Date: May 4, 2012

Signatures are required below:

Reviews: I have reviewed the J&A and find that justification is adequate to support other than full and open competition.

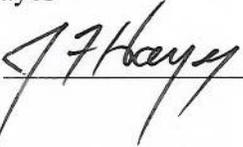
Program Manager: Leslie Simpson

Telephone: (804) 734-8000, 48446

Signature:  Date: 5-7-12

Legal Counsel: James F. Hayes

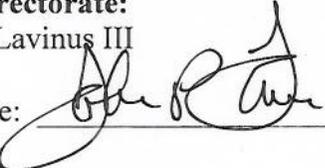
Telephone: (804) 734-8000, 48207

Signature:  Date: 5/7/12

Chief, Resale Contracting Directorate:

John P. Lavinus III

Telephone: (804) 734-8000, 48547

Signature:  Date: 5/15-2012

DeCA Competition Advocate

Melissa A. Rios

Telephone: (804) 734-8000, 48680

Signature:  Date: 5/18/12

JUSTIFICATION AND APPROVAL
FOR OTHER THAN FULL AND OPEN COMPETITION

- 1. Contracting Office:** Defense Commissary Agency (DeCA), Resale Contracting Directorate, (MPR), Fort Lee, Virginia

- 2. Type of Contract Action:** Modification of contract HDEC02-06-D-0004 with Diamond Head Seafood. This modification will extend the period of performance for the current J & A from its expiration of May 31, 2012, to June 30, 2012, a 1 month extension. The contract type is a requirements type. The Resale Stock Fund Activity, Defense-Wide Working Capital Fund, provides funding.

- 3. Description of Supplies/Services:** This action will provide uninterrupted operation of seafood markets at Hickam AFB, Kaneohe Bay, Pearl Harbor NB, and Schofield Barracks, Hawaii commissaries. The total estimated value for this Amendment, including the previous extension period and the additional 1 month extension (7 months total) is \$2,002,984.83.

- 4. Authority Cited:** 10 U.S.C. 2304(c)(1), in accordance with FAR 6.302-1, only one responsible source and no other supplies or services will satisfy Agency requirements.

- 5. Reason for Authority Cited:** As a result of the previously identified document loss, division overall workload was stalled which lead to multiple actions being delayed, intensifying the ripple effect of the document loss and subsequent recreation impacted this action more than initially realized. As a result, HDEC02-06-D-0004 will require an additional month extension in order to proceed with the award. Therefore, we would like to amend the J & A to include an addition extension of one month. Thus, the original J & A and previous J & A's Amend 0001 and Amend 0002, are amended to include an additional extension of one month for this contract. Anticipated award for the follow-on procurement is June 1, 2012, with the start date for performance on July 1, 2012.

In the absence of a contract extension, seafood market operations will cease in the stores utilizing this contract. Inevitable and irrevocable damages to the Agency in the form of sales lost and reduced operating funds will negatively impact the Agency mission to provide a benefit to military members and their families. The commissary benefit is a cornerstone of the military quality of life. Therefore, it is essential that DeCA provides fully operational commissary stores, to include the seafood market operations, and that DeCA takes appropriate action to maintain the current source of those operations.

Diamond Head Seafood has been performing this contract successfully since 2006. Based on the past performance information provided by the stores covered by this contract, Diamond Head is providing the products and services required by the contract. Diamond Head Seafood is the only known source that is available to operate the seafood markets in these commissary stores for this extension period.

- 6. Efforts to Obtain Competition:** No changes from the initial J&A.
- 7. Fair and Reasonable Cost Determination and Contracting Officer Certification:** No changes from the initial J&A.
- 8. Market Research:** No changes from the initial J&A.
- 9. Other Factors:** No changes from the initial J&A.
- 10. Interested Sources:** No changes from the initial J&A.
- 11. Action to Increase/Foster Competition:** No changes from the initial J&A.

Technical/Requirements Certification:

I certify that the supporting data under my cognizance, which are included in this justification, are accurate and complete to the best of my knowledge and belief.

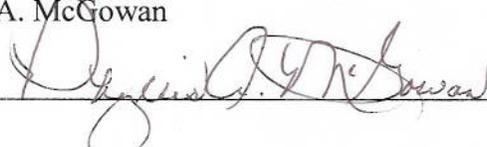
Name: Leslie Simpson Commissary Management Specialist

Signature:  Date: 5-7-12

Fair and Reasonable Cost Determination and Contracting Officer Certification:

I hereby determine that the anticipated cost for this contract action will be fair and reasonable. I certify that this J&A is accurate and complete to the best of my knowledge and belief.

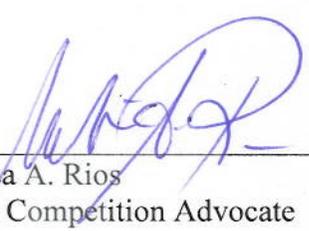
Name: Phyllis A. McGowan Contracting Officer

Signature:  Date: 5/4/2012

APPROVAL

Based on the foregoing justification, I hereby approve the procurement of the continuation of services of seafood market operations for the 4 commissaries covered under contract HDEC02-06-D-0004 for a 1 month extension, June 1, 2012 through June 30, 2012, on an other than full and open competition basis pursuant to the authority of 10 U.S.C. 2304(c) (1), provided funds are available, or will be available, and provided that the services and property herein described have otherwise been authorized for acquisition.

APPROVED:

Signature:  Date: 5/18/12

Melissa A. Rios
DeCA Competition Advocate