

AGENCY ACTION NOTICE

1. TITLE

**DLA Land and Maritime Guidance on applying for a waiver to supply QPL
Product currently placed in stop shipment status**

2. DOCUMENT NUMBER

AAN-U-16-286A

3. DATE

02 June 2016

4. SUBMITTING AGENCY

**DLA Land and Maritime
3990 East Broad Street
Columbus, Ohio 43216-5000**

5. AGENCY POC (NAME, ADDRESS, PHONE, MAIL)

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6. DISCUSSION

Amendment A is being issued to provide clarification of waiver process.

Amendment A: Clarification of waiver process. This process applies to OEMs requesting a stop shipment waiver for parts required to meet a compelling governmental interest, not QPL manufacturers.

Also, this waiver process only applies to the temporary waiver of the QPL requirement and allows the QPL manufacturer to ship product as long as the OEM/supplier has no other qualified sourcing options. This waiver process does not apply to contracts that already used con-conforming product nor does it accept product on behalf of the DoD program managers. Those processes remain as previously issued.

Original: Over the last month, we have been working with connector companies, OEMs, and the supply chains to evaluate the impacts of the stop shipment order. Input from a number of large OEMs indicates serious concerns about their ability to produce and deliver equipment to support many of our programs. Based on these impacts, we are now at the point where it is necessary to mitigate impacts to the Department and the industrial base. To achieve this end, DLA Land and Maritime has developed a process by which QPL manufacturers may request a stop shipment waiver for parts required to meet a compelling governmental interest.

Shipment of product under this waiver period does not imply these parts meet the requirements of the specifications. Therefore, the Engineering Support Activities and Program Managers will continue to be asked to make a risk based assessment on allowing these parts to be used on their systems. Further, this waiver does not apply to any contractual waivers that may be required by the contracting officer.

The waiver forms or questions should be sent to VQP@dla.mil. We are in the process of posting the waiver form and instructions for filling out the same on our website:

<http://www.dla.mil/LandandMaritime/Offers/Services/TechnicalSupport.aspx>

OEM/DoD Production Stoppage Waiver Request process

Background: DLA has been working with OEMs and the military supply chains to evaluate the impact on DoD of the stop shipment orders placed on several QPL manufacturers. Based on information provided, DLA has determined that circumstances may exist which would necessitate a course of action to mitigate impacts to the military supply chain. DOD guidance (DODM 4120.24, Enclosure 14 Para 8) allows for a waiver of qualification to address/minimize impact if there are "unusual or compelling circumstances (e.g. life or mission threatening or production stoppage)." Therefore, we are instituting the following process that will allow the OEMs to request a waiver of specific part numbers to alleviate production stoppages of items required by the DoD. The waiver request process only applies to MIL-PRF-39012, MIL-PRF-49142, MIL-PRF-55339, MIL-DTL-38999, MIL-DTL-83723, MIL-DTL-22992, and MIL-DTL-27599.

OEM:

1. Determine and document an immediate need to support a specific DoD requirement based on their immediate need of product as documented by DoD and a discussion with other potential QPL sources
2. Document the non-availability of the product from any QPL sources within the timeframe needed to support the DoD requirement
3. A Corporate Officer will complete/sign the Production Stoppage Waiver Request form attesting that a production stoppage/dire need is impending
4. Develop a list of specific part numbers applicable to this waiver
5. Email to VQP@dla.mil the signed waiver request form, the list of specified part numbers, and supporting documentation that demonstrates the non-availability from each of the sources listed on the QPL for the specified part numbers

DoD/DLA:

1. DLA Land and Maritime – DLA Land and Maritime receives, reviews, and accepts/rejects the waiver request.
2. If acceptable,
 - a. DLA Land and Maritime will sign and return the waiver form to the initiator by email
 - b. DLA Land and Maritime will send a letter by email to the applicable manufacturer approving the waiver request and will attach the list of specific part numbers involved. Included in the email is the timeframe that the waiver will be good for. This date will be up to 90 days or the date when the QPL company's QPL product is in full and complete compliance
3. If unacceptable, DLA Land and Maritime will disapprove and return the waiver form back to the OEM
4. Once the QPL company's product is compliant, DLA Land and Maritime releases shipment of conforming product
5. The waiver(s) are void after DLA Land and Maritime releases shipment of conforming product
6. DLA Land and Maritime posts GIDEP with beginning Lot Date Codes (LDCs) of compliant product

OEM/DoD Production Stoppage Waiver Request

MIL-DTL-

Part Number(s) as listed in Attachment 1:

I, _____ (name), an officer of _____ (hereinafter, "Company"), submit this production stoppage waiver request for the Part Number(s) listed in Attachment 1.

1. I acknowledge and accept the following conditions of waiver:

A. Parts delivered pursuant to this waiver are not QPL compliant. Lot date codes of product used during the waiver period will be clearly identified in quality/performance records.

B. Risk of using products delivered prior to or under the waiver rests with the Company who has the sole responsibility to coordinate with its customers for any contractual or other waiver necessary to accept/use non-QPL compliant products.

2. In submitting this document, I personally certify as follows:

A. I have determined that the company will no longer be in a position to produce (insert specific DoD product) under (insert specific DoD contract or subcontract) on or before (date) due to unavailability of the specific connectors identified by part number(s) listed in Attachment 1.

B. The Contracting Officer(s) for the specified contract/subcontract or other DoD officials responsible for the product have been advised of the expected work stoppage and have determined that continued production is required and a compelling need exists such that production cannot be delayed for up to 90 days or until after September 30, 2016. Documentation from the DoD is included as Attachment 2.

C. All other manufacturers listed on the Qualified Products List (QPL) and not currently subject to a stop shipment for the part(s) identified above have been contacted and have stated that they cannot supply the specified connectors in the time needed to prevent a work stoppage. Documentation from each of the sources listed on the QPL for the specified part number(s) is included as Attachment 3. The documentation must state that the part(s) are not available and describe why the part(s) are not available within the specified time frame in 2.B above.

D. Based upon the foregoing information, a waiver is required to meet a compelling DoD need and production cannot be delayed until compliant QPL parts are available.

E. After the date specified in 2.B. or immediately upon availability of QPL compliant parts, non-compliant parts will no longer be used in production of DoD requirements and will be segregated. .

3. I acknowledge that the above statements are factually accurate, are made in good faith, and will be relied upon by the United States Government when determining whether to grant the requested waiver.

