

Attachment 2: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, Network Contracting Officer (NCO) 21: This is a Justification for Other Than Full and Open Competition for VISN 21, VA Palo Alto Healthcare System in Palo Alto and Livermore, CA (Procurement Request 640-14-1-082-0001) for Blood and Blood Byproducts.
2. **Nature and/or Description of the Action Being Processed:** Nature and/or Description of the Action Being Processed: This action is for an interim contract to provide a continued source of supply of blood and blood byproducts while NCO 21 completes a procurement for a one year follow on contract with four one year option periods. The contract that this will be replacing is VA261-P-0879 with a period of performance of October 1, 2010 through September 30, 2013. The interim contract will be for a period of three months and will include one one-month options. The value of the three month base contract is estimated at [REDACTED]. The option is estimated at [REDACTED]. The total value of the interim contract, if all options are exercised, is [REDACTED].

The current contractor is Stanford Medical Center Blood Center.

The US Food and Drug Administration registers Blood Banks. There are two active, registered blood banks listed in Sacramento, CA. However, only Stanford Medical Center Blood Center actually supplies all of the blood products required. The other establishment is the VA that has the requirement for this contract action.

U.S. Food and Drug Administration			
Center for Biologics Evaluation and Research			
FDA Home Page CDER A-Z Index CDER Site Map Contact CDER Technical Support			
Search Blood Establishment Registration Database			
Query Results			
Establishments matching the following supplied criteria:			
Establishment Status: ACTIVE ; State: California ; City: Palo Alto			
Displaying establishments 1 - 2 of 2 matching the supplied parameters.			
Click on the Establishment for which you would like to view details.			
Legal (Applicant) Name / Establishment Name	City, State / Zip	FBI	Establishment Status
Stanford Medical School Blood Center	Palo Alto, CA / 94304	2970004	ACTIVE
Veterans Affairs Health Care System	Palo Alto, CA / 94304	2971433	ACTIVE
New Query Back To Query Criteria Screen Exit			
eBER v1.5.2 Updated 03/15/2007			
Contact CDER Technical Support Data Help Release Home			
CDER A-Z Index CDER Site Map Contact CDER Contact FDA Privacy FDA Home Page Search FDA Site FDA A-Z Index About CDER NHS Home Page			
FDA / Center for Biologics Evaluation and Research			

3. Description of Supplies/Services Required to Meet the Agency's Needs:

The items required are indicated below:

Palo Alto

Plasma, Cryoprecipitate Pooled
Plasma, Fresh Frozen
Plateles, HLA matched
Platelets, Leukoreduced, Irradiated
Red Cells, Autologous
Red Cells, Leuko Reduced
Red Cells, Leuko Reduced/Irradiated
Red Cells, Washed
Miscellaneous products for transfusion, not listed above
Chloroquine Treatment
Phenotyping, Genotyping Red Cell or Whole Blood Mass
Screening blood for negative CMV
Screening-Negative blood per antigen
Special Handling Autologous Blood Deglycerize
Special Handling Autologous Blood Freezing
Special Red Cells, Autologous Donor Fee
Special Request
STAT Components Charge (outside normal hrs)
STAT Transportation Charge
Test Referral Absorption/Elution
Test Referral Antibody Identification
Test Referral Antibody Screen, Neutrophil
Test Referral Enzyme Panel
Test Referral Flow T-Cell Auto Crossmatch
Test Referral HLA DNA Extraction/Storage
Test Referral HLA LMX C1Q DSA SAB CL 2
Test Referral HLA LMX C1Q DSA SAB CL I
Test Referral HLA LMX C1Q SAB CL 2
Test Referral HLA LMX C1Q SAB CL I
Test Referral HLA Serum Aliquot & Storage
Test Referral HLA Typing, PCR
Test Referral HLA, Adsorbition Fee
Test Referral HLA, LMX-DSA SAB CL1
Test Referral HLA, LMX-DSA SAB CL2
Test Referral LMX A Locus Typing
Test Referral LMX Ab ID SAB CL I Adsorbed
Test Referral LMX Ab ID SAB CL II Adsorbed
Test Referral LMX B Locus Typing
Test Referral LMX C Locus Typing
Test Referral- Miscellaneous
Test Referral Select Cell Panel

Unit Irradiation
Miscellaneous Referral Procedures/Tests

Livermore
Platelets, Leukoreduced, Irradiated
Red Cells, Leuko Reduced
Miscellaneous products for transfusion, not listed above
Screening blood for negative CMV
STAT Transportation Charge

4. Statutory Authority Permitting Other than Full and Open Competition:

- ☒ (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- ☐ (2) Unusual and Compelling Urgency per FAR 6.302-2;
- ☐ (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- ☐ (4) International Agreement per FAR 6.302-4
- ☐ (5) Authorized or Required by Statute FAR 6.302-5;
- ☐ (6) National Security per FAR 6.302-6;
- ☐ (7) Public Interest per FAR 6.302-7;

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

As is indicated in the Section 3 above, only Stanford Medical Center Blood Center is registered and capable of supplying the VA requirement.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

As a part of the upcoming procurement to replace the existing contracts, a sources sought notice was issued in FedBidOpps.gov on August 5, 2013. No responses were received from organizations that were registered to sell blood and blood products. Facilitating competition is not possible for VA. Only FDA registered blood banks are allowed to provide blood and only the FDA registers blood banks. VA will review the registered blood bank list on the FDA web site prior to initiating new procurements.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The anticipated cost will be considered fair and reasonable based upon historical prices paid and inflation rates for the blood supply. The steps that will be taken to ensure the final contract price will be fair and reasonable are also described here. Describe the extent of cost or price analysis anticipated including the requirements for certified cost or pricing data, technical evaluations, and audits (FAR 6.303-2(a)(7)).

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

See Paragraph 6 above. A sources sought notice was issued. Additionally, VA has a number of technical experts who monitor local organizations that may be available to provide blood and blood products.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

Not applicable. When multi-year replacement contract is awarded, the end result will most likely be the same. Only Stanford Medical Center Blood Center has the capability to provide blood and blood products to meet the needs of the VA facility in Mather.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

See Section 6

11. A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

No actions are to be taken to overcome any barriers to competition due to the reasons stated above.


12. Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.


VA Palo Alto Health Care System

11-30-13
Date

13. Approvals in accordance with FAR 6.304

- a. **Contracting Officer's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


Patricia Benson
Contracting Officer
NCO 21

9/30/2013
Date

- b. **NCM/PCM (Required \$3K and above):** I certify the justification meets requirements for other than full and open competition.


Don Neal
Network Contract Manager Designee
VISN21

9/30/2013
Date