



Department of Veterans Affairs
SAO CENTRAL
VISN 15 Contracting Activity

Date: 05/06/2014

MEMORANDUM FOR RECORD

FROM: **Vernon J Hoobler, Contract Specialist**

SUBJECT: Market Research Report for requirement: **Aviane, Hydroxyzine Pamoate, Nephplex, Salsalate and Ticlopidine**

STATION: **Charleston CMOP**

PURCHASE REQUEST NUMBER: **766-14-2-400-0816**

I. OBJECTIVE IAW 808.002 Priorities for use of Government supply sources.

The purpose of this market research is to identify a vendor to provide the subject requirement. The results of this research will determine the method of contracting, type of contract, delivery standards, method of inspection and acceptance, source selection organization, NAICS, and business size set aside.

II. MARKET RESEARCH

The Contracting Officer shall conduct market research in compliance with mandatory sources of supply. Once a mandatory source has been found, no further research will be conducted of lower priority sources.

Unusual or compelling urgency. The contracting officer may use a source lower in priority than as specified in paragraph (a) of this section when the need for supplies or services is of an unusual or compelling urgency (see [FAR 6.302-2](#)). The Contracting Officer must include a justification for each deviation in the procurement file if FSS, or post on www.fbo.gov if an open market requirement.

☐ This requirement a Sole Source

In accordance with FAR 8.002 Priorities for Use of Government Supply Sources.
Supplies must be procured in the following order of priority

1. Supplies which are on the Procurement List maintained by the Committee for Purchase From People Who Are Blind or Severely Disabled (see [Subpart 8.7](#));
☐ [Ability one IAW FAR 8.704\(a\)\(2\) Procurement List for Services](#) this requirement is available through mandatory sources. No further sources sought.
☒ Ability one is not able to provide this requirement at this time.
2. A national committed use contract awarded by the VA National Acquisition Center has a priority between wholesale supply sources (FAR 8.002(a) (1) (v)) and mandatory Federal Supply Schedules (FAR 8.002(a) (1) (VI)).
☐ [NAC NATIONAL COMMITTED USE PROGRAM](#) this requirement is available through mandatory sources, (PRIME VENDOR).

☐ Requirement is not in schedules 621-I, 65-IIA, 65-IIC, 65-IIF, 65-PARTVII, or 65-VA X-Ray so a Search of catalog is not needed.

☒ No National Committed Use Contracts are available for this requirement.

3. Mandatory Federal Supply Schedules (see Subpart 8.4); Federal Supply Schedule contracts awarded by the VA National Acquisition Center in Federal Supply Classification (FSC) Groups 65 and 66 shall be mandatory for use by VA and shall have the same order of priority as mandatory Federal Supply Schedules (FAR 8.002(a)(1)(vi)). VA contracting officers must place orders against Federal Supply Schedules contracts awarded by the VA National Acquisition Center in FSC Groups 65 and 66 in the following descending order of priority:

☒ [NAC 65+66 SEARCH CATALOG](#) this requirement is available through mandatory sources. Found contracts for Hydroxyzine. See below as to why not used.

☐ Requirement is not in schedules 621-I, 65-IIA, 65-IIC, 65-IIF, 65-PARTVII, or 65-VA X-Ray so a Search of catalog is not needed.

☐ No NAC awarded GSA contracts are available.

4. Nationally awarded Blanket Purchase Agreements (BPAs), issued by the VA National Acquisition Center against Federal Supply Schedules.

☐ [NAC NATIONALLY AWARDED BPA SEARCH CATALOG](#) this requirement is available through mandatory sources.

☐ Requirement is not in schedules 621-I, 65-IIA, 65-IIC, 65-IIF, 65-PARTVII, or 65-VA X-Ray so a Search of catalog is not needed.

☒ No NAC awarded GSA contracts are available.

5. Multi-VISN, single-VISN, or locally awarded BPAs, issued by VISN, regional, or local VA contracting officers against Federal Supply Schedules.

☐ CHECK LOCAL RESOURCES FOR VISN AWARDED CONTRACTS AGAINST FSS this requirement is available through mandatory sources.

☒ No Multi-VISN, Single –VISN or locally awarded BPAs awarded against FSS are available.

6. Optional use Federal Supply Schedules (see Subpart 8.4); and Federal Supply Schedules without BPAs

☐ [GSA ADVANTAGE WEBSITE](#) this requirement is available through mandatory sources. There are 3 vendors under the SIN ‘ direct buy only’

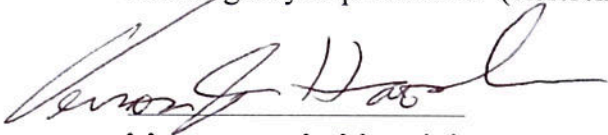
☒ No GSA/FSS sources are available.

III. FINDINGS:

A search of the NAC Contract Pharmaceutical Catalog was done, using the following Key searches: Aviane, Hydroxyzine Pamoate, Nephplex, Salsalate and Ticlopidine. Also did searches using their related NDC codes. During my search I was able to find the Contract# **V797P-5095B** held by **UDL Labs**, **V797P-5153B** held by **Avkare, Inc** and **V797P-5883X** held by **Pfizer, Inc** for the **Hydroxyzine Pamoate**. These could not be used as the 2237 states the required dosage of 100 MG and these contracts only cover 25 and 50 MG tablets. I then did a search on the GSA Advantage site using the same key words and found no contracts for these items. Because the Government is not allowed to do business using Wholesale Trade or Retail Trade NAICS codes, searches must be conducted using the manufacture NAICS code 325412 Pharmaceutical Preparation Manufacturing. There are no known SDVOSB, VOSB, SB, or 8(a) organizations that manufacture the items required for this procurement. Due to the Non-Manufacturer Rule, as

defined in FAR Part 19 and 13 CFR 121.406, a SB set aside of any kind is not feasible as there is no waiver of the Non-Manufacturer Rule from the SBA for NAICS code 325412. Therefore, based on this research, it is determined this requirement must be solicited as an Unrestricted Procurement. Small business wholesalers will be able to provide quotes for this solicitation, and therefore socioeconomic status will be included as an evaluation factor.

IV. COMMERCIALITY DETERMINATION: Market research indicates this is a commercial service customarily available in the commercial marketplace to the public, and it meets agency requirements. (Reference: FAR 2.101(a) ("Commercial Item) (6)



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