

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, VISN 11, VA NIHCs Medical Center Fort Wayne and Marion, Indiana. Purchase order request number: 610-14-4-168-0050 is for the Lexicomp Online point of care reference database. This is for an annual electronic subscription that has a copy right and is the only source that is compatible with the existing database.
2. **Nature and/or Description of the Action Being Processed:** Purchase of the annual electronic database subscription that has a copy right that coincides with the existing equipment located within the department.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** This requirement is for a Lexi-Comp online (standalone) that is an electronic subscription database. The annual fee is \$12,447.00 . Lexi-Comp provides clear and concise point of care drug information and includes dosing, Administration, warnings and precautions, as well as clinical content, such as clinical Practice guidelines, and other tools. It is a dynamic database that enables users to quickly locate information on a complete range of topics, including pediatric, adult, and geriatric Dosing and guidelines, I.V. compatability, patient education, international drugs, Infectious diseases and more. It contains information specific to the needs of VA NIHCs. Lexi-Comp has an extensive listing of drug approvals and includes the latest approvals. It has the new King Guide that can be used on the desktop, tablet or phone. It has training videos which makes it a good source of education for the staff. It has a quick reference guide for finding drug information. It has a general category listing which includes: drugs, diseases, toxicology, patient education, laboratory and international drugs. The Toxicology search tool provides information on index antidotes and decontaminant agents of toxicity and by household product names and household product category. One can use the Patient Education search tool to search drugs that has information at a consumer level that is easy to understand. It is an invaluable tool for Librarians to use for Patient information. This database facilitates easy access to information and may be critical to our clinical Staff. It also replaces expensive print toxicology books and information about poisons that can be quickly accessed when time is important. It will assist the Librarian to find reference questions for staff. It will integrate, but not duplicate all information in our existing electronic library. The information available in this database makes it an essential tool suited to our needs. The delivery date is schedule for September 26, 2014 ending September 25, 2015
4. **Statutory Authority Permitting Other than Full and Open Competition**  
This equipment has been selected for purchase by the Northern Indiana Health Care System. This database is already in use at their medical center. To change vendor and databases would be costly to the agency as it would not be compatible with the existing materials.

- (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):** (1) Only One Responsible Source and No Other Supply Will Satisfy Agency Requirements per FAR 6.302-1. Lexi-Comp is proprietary and they are the only company that sells this electronic product. Without this product and its ability to integrate our existing information without duplication the Veteran's Health Administration would experience substantial duplication of cost that could not be expected to be recovered through competition and unacceptable delays in fulfilling its requirements.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**  
This database was researched at the VISN 11 level audit and was determined that this facility had to purchase equipment from the same manufacturer in order to meet their needs. While other companies were found that provided similar medical databases but were not able to be implemented into the current database that is used by the facility. Lexi-Comp is proprietary and they are the only company that sells this electronic product. Reviewed the following entities Dynamed and Micromedix.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The previous purchase of this specific equipment was purchased by the Department of Veteran Affairs for \$11,215.00 on award ID V660C03284 that was dated January 10, 2010 provided by the Federal Procurement Data System. In 2013, Requisition No.: 610-13-4-168-0869 was used to purchase this database in the amount of \$12,447.00. Very little variation has occurred in the pricing over the past several years.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** This database was researched at the VISN 11 level and it was determined that this facility has to purchase Lexi-Comp, which is proprietary and the sole source of the Lexi-Comp Online point of care reference database that is used at this facility. Reviewed the following entities: Dynamed and Micromedix.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition.** None
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**  
Lexi-Comp, Incorporated located at: 1100 Terex Road, Hudson, Ohio 44236. Future purchases of the same item will be requested under this action since this is an annual subscription.
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:**  
Additional research will be conducted in the future when or if these products are need again, however, it was deemed not advantageous to replace the existing system used in the medical centers but to supplement what exists and would interface with the current medical database.
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.



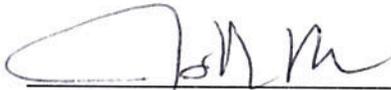
Name: Rita Lyons RN  
Title: Funds Control Point Official  
Facility: VANIHCS

9-3-14

Date

**13. Approvals in accordance with FAR 6.304** *This part is filled out by Contracting Staff as part of the Justification*

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

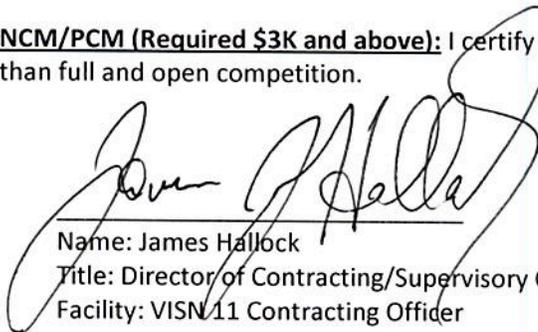


Name: John B. Beard  
Title: Contracting Officer  
Facility: VISN 11 Contracting Officer

9/15/14

Date

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



Name: James Hallock  
Title: Director of Contracting/Supervisory Contract Specialist  
Facility: VISN 11 Contracting Officer

15 Sep 14

Date

- c. **SAO (If over 650K):** I certify the justification meets requirements for other than full and open competition.

\_\_\_\_\_  
Name  
Director  
Service Area Office, East

\_\_\_\_\_  
Date

- d. **VHA HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$12.5 million) or approve (\$650K to 12.5 million) for other than full and open competition.

\_\_\_\_\_  
Name

\_\_\_\_\_  
Date

Chief Procurement and Logistics Officer  
VHA Head of Contracting Activity (HCA)

- e. **VA Deputy Senior Procurement Executive Approval (over \$12.5 million but not exceeding \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

\_\_\_\_\_  
C. FORD HEARD  
Deputy Senior Procurement Executive (DSPE)  
Office of Acquisition and Logistics  
Department of Veterans Affairs

\_\_\_\_\_  
Date

- f. **VHA Senior Procurement Executive Approval (over \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

\_\_\_\_\_  
Jan R. Frye  
Deputy Assistant Secretary for Acquisition and Logistics  
Senior Procurement Executive (SPE)  
Department of Veterans Affairs

\_\_\_\_\_  
Date