


DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval for Other than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 08, Miami VA Healthcare System, Justification for Other Than Full and Open Competition. 546-15-3-129-0176
2. **Nature and/or Description of the Action Being Processed:** This acquisition is for the temporary procurement of Radiopharmaceuticals to support the Miami VA Healthcare System. The contract will be a firm-fixed price indefinite delivery/indefinite quantity contract for a period of three (3) months. The contract length was determined based on the projected timeframe to resolve a GAO protest against the current contract awarded to Caring Hands, VA248-15-D-0013.
3. **Description of Supplies/Services required to meet the Agency's needs:** The contractor shall provide radiopharmaceutical supplies to the Miami VAMC for Veteran Beneficiaries for daily diagnosis per medical consultation and treatment by medical providers.
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):** The justification for sole source procurement is based on unusual and compelling urgency is that any delay will impair healthcare delivery and severely compromise the needs of Veterans. Patients would have a delay in caring for coronary artery disease, cancer detection and treatment, and other critical conditions healthcare conditions. A GAO protest has halted performance on the existing contract. This interim contract will ensure continued care of Veterans until there has been a resolution.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**
Not applicable see #5 above.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Pricing has already been determined fair and reasonable through the solicitation for the current protested contract by a Contracting Officer. See VA248-14-D-0216 for fixed priced items.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market Research is not applicable for this emergency sole source. See #5.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: Not Applicable.
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: Not applicable.
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: See #5.
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 RYAN PETA
Title Administrative Officer
Facility Miami VA Healthcare System

7/8/2015
Date

13. Approvals in accordance with FAR 6.304

- a. Contract Specialist Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Name
Contract Specialist
Facility

Date

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

Name
Contracting Officer
Facility

Date

- c. Product Line Supervisor (PLS): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Name
Contracting Supervisor
Facility

Date

d. DNCM/NCM: (SAT to \$500,000) I certify the justification meets requirements for other than full and open competition.

Network Contract Manager
VISN 8

Date

e. SAO: I certify the justification meets requirements for other than full and open competition.

Director
Service Area Office, East

Date

f. VHA HCA Review and Approval: (over \$500,000) 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 (over \$50 million), approve (up to \$ 50 million) for other than full and open competition.

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

g. VA Deputy Senior Procurement Executive Approval (over \$10 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.

Deputy Senior Procurement Executive (DSPE)
Office of Acquisition and Logistics
Department of Veterans Affairs

Date

h. 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 Date
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs