

DEPARTMENT OF VETERANS AFFAIRS  
JUSTIFICATION AND APPROVAL  
FOR  
OTHER THAN FULL AND OPEN COMPETITION

**1. Contracting Activity:** The agency responsible for this acquisition is the Department of Veterans Affairs; Veterans Integrated Service Network (VISN) 17, Network Contracting Office (NCO) 17, located at 1901 S. 1<sup>st</sup> Street, Temple, Texas 76504. The Contracting Officer for this procurement is Steven P. Moya. The Department of Veteran Affairs Central Texas (CTX) contracting office proposes to put in place a bridge contract with the current contract holder Ferris Optical. Ferris Optical holds a certified U.S. Small Business Administration profile. Execution of this contract shall directly prevent a lapse in service for eyeglass requirements based on other than full and open competition, unusual and compelling urgency per FAR 6.302-2 for VISN 17.

**2. Nature and/or Description of Action Being Processed:** Prosthetics Sensory Aid Program (PSAS) for VISN 17 has a continuing need to furnish eye exams and eyeglasses to Veterans. A long-term contract is being worked consecutively, that will be solicited competitively. This request shall replicate all terms and conditions of the current contract with Ferris Optical. Period of performance for this bridge contract shall be six (6) months from 01 August 2015 thru 31 January 2016. The six (6) month contract value shall not exceed \$605,524.00.

**3. Description of Supplies/Services Required to Meet the Agency's Needs:** The contractor shall fabricate all eyeglasses in strict conformance to the eyeglass prescription. All items provided by the contractor shall be new and first quality from original manufacturer.

This requirement is for prescription eyeglasses and will be utilized by the below Department of Veterans Affairs Medical Centers and their Outpatient Clinics:

VA Medical Center  
4500 South Lancaster Road  
Dallas, TX 75216

VA Medical Center  
1901 South First Street  
Temple, TX 76504

VA Medical Center  
7400 Merton Minter Blvd.  
San Antonio, TX 78229

VA Medical Center  
1201 East 9th Street  
Bonham, TX 75418

VA Medical Center  
4800 Memorial Drive  
Waco, TX 76711

VA Medical Center  
3600 Memorial Drive  
Kerrville, TX 78028

Tyler VA Specialty Care Clinic  
7916 S. Broadway  
Tyler, TX 75703

Harlingen Health Care Center & Ambulatory Surgery & Specialty Clinics (Valley Coastal Bend)  
2601 Veterans Drive, Harlingen, TX 785504

**4. Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §253(c) (1), as implemented by FAR 6.302.1

- (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;

**5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Delay in award of a contract would result in serious injury to Veterans. The ability of sight is one of the core five senses for quality of life. Ferris Optical is able and capable of performing to ensure that quality of life for the Veterans is sustained. Industry feedback for this requirement has indicated that implementation of delivery systems and supply chain management functions to furnish eye exams and eyeglasses to the Veterans within the VISN 17 delineated area cannot be implemented prior to end of the current contract, resulting in performance failures and immediate degradation to Veteran care. The current contract expires 31 July 2015, with no contract vehicle in place for continued eye exams and eyeglasses to VISN 17 Veterans. As a result, Ferris Optical provides the instantaneous organizational structure and ability to perform.

**6. Description of Efforts made to ensure that offers are solicited from as many potential sources as deemed practicable:** Due to the urgency of this requirement, a synopsis was not posted to FedBizOpps.gov. Federal Acquisition Regulation (FAR) 5.202 (a) (2) allows exceptions to the requirement of publicizing proposed contract actions due to unusual and compelling urgency circumstances.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair**

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

**9. Any Other Facts Supporting the Use of Other than Full and Open Competition:** 38 U.S.C. & 8123 authorizes The Department of Veterans Affairs to procure orthopedic and prosthetic appliances and services without regard to any other provision of law.

**10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** There are no other sources but the proposed.

**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:** Upon end of this contract, the Government shall enter into another contract for the required goods and services through the use of competitive procedures.

**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.

Prepared By:



Steven P. Moya  
Contract Officer  
U.S. Department of Veterans Affairs  
VISN 17

9/23/15  
Date