

FAR 8 - JUSTIFICATION FOR LIMITING SOURCES <\$150K

Requirement or RFQ Number: 554-16-3-069-4037

1. Description of Action:

Nature: New Requirement Follow-on Order
 Mod to Existing Order Number Insert task/delivery order no.

Order against: FSS Contract Number: _____

Pricing: Firm-Fixed Price Time & Materials Cost Type

Funds: OMA Other Funds: Insert funds type here

Name of Proposed Contractor: DENTSPLY INTERNATIONAL, TRUBYTE
Street Address: 570 W COLLEGE AVENUE, DBA TRUBYTE
City, State, Zip: NEW YORK, PA 17401-3880
Phone: 800 877 0020

2. Description of Supplies or Services:

The estimated value of the proposed action is \$7449.97

THESE ITEMS ARE REQUIRED BY OUR DENTAL STAFF TO SERVICE OUR VETERAN PATIENTS IN THE FABRICATION AND/OR REPAIR OF DENTURES AND PARTIALS. ALL OUR DENTURES AND PARTIALS ARE FABRICATED USING THE TRUBYTE BRAND OF TEETH. THEREFORE, IF ANY DENTURES OR PARTIALS NEEDS REPAIRING, THIS IS THE ONLY COMPANY THAT MANUFACTURES THIS BRAND OF TEETH. THE QUALITY OF THE TRUBYTE TEETH HAVE PROVIDED SATISFACTORY RESULTS MEETING THE VETERAN PATIENTS DENTAL NEEDS.

3. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by [FAR 8.405-6](#). Mark the applicable exception:

An urgent and compelling need exists, and following the procedures would result in unacceptable delays ([FAR 8.405-6\(a\)\(1\)\(i\)\(A\)](#)); THE EXISTING DENTURES AND PARTIALS WERE FABRICATED WITH THIS BRAND OF TEETH; THEREFORE, OTHER BRANDS WOULD NOT MATCH WHAT IS ALREADY THERE.

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 1: Justification for Limiting Sources \$3K up to \$150K

Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; ([FAR 8.405-6\(a\)\(1\)\(i\)\(B\)](#)) DENSTSPLUY TRUBYTE IS THE SOLE PROVIDER OF TRUBYTE PLASTIC AND PORCELAIN TEETH. THE GOVERNMENT CAN ONLY PURCHASE DIRECTLY THROUGH TRUBYTE. THERE ARE NO DISTRIBUTORS THAT SELL TRUBYTE TEETH TO GOVERNMENT ACCOUNTS.

In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order and the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures.** ([FAR 8.405-6\(a\)\(1\)\(i\)\(C\)](#))

5. Rational/explanation to support cited authority:

DENSTSPLUY TRUBYTE IS THE SOLE PROVIDER OF TRUBYTE PLASTIC AND PORCELAIN TEETH.

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6. BRAND NAME ONLY: This buy is estimated to exceed \$25,000 and this documentation will be posted along with the RFQ on e-Buy, as required by FAR 8.405-6(b)(3).
7. Note that this determination satisfies the requirements of FAR 8.405-6. The requirement to prepare a written justification IAW FAR 6.303 does not apply to Federal Supply Schedules.

Laurinda N. Millage 187269
Digitally signed by Laurinda N. Millage 187269
DN: dc=gov, dc=va, o=internal, ou=people, 0.9.2342.19200300.100.1.1=laurinda.millage@va.gov, cn=Laurinda N. Millage 187269
Date: 2016.04.21 11:14:44 -04'00'

Laurinda Millage
Contracting Officer, NCO7
Date: 4/21/2016