

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A)
For
Other Than Full and Open Competition (>\$150K)

Acquisition Plan Action ID: VA246-16-AP-3336

1. **Contracting Activity:** Department of Veterans Affairs, VISN 06 Salem VA Medical Center, PR 658-17-1-039-0021.
2. **Nature and/or Description of the Action Being Processed:** VAMC Salem has a need for Cost Per STAT Test. Procurement is being conducted via FAR 13.5 Simplified Procedures for Certain Commercial Items. Contract will be awarded as Firm Fixed Price to Solstas Lab Partners, at base year \$48,000.00 estimated value with 4 option years total \$248,000.00 estimated overall value.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** This acquisition is for STAT Cost per Test for one base year and four one year options.
4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - (X) (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):**

Based on market research and historical data no other companies exist in the area that can provide the tests in the time frame necessary to serve the STAT need of the facility.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**

Sources Sought was posted and interested parties contacted. The emergent STAT nature of the tests when needed precludes laboratories that are a distance away to complete this task. Prior to awarding a new contract full research is completed and potential sources contacted.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:**

Cost is considered to be fair and reasonable based IGCE and knowledge of Contracting Officer based on research of historical data.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons**

Market Research Was Not Conducted:

Market Research consisted of review of nature of the tests to be performed and the time frame each test must be performed. Contracting Officer posted a Sources Sought with two responses, neither response were laboratory vendors. Contracting Officer reviewed the NAICS code listing on VetBiz for possible SDVOSB vendors that could provide the service necessary. No other laboratory was located that could fulfill the government's needs.

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:**

No additional information is available for this acquisition.

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**

N/A

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:**

No further action will be taken until this contract expires. When this contract expires full Market Research will be conducted. Market Research will be conducted prior to exercising each option year to determine if there is sufficient SDVOSB/VOSB competition to re compete this contract.

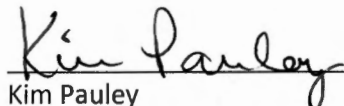
12. **Requirements Certification:** I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.

Suzanne Holladay
James R Johnston
Chief Bio Medical Department
VAMC Hampton, VA

9/29/2016
Date

13. Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP

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




Kim Pauley
Contract Specialist, NCO 6

9/30/2016

Date

- b. **Director of Contracting /Designee (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.



Lee Russell
Branch Chief Supply 4
NCO 6

9/30/16

Date

- c. **Director of Contracting /Designee (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.

Jeffery Benton
QA NCO 6

Date