

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA263-17-AP-1265

1. **Contracting Activity:** Department of Veterans Affairs, VISN 23, Black Hills VA Medical Center 568-17-2-2411-0572 and 568-17-2-2411-0576
2. **Nature and/or Description of the Action Being Processed:** A blanket purchase agreement will be awarded for the procurement Dialysis fluids (Dialysate) of varying concentrations that are used to treat patients in the Dialysis Unit at VA Black Hills Health Care System, Hot Springs, SD.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:**

Dialysate, also called dialysis fluid, dialysis solution or bath, is a solution of pure water, electrolytes and salts, such as bicarbonate and sodium. The purpose of dialysate is to pull toxins from the blood into the dialysate. The way this works is through a process called diffusion. There are various formulations of dialysate with different amounts of sodium, calcium, potassium, magnesium, chloride, acetate, dextrose and bicarbonate. These solutions are used in the dialysis process. The VA Black Hills Health Care System in Hot Springs, SD has an eight- chair Dialysis Unit which operates six days per week and has the capacity to provide treatment to 24 patients, each receiving dialysis three times per week. It is critical that the necessary solutions are available at all times so that patient treatment is not delayed. Delay in treatment is extremely harmful to a patient requiring dialysis. The estimated amount of this procurement is \$

- Liquid Bicarbonate Concentrate, 4 gallons per case, (Total of 9,750 includes option years)
Medivators product #MB-330-L Centrisol
- Liquid Acid Proportioning Concentrate, 2.50 mEq/L Calcium, 1.50 mEq/L Potassium, 137 mEq/L Sodium, 0.75 mEq/L Magnesium, 104.75mEq/L Chloride, 4.00 mEq/L Acetate, 200 mg/dL Dextrose, 33.00 mEq/L Bicarbonate, 4 gallons per case,
Medivators product #SB-137 Centrisol
- Liquid Acid Proportioning Concentrate, 2.00 mEq/L Calcium, 2.00 mEq/L Potassium, 137 mEq/L Sodium, 0.75 mEq/L Magnesium, 104.75 mEq/L Chloride, 4.00 mEq/L Acetate, 200 mg/kL Dextrose, 33.00 mEq/L Bicarbonate, 4 gallons per case,
Medivators product #SB-151 Centrisol
- Liquid Acid Proportioning Concentrate, 2.50 mEq/L Calcium, 2.00 mEq/L Potassium, 137 mEq/L Sodium, 0.75 mEq/L Magnesium, 105.25 mEq/L Chloride, 4.00 mEq/L Acetate, 200 mg/dL Dextrose, 33.00 mEq/L Bicarbonate, 4 gallons per case,
Medivators product #SB-152 Centrisol
- Liquid Citric Acid Proportioning Concentrate, 2.50 mEq/L Calcium, 1.00 mEq/L Potassium, 100.3 mEq/L Sodium, 1.0 mEq/L Magnesium, 104.50 mEq/L Chloride, 2.4 mEq/L Citrate, 0.3 mEq/L Acetate, 100 mg/dL Dextrose, 4 gallons per case,
Fresenius product #08-1251-CA Citrasate
- Liquid Citric Acid Proportioning Concentrate, 2.50 mEq/L Calcium, 3.00 mEq/L Potassium, 100.3 mEq/L Sodium, 1.0 mEq/L Magnesium, 106.50 mEq/L Chloride, 2.4 mEq/L Citrate, 0.3 mEq/L Acetate, 100 mg/dL Dextrose, 4 gallons per case,
Fresenius product #08-3251-CA Citrasate
- Sodium Hypochlorite (Bleach) specially formulated for cleaning dialysis machines, 6 gallons per case,
Fresenius product #28-1335-7
- White Vinegar 5%-6% Acidity specially formulated for cleaning dialysis machines, 4 gallons per case,
Fresenius product #28-0527-3

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;

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**
This is a brand name Justification. The current dialysis machines at the Black Hills VA use the Fresenius and Medivator brand dialysate. The Physicians determine the necessary dialysate for each patient receiving treatment. It is crucial to the health of the patient that the dialysate that is ordered by the Physician be used and not substituted with another product.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This procurement will be posted to FBO as a SDVOSB set-a-side to comply with Kingdomware. A sources sought was posted to FBO and two SDOVSB vendors responded.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated pricing will be determined to be fair and reasonable, based on competition, as well as comparison to the IGE.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** RFI VA2563-17-N-0243 was posted to FBO. Two SDVOSB vendors responded with interest in this procurement. Based on this information there is a high level of confidence that quotes will be received. As described in Section VI above, market research, in accordance with FAR Part 10, was conducted by synopsis of the proposed acquisition, advising industry of the pending acquisition and soliciting inquiries from interested.
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:**
Turbomed and A2A Integrated Logistics Inc responded to the RFI.
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:**
When new dialysis machines are purchased the supplies will likely change the calibration so more competition can be sought.
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.

TIMOTHY D.
MCNEMAR 248683

Digitally signed by TIMOTHY D. MCNEMAR
248683
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Date: 2017.08.15 11:03:55 -0500

Name: Timothy Mcnemar
Title: Dialysis Supply Tech
Facility: Black Hills VA

8/15/2017

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.

LANCE A.
HAMAN 334403

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Name: Lance Haman
Title: Contract Officer
Facility: NCO 23 Fargo

8/15/2017

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.

Scott Petrin

Digitally signed by Scott Petrin
DN: cn=Scott Petrin, o=VA,
ou=NCO 23,
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Date: 2017.08.15 12:36:10 -0500

Name: Scott Petrin
NCO 23 Division Chief

15 Aug 2017

Date