

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA261-17-AP-8656

1. **Contracting Activity:** Department of Veterans Affairs, NCO 21 for VISN 21, VA Sierra Nevada Health Care System (VASNHCS) is requesting approval of a Justification for Other Than Full and Open Competition for the requirement specified in 2237 Number **654-18-1-068-0004**. The estimated dollar amount including options is [REDACTED].
2. **Nature and/or Description of the Action Being Processed:** The VA Sierra Nevada Health Care System (VASNHCS) has a need for Robotic Prescription Dispensing System, which will allow mailing of patient prescriptions via USPS.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** VASNHCS has a need for an automated prescription dispensing system with collating control center, which automatically collates all prescriptions for each patient. This system is for use in Outpatient Pharmacy at VA Sierra Nevada Health Care System and the estimated dollar amount including options is [REDACTED].
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):**

a. **Only One Responsible Source (FAR 6.302-1)** – This is a Brand Name only procurement to supplement existing ScriptPro system currently in use throughout VASNHCS . Only ScriptPro manufactures, installs and supports the existing ScriptPro Equipment in VASNHCS. The brand name only requirement is requested for standardization with existing equipment for the ScriptPro dispensing system currently in use at VASNHCS pharmacy. It is essential that this system operates and be compatible with the existing ScriptPro dispensing system currently place. The warranty is voided if the Equipment or Software has been installed or modified other than as authorized in writing by ScriptPro. Furthermore, the system works along with the Pharmacy VistA System and utilizes TCP/IP for communication with VistA. The system will provide regular updates and work alongside all different types of ScriptPro units that are already in place at VASNHCS. The systems will reside on a medical VLAN and the vendor must comply with all VA Information Security requirements. All the necessary setup, interface, and system integration will work with the current

ScriptPro system already in place. It increases both patient safety and efficiency, in addition to patients' satisfaction.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** A market search was conducted by posting a Sources Sought Notice in both FBO and GSA eBuy. Market Research revealed ScriptPro as the only source for an automated prescription dispensing system the pharmacy needs and it has two authorized SDVOSB distributors for this particular equipment.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A FAR Part 13 Open Market Award Decision Documentation Form will detail how the Government has determined that the anticipated cost will be fair and reasonable. The basis of price reasonableness will be determined based on competition of Service Disabled Veteran-Owned Small Businesses.

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

A Sources Sought Notice (RFQ1222111) was posted via GSA eBuy on 08/04/2017 and closed on 08/11/2016. It was issued to 38 vendors and only ScriptPro provided a response.

A Sources Sought Notice (VA261-17-N-0928) was also posted via FBO on 08/04/2017 and closed on 08/11/2017. The notice generated two response from Service Disabled Veteran-Owned Small business.

The notice included the salient characteristics and statement of work of the requirement. Any firm that believed it could provide the equipment listed were encouraged to submit written notification to the Contracting Specialist with requested information for consideration before the close of the Sources Sought Notice.

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** Compatibility is also necessary to facilitate drug accountability, monitoring of dispensed medications and accountability of controlled substances. The system needs to be compatible with existing operations to support operations and anticipated growth of this service. ScriptPro is already utilized throughout VASNHCS. Pharmacists, pharmacy technicians and IT staff are already trained in the operation and support of this vital system. Standardization of the systems improves patient care by decreasing medication errors and maximizing efficiency. Utilizing the same system decreases training and staff education, streamlines operations, and decreases expenses related to the extensive training that would be required. Maintaining the ScriptPro system would not require any additional training, programming, interface, or IT changes

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** The following firms responded to the sources sought notice:
 - a. Scriptpro USA Inc. (Small Business) - Provided a response with the brand name requested. It has indicated that is has partnered with two Service Disabled Veteran Owned Small Businesses as its authorized distributors.

- b. Veterans Healthcare Supply Solutions (VIP Verified SDVOSB) - Provided a quote. It indicated that it is an authorized distributor for Scriptpro and can meet VA's requirements.
- c. Four Points Technology, LLC (VIP Verified SDVOSB) - Provided a quote. It indicated that it is an authorized distributor for Scriptpro and can meet VA's requirements.

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:

VA will continue to monitor the commercial marketplace to determine if other sources are capable of providing an Automated Prescription Dispensing System that can meet VASNHCS' requirements.

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.

Beth A. Foster
256779
Beth Foster, Chief of Pharmacy
VA Sierra Nevada Health Care System (VASNHCS)

Digitally signed by Beth A. Foster 256779
 DN: dc=gov, dc=va, o=internal, ou=people,
 0.9.2342.19200300.100.1.1=beth.foster@v
 a.gov, cn=Beth A. Foster 256779
 Date: 2017.09.07 11:53:47 -07'00'

 Date

13. Approvals in accordance with the VHAPM Part 806.3 OFOC SOP: *This part if filled out by Contracting Staff as part of the Justification*

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.

Paul M. Griffin
635127
 Paul Griffin
 Contracting Officer

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 gov, cn=Paul M. Griffin 635127
 Date: 2017.09.07 14:23:56 -07'00'

 9/7/2017
 Date

b. **One Level Above the Contracting Officer (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.

BRIAN J.
SANKO 665597

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 0.9.2342.19200300.100.1.1=brian.sanko@va.
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 Date: 2017.09.08 13:06:54 -07'00'

 9/8/2017
 Date

Acting for: Samuel M. Harbin
 Director of Contracting
 NCO 21

c. **VHA SAO HCA Review and Approval:** 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 (if over \$68 million) or approve (\$700K to \$68 million) for other than full and open competition.

Delia A.
Adams
1487955

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1487955
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1487955
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Delia A. Adams, MBA, CPCM
Executive Director, Service Area Office West
Head of Contracting Activity (HCA)

19 Sept 17

Date