

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA244-17-AP-7911

1. **Contracting Activity:** Department of Veterans Affairs, VISN 4, Station 642, VA Medical Center, Philadelphia, PA.
2. **Nature and/or Description of the Action Being Processed:** The Philadelphia VA is in urgent need of a firm fixed-price contract for emergency decontamination personal protective equipment (PPE) for their First Receiver Decontamination Team (FRDT) and VA Police Officers. The supplies will allow them to operate safely and legally in a contamination situation to decontaminate persons and to secure the facility during a contamination event.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** This is a Brand Name or Equal requirement for the following:

24AE83 3 COVERALL,ELASTIC WITH SOCK BOOT,LRG PK 6
4AE84 4 COVERALL,ELASTIC SOCK BOOT, XL, PK 6
24AE80 5 COVERALL ELASTIC,SOCK BOOT,2XL,PK 6
24AE81 6 COVERALL ELASTIC WITH SOCK BOOT, 3XL, 6PK
24AE79 7 COVERALL TAN, 5XL PK 6
1UKG9 8 PAPR SYSTEM-L-ION,ELASTIC NYLON VINYL
1UKH1 9 PAPR SYSTEM,UNIVERSAL,NIMH VINYL
4T265 10 OVERBOOTS,MENS,MD,PULL ON YELLOW LATEX,P 10 EA
4T266 11 OVERBOOTS MENS,LARGE,PULL ON YELLOW, LATEX,P 15 EA
4T267 12 OVERBOOT,MENS,XL,PULL ON YELLOW,LATEX,PR 25 EA
4T457 13 CHEMICAL RESISTANT. GLOVE,16MIL,SZ8,PR 50 EA
4T458 14 CHEMICAL RESISTANT GLOVE,16MIL,SZ9,PR 50 EA
4T459 15 CHEMICAL RESISTANT GLOVES,16MIL,SZ10,PR 10 EA
4T462 16 CHEMICAL RESISTANT GLOVE,16MIL,PR 100 EA
1RL57 17 DISP GLOVES, NITRILE,MED,BLU,PK 100 1 EA
1RL58 18 DISP GLOVES NITRILE,LRG,BLU,PK100 1 EA
1RL59 19 DISP GLOVES,NITRILE,XL,BLU,PK 100 1 EA

4. **Statutory Authority Permitting Other than Full and Open Competition:**

- () (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy
Agency Requirements per FAR 6.302-1;
(XXX) (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;

FAR13.5 Simplified Procedures for Certain Commercial Items: The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2).

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 an urgent and compelling requirement. Without the needed personal protective equipment, the First Receiver Decontamination Team (FRDT) and VA Police Officers at the Philadelphia VA Medical Center are unable to provide the necessary emergency services and protection in a safe and legal manner. They are currently unable to operate in accordance with the standard and guidelines required.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

At this time, no other sources are available due to the urgent need for supplies. Any future acquisitions will attempt to seek competition should the circumstances allow.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The anticipated cost will be considered fair and reasonable based upon prices obtained for numerous previous purchases made by the VA from Grainger, and in comparison with the Government Estimate.

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

Market research was not conducted beyond obtaining a quote from Grainger due to the urgent need for supplies.

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: None.

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:

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 3: Request for Sole Source Justification Format >\$150K

No subsequent acquisitions are planned

- 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 is included in the justification, are accurate and complete to the best of my knowledge and belief.


Richard G.
Boettinger Jr.  Digitally signed by Richard G. Boettinger Jr.
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Date: 2017.09.22 09:54:24 -04'00'

Richard Boettinger Jr.,
Emergency Management Program Coordinator

Date

13. Approvals in accordance with the [VHAPM, Volume 6, Chapter VI: OFOC SOP](#).

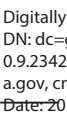
- a. **Contracting Officer or Designee's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

JENNIFER A.
CUTSHALL
1458294  Digitally signed by JENNIFER A. CUTSHALL
1458294
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@va.gov, cn=JENNIFER A. CUTSHALL 1458294
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Jennifer Cutshall,
NCO4 Hybrid 1 Contract
Specialist

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.

Edward A.
Boddie 1406236  Digitally signed by Edward A. Boddie 1406236
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a.gov, cn=Edward A. Boddie 1406236
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Edward A. Boddie,
NCO4 Hybrid 1 Branch Chief

Date