

**DEPARTMENT OF VETERANS AFFAIRS**

**Justification and Approval (J&A)**

**For**

**Other Than Full and Open Competition (>\$150K)**

**EMERGENCY-HURRICANE MARIA**

**Acquisition Plan Action ID: 672-18-1-1071-0015**

1. **Contracting Activity:** Department of Veterans Affairs, VISN 08, VA Caribbean Healthcare System.[J](#)
2. **Nature and/or Description of the Action Being Processed:** *This is a request for other than Full and Open Competition for the emergency service of Ambulance transportation for patients receiving or needing care at VA Caribbean Healthcare System at San Juan Puerto Rico after the Hurricane Maria.*
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The contractor shall provide one (1) Basic Life Support (BLS) Ambulance and one (1) Advance Life Support (ALS) Ambulance, personnel, management, supplies, transportation, equipment, materials, and reports necessary to furnish 24 hours per day, 7 days per week providing Ground Transportation Services on the following mentioned catchment areas: the VA Caribbean Healthcare System (VACHS) and the following areas in the Island; Metropolitan, South, North, East, and West. The main Facility/Hospital is located at 10 Casia Street-Bo. Monacillos, San Juan, Puerto Rico.
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;
  - ( X ) (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):** Due to natural disaster Hurricane Maria, Puerto Rico island was completely devastated. Some of the VACHS Outpatient Clinics are unoperational and limitation of gasoline and transportation services throughout the island requires the activation of standby ambulances on station to be able to care for our veterans. There is one contractor who will satisfy the agency needs and urgency. This contractor was contracted before in the area of Beneficiary Travel, HAS to provide ambulance services. The contractor is Caribe Medical Ambulance. Company has the capability and resources to satisfy and comply with agency requirements during this emergency. Due to the emergency situation, they were contacted and a quote was requested (quote is provided) to perform the service. The quote from Caribe Medical

Ambulance is acceptable; hence, they were selected to conduct the emergency ambulance service.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This is an emergency service due to Hurricane Maria disaster.
8. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated price to the Government was \$93,960. Price provided by contractor is in accordance with the government estimate and similar emergency price for the service. Contractors in the past provided quotes to study prices and all were above this Contractors price.
7. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Previous research to maintain standby ambulance on station for after hours was above this contractor price, additional market research was not conducted due to the Emergency situation.
8. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** *The urgency to provide care to our patients and provide the transportation they need limited the time available to conduct a full an open competition.*
9. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** *Limitation to perform market research, no other company expressed interest on the acquisition.*
10. **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:** *After the emergency phase is concluded, if agency understand that services should continue, a full an open competition acquisition package will be generated.*
11. **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.

10/6/2017

X Lisandra Nieves Guzman, V...

Lisandra Nieves

Mobility Manager

Signed by: LISANDRA NIEVES-GUZMAN 293851

12. **Approvals in accordance with the [VHAPM Part 806.3 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.

VHAPM Part 806.3 Other Than Full and Open Competition (OFOC) SOP  
Attachment 2: Request for Sole Source Justification Format >\$150K

October 10, 2017

Name América Quiñones-González, MA  
Title Contracting Officer  
Facility NCO-8, San Juan

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.

Name Jose I. Hernandez  
NCO/PCO XX Duty Title Supervisor  
Facility NCO8 SJ

Date

- 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.

Name  
VHA Head of Contracting Activity (HCA)

Date

- d. **VHA Senior Procurement Executive Approval (over \$68 million):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

Jan R. Frye  
Deputy Assistant Secretary for Acquisition and Logistics  
Senior Procurement Executive (SPE)  
Department of Veterans Affairs

Date