

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: ___VA770-18-AP-0130

1. Contracting Activity: Consolidated Mail Outpatient Pharmacy Leavenworth, KS the Department of Veterans Affairs Network 15 Contracting Office (NCO), 3450 S. 4th St Trafficway, Leavenworth, KS 66048 is the contracting agency. Supplies will be purchased for the CMOP Leavenworth location at 5000 S. 13th St Leavenworth, KS 66048. The Purchase Request number is 760-18-1-050-0238.

2. Nature and/or Description of the Action Being Processed:

This is a Justification and Approval request for the use of other than full and open competition. The requirement is for stock replenishment of Brand Specific pharmaceuticals and prescribed for patients and filled by CMOP at a firm fixed price. The purpose of this J&A request is to provide for the continued uninterrupted supply of direct patient care items required by the Facility.

At this time, the physician has stated the below mentioned name brand drug (Armour) is the only brands that will meet the specific needs of the patients; however, we are still competing this amongst distributors.

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

LINE	DESCRIPTION	BT SZ	NDC	QTY ORD ERE
1	THYROID (ARMOUR) 90MG TAB	100	00456-0460-01	432
2	THYROID (ARMOUR) 60-65MG (1 GRAIN) TAB	100	00456-0459-01	1008
3	THYROID (ARMOUR) 15MG (1/4 GRAIN) TAB	100	00456-0457-01	720

Delivery Need Date: 11/30/17

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;

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

() (4) International Agreement per FAR 6.302-4

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** The site is not requesting purchase from any certain vendor. Multiple vendors offer these items.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This will be released on FBO.gov as an unrestricted items.
7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** : The IGCE contains the estimated cost to the government and serves as the recognition of F&R.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was done to determine there were no contract sources for procurement.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** NA
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** NA
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:** NA
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

Diane Nolting
Title Inventory Mgt Supervisor
Facility VA CMOP Leavenworth

11/21/2017

Date

1. **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.

Name Joetta Eagle
Contract Officer
Facility NCO 15 (CMOP)

Date

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- 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 James Justus
Supervisor CMOP
NCO 15 (CMOP)

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 Not Needed
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