

LIMITED SOURCES JUSTIFICATION

ORDER >\$150,000

FAR PART 8.405-6

Acquisition Plan Action ID: VA257-18-AP-2107

- 1. CONTRACTING ACTIVITY:** Department of Veterans Affairs, Network Contracting Office (NCO 17), 2002 Scott Blvd., Temple, TX 76504 intends to enter into a sole source contract based on this Limited Sources Justification for the VISN 17, South Texas Veterans Health Care System, Audie L. Murphy VA Medical Center, 7400 Merton Minter Blvd., San Antonio, TX 78229. The purchase request number is 671-18-1-091-0005.
- 2. DESCRIPTION OF ACTION:** This acquisition is conducted under the authority of the Multiple-Award Schedule Program ([41 U.S.C. 251](#) and [40 U.S.C. 501](#)). Emergency Medicine Services has an urgent need to provide Emergency Medicine Physician Services to Veteran beneficiaries. This procurement is for a follow-on task order to be awarded to the incumbent, THMED, LLC dba Medestar, to continue to provide uninterrupted direct patient care services for a period of one (1) month, January 1, 2018 through January 31, 2018, with two (2) one-month optional renewal periods. This follow-on task order is required to continue to provide direct patient care services for the transition to the new long term contract, which is anticipated to be awarded on or before December 31, 2017. This will allow time for the new Contractor's physicians to completed background investigation and credentialing processes.

Order against: ☒ FSS Contract Number: V797D-70141

Name of Proposed Contractor:	THMED, LLC dba Medestar
Street Address:	1603 LBJ Freeway, Suite 700
City, State, Zip:	Dallas, TX 75234
Phone:	214-932-1403

- 3. DESCRIPTION OF SUPPLIES OR SERVICES:** The estimated value of the proposed action is \$ 466,500.00.

This is an urgent requirement for three (3) FTE, Board Certified/Board Eligible Emergency Medicine Physicians to provide services for a period of one (1) month, January 1, 2018 through January 31, 2018, with two (2) one-month optional renewal periods. This urgent follow-on task order is required to continue to provide direct patient care services for the transition to the new long term contract, which is anticipated to be awarded on or before December 31, 2017. This will allow time for the new Contractor's physicians to completed background investigation and credentialing processes.

- 4. IDENTIFY THE AUTHORITY AND SUPPORTING RATIONALE, AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE.**

☒ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

☐ Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; *Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.*

☐ In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.

☐ Items peculiar to one manufacturer:

☐ A patent, copyright or proprietary data limits competition. The proprietary data is: _____ (If FAR 8.405-6(a)(2)iii before posting. Do not include specific proprietary data. Only mention the type of equipment, procedure, etc. to show that proprietary supplies or services are being procured.)

☐ These are “direct replacements” parts/components for existing equipment.

☐ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.

5. DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.404(d) TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

The services required for this procurement are essential to continued direct patient care. This is an urgent follow-on requirement to continue to provide direct patient care services for the transition to the new long term contract, which is anticipated to be awarded on or before December 31, 2017. This will allow time for the new Contractor's physicians to completed background investigation and credentialing processes; therefore, continuing to provide direct patient care during this transition period.

6. DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

Due to the need to continue to provide Veteran beneficiaries with Emergency Medicine services this requirement is being procure in accordance with FAR 6.302-2, Unusual and Compelling Urgency, as cited in paragraph 4 above; therefore, market research was not conducted. This requirement is being procured sole source from the current incumbent allowing for continuity of Services pending award and transition of the long-term contract. It is anticipated that the long-term contract will be awarded on or before December 31, 2017.

7. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION: Due to the need for continuity of services to provide Veteran beneficiaries direct patient care to being January 1, 2018, it is in the Government's best interest to procure these services from the incumbent, THMED, LLC dba Medestar.

8. A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

As stated above, this is a follow-on interim requirement being procured sole source under the authority of FAR 6.302-2, Unusual and Compelling Urgency, to ensure direct patient care is not jeopardized. Competition has been sought for the long term contract.

9. APPROVALS IN ACCORDANCE WITH THE VHAPM Part 806.3 OFOC SOP:

a. CONTRACTING OFFICER'S CERTIFICATION (required): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

CONTRACTING OFFICER/DESIGNEE'S SIGNATURE

DATE

Sandra K. Archuleta, Contracting Officer

NCO 17

NAME AND TITLE

FACILITY

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.

SIGNATURE

DATE

Lindsey Hooze, Chief, Construction Branch, NCO17

NAME