

**LIMITED SOURCES JUSTIFICATION**

**ORDER >\$150,000**

**FAR PART 8.405-6**

**Acquisition Plan Action ID: 637-18-2-133-0365**

- 1. Contracting Activity:** Department of Veterans Affairs, VISN 06, Hampton VA Medical Center, 100 Emancipation Drive, Hampton VA 23667
- 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](#)). The Asheville VAMC pharmacy is in need of Afluria vaccines for the upcoming 2018-2019 flu season.

Order against:  FSS Contract Number: 36E79718C0011

Name of Proposed Contractor: Seqirus USA Inc. (DUNS: 809197218)

Street Address: 25 Deforest Ave

City, State, Zip: Summit, NJ 07901-2140

Phone: 1-855-358-8966

- 3. Description of Supplies or Services:** The Asheville VAMC pharmacy is procuring pre-filled syringe doses of Afluria in preparation for the upcoming flu season. The items needed are part of a mandatory source requirement of the Veterans Health Administration. The estimated value of the proposed action is \$225,083.00.

- 4. IDENTIFY THE AUTHORITY AND SUPPORTING RATIONALE (see [8.405-6\(a\)\(1\)\(i\)\(A\), \(B\), and \(C\)](#) or [8.405-6\(b\)](#)), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)**

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;

Only one source is available due to mandatory source requirements of the Veterans Health Administration. A national contract was awarded for the annual supply of these vaccines. Contract 36E79718C0011 was awarded to Seqirus USA Inc. (DUNS: 809197218) for the delivery of the required vaccines.

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 agency believes awarding a sole source delivery order to Seqirus represents the best value to the government due to the vetting process for selection of Multiple Awards vendors and the fact that prices have already been determined to be fair and reasonable.

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

Market research was limited to Seqirus USA Inc. due to them being the only vendor with the required items on the mandatory use contract vehicle.

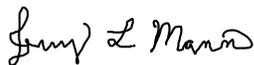
**7. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:**

N/A

**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:**

The contracting vehicle for this acquisition is a mandatory use contract awarded by the VA NAC. No actions can be taken at this time by the agency to eliminate any barriers to competition.

**9. 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. *(This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)*



\_\_\_\_\_  
Jerry L Mann  
Contracting Specialist

\_\_\_\_\_  
3/28/18

Date

**10. APPROVALS IN ACCORDANCE WITH THE [VHAPM Part 806.3 OFOC SOP](#):**

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



\_\_\_\_\_  
Gregory Evans  
Contracting Officer

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March 28, 2018

Date