

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Network Contracting Office (NCO) 16, VA Gulf Coast Veterans Health Care System (VAGCVHCS), Biloxi Medical Center, on behalf of the 10 NCO 16 Stations.

2. Nature and/or Description of the Action Being Processed: Access to an on-line clinical reference database is required encompassing 28 different on-line books, handbooks, textbooks, guides, files, dictionaries, manuals, and other material for the VA's NCO 16's 10 Stations' physicians, physician assistants, nurses, medical students, and medical coders is required. A firm-fixed price contract is anticipated for the one-year period of December 31, 2012 through 31 December 2013 with access for 20 concurrent users.

3. Description of Supplies/Services Required to Meet the Agency's Needs: Access to on-line clinical reference database is required encompassing 28 different on-line books, handbooks, textbooks, guides, files, dictionaries, manuals, and other material for the VA's 10 NCO 16's Stations' physicians, physician assistants, nurses, medical students, and medical coders is required. A firm-fixed price contract is anticipated for the one-year period of December 31, 2012 through 31 December 2013 with access for 20 concurrent users. The estimated cost is XXXXXXXX. The specific resources needed are on-line access to the following: AAFP Conditions A to Z; ACP Medicine; ACS Surgery: Principles and Practices; AHFS Drug Information; AJCC Cancer Staging Handbook; Antisepsis, Disinfection, and Sterilization: Types, Action, and Resistance; Atlas of Gastrointestinal Surgery, Volume One; Clinical Guide to Antineoplastic Therapy: A Chemotherapy Handbook; CPT with RVUs Data File, Ingenix; Davis Drug Guide for Nurses; Degowin's Diagnostic Examination; Evidence-Based Emergency Medicine; Geriatric Nursing Protocol for Best Practice; Handbook of Fluid, Electrolyte and Acid-Base Imbalances; ICD-9-CM Volumes 1, 2 & 3 For Hospitals; Infection Prevention and Control Issues in the Environment of Care; Infectious Diseases: The Clinician's Guide to Diagnosis, Treatment, and Prevention; Jablonski's Dictionary of Medical Acronyms & Abbreviations; Management Guidelines for Nurse Practitioners Working with Older Adults; MedCalc 3000 Complete Edition; Medication Reconciliation Handbook; The Merck Manual of Diagnosis and Therapy; Oxford Textbook of Medicine; Oxford Textbook of Surgery; Perioperative Standards and Recommended Practices; Review of Natural Products; Rook's Textbook of Dermatology; and Women's Health: A Primary Care Clinical Guide.

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;

- () (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):

Only One Responsible Source (FAR 6.302-1) – The only source of supply that we are aware of that carries all 28 of the on-line reference materials required is Teton Data Systems, Inc. (dba STAT!Ref). STAT!Ref is the sole producer/provider of the STAT!Ref Electronic Resources for Healthcare Professionals. Teton Data Systems, Inc. is the only electronic vendor with the rights to distribute its unique combination of resources contained in the STAT!Ref library. Further, STAT!Ref uses a proprietary search and retrieval technology, Teton Server, not found in any other on-line or electronic medical library software. It is the Contracting Officer's experience in purchasing various sources of published material (both on-line and hard copy) that each individual company has access to specialized material that others normally don't carry. While some companies may have access to some of the same material, it is rare where multiple companies carry the exact materials as another company. STAT!Ref is the only known firm capable of providing the required on-line supplies and services described above without the Veteran's Health Administration experiencing substantial duplication of cost that could not be expected to be recovered through competition. These on-line publications have been identified as necessary in order for the NCO 16's physicians, physician assistants, nurses, medical students, and medical coders to accomplish their jobs and fulfill the VA's mission and serve our country's Veterans.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: This requirement will be posted on the Federal Business Opportunities website. If there are any other vendors in the commercial market that can possibly meet the above requirements, we will immediately contact those companies to discuss our requirements to see if in-fact they can meet them. We will also continue to monitor other sources of supply in the commercial market (both open market and on GSA's Federal Supply Schedules) to see if the Government's requirements can possibly be met by other companies.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: It is anticipated that the Government will seek and receive published price lists for each of the individual publications required. In the absence of any published price lists, it is anticipated that the Government seek invoices where the vendor sold the same or similar items to other customers. It is fully anticipated adequate information can be obtained so that price fair and reasonableness can be achieved and documented.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: A search of the CCR Database now called SAM was not accomplished. A search was done from the SBA's Dynamic Small Business

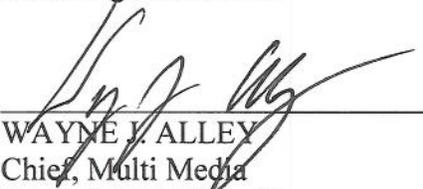
Search using NAICS Code 519130 – Internet Publishing and Broadcasting and Web Search Portals, and so many businesses were revealed that it would be difficult to establish which ones could possibly provide this service which is why this will be published on www.fbo.gov. A search was also done via VetBiz Registry under NAICS Code 519130 ~~was made~~ which revealed zero matches for SDVOSB's and VOSB's providing these types of reference materials. It is the Contracting Officer's experience in purchasing various sources of published material (both on-line and hard copy) that each individual company has access to some specialized material that others normally don't have. While some companies may have access to the same material, it is rare that multiple companies would carry all the exact same materials as another company.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: This requirement will be posted on the Federal Business Opportunities website. If there are any other vendors in the commercial market that can possibly meet the above requirements, we will immediately contact those companies to discuss our requirements with them to see if in-fact they can meet them. We will also continue to monitor other sources of supply in the commercial market (both open market and on GSA's Federal Supply Schedules) to see if the Government's requirements can possibly be met by other companies.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: Please see Section 6 above.

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: If these same (or similar) requirements are required in the future, they will also be posted on the Federal Business Opportunities website unless the requirement can be filled through GSA's Federal Supply Schedules at which time the requirement would be posted on GSA's eBay website. If we find any other vendors in the commercial market that can possibly meet the above requirements, we will immediately contact those companies to discuss our requirements to see if in-fact they can meet them. We will also continue to monitor other sources of supply in the commercial market (both open market and on GSA's Federal Supply Schedule) to see if the Government's requirements can possibly be met by other companies.

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 and belief.



WAYNE J. ALLEY
Chief, Multi Media
VAGCVHCS (Biloxi)

12/17/12

Date

13. Approvals in accordance with FAR 6.304

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



MELANIE GRIGSBY

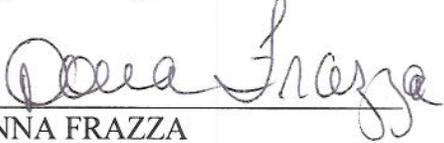
Contracting Officer

VAGCVHCS (BILOXI) NETWORK 16 CONTRACTING ACTIVITY



Date

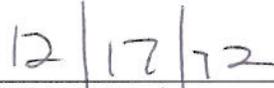
b. **CHIEF P&C:** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



DONNA FRAZZA

Chief, Purchasing and Contracts

VAGCVHCS (BILOXI) NETWORK 16 CONTRACTING ACTIVITY



Date