P03 - JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION (JOFOC)
To be used for SOLE-SOURCE or LIMITED SOURCE (Brand Name or Equal, etc.)

1. Agency/Contracting Activity: **VHA/NCO-12**
2. Description of action being approved: **Single-Source Prosthetics Purchase**
3. Estimated value of the prosthetic: $25,695.00
4. Select one appropriate justification below that supports soliciting a single source as required by FAR part 8. 405-6 and Part 13.106-1(b).

☐ **Items peculiar to one manufacturer.**

(Brand Name Specifications) The requested prosthetic item will be purchased against a Federal Supply Schedule (FSS) contract and only one FSS source has the requested prosthetic appliance available.

☑ **Only One Source.**

The requested prosthetic item will be purchased against a Federal Supply Schedule (FSS) contract and an urgent or compelling need exists, and following the FSS ordering procedures would result in unacceptable delays. Delay in the award would cause patient harm and there is medical evidence to support the need. The following describes the circumstances requiring purchase from one source:

☐ **Unusual and Compelling Urgency.**

The prosthetic item is not available for purchase on an existing contract and will be purchased on an open market basis, and (1) the delivery time does not meet the patient's medical needs and there is medical documentation to support the compelling special need, or (2) a medical emergency exists and there is medical evidence to support the need.

☑ **Authorized or Required by Statute (Ref 38 U.S.C. § 8123).**

The Secretary may procure prosthetic appliances and necessary services required in the fitting, supplying, and training and use of prosthetic appliances by purchase, manufacture, contract, or in such other manner as the Secretary may determine to be proper, without regard to any other provision of law. The following describes the circumstances requiring purchase from one source:

☑ Check here in instances where the physician's choice was to surgically implant item(s) prior to contract action, justified by authority of 38 U.S.C. § 8123.

☐ **Exception to Fair Opportunity (FAR 16.505)**

For sole-source purchases against Non-GSA Multiple Award IDIQ contracts, IAW FAR 16.505, enter justification below to address exception(s) to fair opportunity.

Contracting Officer