

## SOLE SOURCE JUSTIFICATION

1. **Contracting Activity:** Department of Veterans Affairs (VA)  
Office of Acquisition Operations  
Technology Acquisition Center  
260 Industrial Way West  
Eatontown, NJ 07724

2. This requirement will be accomplished via:

☒ New Purchase Order

☐ Modification No.

☐ Purchase Card

Purchase Order will be:

☒ Firm Fixed Price

☐ Cost Type Contract:

☐ Time and Materials

☐ Other (Specify):

Type of Funds: Supply Fund

☒ 25 Software Licenses and maintenance and technical support for FedMine  
FD GovPro

3. **Description of Supplies or Services.**

☒ Supplies

Item name: Fedmine FD GovPro Software Licenses

Part of or used with: FedMine provided software and Web Interface allowing for  
database searches and automated reporting.

Quantity being procured: 25 Software Licenses

Estimated unit cost: [REDACTED]

Estimated total cost (including option quantity, if any):  
[REDACTED]

☒ Services: Software and web interface maintenance and technical support. Technical training on software and search capabilities. Contractor provides three formal training sessions at government site and technical support assistance via phone on demand during normal business hours.

Estimated total cost (including option(s), if any):

██████████

Total Estimated Cost of Supplies and Services: ██████████

Other Information: This requirement includes web based software licenses and maintenance and support services. It is a mixture of supplies and services.

4. **Authority Cited.**

☐ FAR 13.106-1(b)(1)

For purchases not exceeding the simplified acquisition threshold. Contracting officers may solicit from one source if the contracting officer determines that the circumstances of the contract action deem only one source reasonably available.

☒ Other FAR Authority: FAR 8.405-6(a)(1)(i)(B)

5. **Reason for Authority Cited.**

The proposed source for this action is:

FedMine, LLC  
One Research Court, Suite450  
Rockville, MD 20850

☐ The supplies are urgently needed for the following reasons:

Non-availability of the item in a timely manner will have the following impact:

☒ Explain exclusive licensing agreements:

The Office of Small and Disadvantaged Business Utilization (OSDBU) is currently leveraging a Commercial-of-the-Shelf (COTS) platform and framework approach to reduce redundancy in development, management, and maintenance of the market research tool by FedMine. FedMine, through utilization of a proprietary algorithm, is the only source that can provide data mining from 13 separate systems, including Federal Procurement Data System-Next Generation (FPDS-NG), Federal Business Opportunities (FBO), Grants.gov, and the Government

Accountability Office's protest database. The required FedMine FD GovPro software is not available through resellers. This data mining system is currently being utilized by OSDBU. However, the previous software licenses have expired.

FedMine, LLC's proprietary algorithm system to datamine procurement, past performance, and corporate data and provide customizable reports to VA, is currently being utilized by OSDBU for goaling support and to provide market research and technical assistance to contracting and program offices throughout VA. FedMine software licenses enable OSDBU to provide timely market research and technical assistance to contracting and program offices. Data is near real time and provides the information necessary to enable contracting and program offices to make accurate decisions about the availability and capability of Service-Disabled Veteran-Owned Small Businesses (SDVOSBs) and VOSBs. It is used by senior management at VA to assist with the small business goaling process. Failure to provide timely decision support data to management may result in increased risk of VA failing to meet statutory requirements for small business participation in procurements.

#### **6. Efforts to Obtain Competition.**

[ X ] There is only one responsible source for this item. Efforts made to locate additional sources are described under the "Market Research" paragraph of this document. There is no competition anticipated for this acquisition. Procurement data does not include any unnecessary requirements that may inhibit competition.

[ ] The sources proposed above are the only sources that can meet the urgent requirements for the reasons given above. Procurement data does not include any unnecessary requirements that may inhibit competition.

#### **7. Actions to Increase Competition.**

[ X ] A competitive technical data package (TDP) is being prepared by John Fedkenheuer, OSDBU Acquisition Support Team. It will not be available for this procurement; however, it is forecast to be available by March 1, 2014

[ X ] Other actions that will be accomplished to increase competition:

An Industry Day and Direct Connect Opportunity Showcase will be scheduled for early fall of 2013 to provide the business community an understanding of the requirements for a comprehensive market research tool, which will include a data mining and reporting component.

#### **8. Market Research.**

Market research was conducted by Donna Rimmel (OSDBU) during the time of January through May of 2013. The methods used and results are as indicated below:

[ X ] A notice soliciting additional sources of supply was published on the NASA SEWP site.

[ X ] The following companies submitted data claiming that they can supply the item. However, the government evaluation of the data resulted in a negative determination.

1. immixGroup: After reviewing the data submitted in response to the request for information and reviewing the firm's website to obtain additional clarifying information, it appear that Immix's solution requires the government to already have the data available, and their system will analyze the data provided. OSDBU requires the data not only be analyzed but also be provided to the government utilizing multiple data sources in near real time

2. Blue Tech, Inc.: Blue Tech provided a price quote only. No additional information as to how their solution was provided.

[ X ] The market research consisted of the following:

OSDBU made an affirmative determination that this is a commercial product/service based on the current subscription service. In an effort to further determine whether there were other commercial sources that might be able to provide a product and service immediately, (in order to meet the urgent and compelling requirement), four firms were contacted that appeared might be capable of meeting the requirement through GSA Schedule 70. Previously, the FedMine software was procured using FedMine's GSA FSS Schedule 70 contract. It was determined that the firms identified below do not possess a COTS product that can be utilized for the current requirement, but could possibly be considered for the competitive requirement for a comprehensive market research tool described in paragraph 7 above.

1. Landmark Technology, Inc.  
Arrash Rezvan, Contracts Manager  
8229 Boone Boulevard, Suite 801A  
Vienna, VA 22182  
Phone: 571-766-2200  
Email: contracts.LMT@lmt-inc.com
2. Kingdomwear Technologies, Inc.  
LaTonya Barton  
11186 Bel Aire CT.

Waldorf, 20603  
Phone: 866-497-4173 X2  
Email: lbarton@kingdomwear.net

3. GMP, LLC  
Joe Austin  
1818 Library Street, Suite 500  
Reston, VA 20190  
Phone: 703-605-2735  
Email: Austin@gmpgov.com
4. Monty Barb  
Contracts & Billing Manager  
ARGO Systems, LLC  
1362 Mellon Rd., Suite 100  
Hanover, MD 21076  
410-768-2444  
Mbarb@argo-sys.com

9. **Interested Sources.**

[ X ] No other source has expressed written interest in supplying this item.

[ ] The following companies have expressed written interest in supplying this item and/or service. However, they are not being considered for this procurement for the reasons given below.

[ ] Solicitation covering this procurement will be synopsisized in the Federal Business Opportunities Page and any bids/proposals received shall be evaluated.

[ ] Solicitation covering this procurement will not be synopsisized in the Federal Business Opportunities Page pursuant to FAR 5.202