

DEPARTMENT OF VETERANS AFFAIRS

**Justification for Single Source Awards IAW [FAR 13.106-1](#)
For
Over Micro-Purchase Threshold but Not Exceeding the SAT (\$250K)**

Acquisition Plan Action ID: [36C770-23-AP-0469](#)

- Contracting Activity:** Department of Veterans Affairs, Network Contracting Office 15, CMOP Division. 2237# 760-23-3-050-0839, Leavenworth CMOP, Leavenworth Kansas
- Brief Description of Supplies/ Services required and the intended use/Estimated Amount:**

Item Number	ITEM MASTER FILE NUMBER	CMOP Location	Description	LOCAL STOCK NUMBER	Quantity	Unit of Measure	Packaging Multiple	OEM NAME	
0001	16366	VA CMOP Leavenworth - 760	RESERVOIR, OMNIPOD DASH 5CT, XJ410	08508200005	900	PG	5	INSULET CORPORATION	

This is an individual brand name justification to support the procurement of the Med/Surg item in the above table. The proposed procurement action will be a firm fixed-priced contract award.

- Unique characteristics that limit availability to only one source, with the reason no other supplies or services can be used:**

Product has been prescribed for patients by VA Physicians. Pharmacy employees do not have the training and/or authority to countermand physician orders. Brand Specific products are the same thing as dispense as written on a physician's prescription. No National Drug Code (NDC) substitutions are permitted. In the VA, Pharmacy Benefits Management (PBM) has determined that CMOP IDs in the National Drug File (NDF) will most always identify brand specific products in the VA PRINT NAME. This is not always inclusive where a particular NDC has been determined to be "Formulation specific" by clinical evaluation performed by the PBM or in the case where only one product in the marketplace has been identified to contain the specific ingredients to match the product code.



VHAPG Part 813.106 Simplified Acquisition Procedures: Soliciting from a Single Source
Attachment 1: Single Source Justification for SAP under the SAT

4. Description of market research conducted and results or statement why it was not conducted:

In accordance with FAR Part 10, VAAR 810, Market Research has been conducted for this acquisition. The National Acquisition Center (CCST) Med/Surg Catalog was searched for any FSS/PV contracts – this yielded no results. The Government is not allowed to do business using wholesale trade or retail trade NAICS codes, searches must be conducted using the manufacture NAICS code 325413, in-vitro diagnostic substance manufacturing. A Veteran Small Business Certification (VetCert) search identified 80 potential SDVOSB and VOSB's as capable vendors. An inquiry of the SBA Dynamic Small Business Search (DSBS) database produced 18 small businesses. Despite these results there are no known SDVOSB, VOSB, HUBZone, 8(a) or small organizations that manufacture the required items. These vendors are not manufacturers, but they are distributors for large business wholesalers. Based on this research and policy, the rule of two cannot be met to set the procurement aside for a seriocomic subcategory of small business; however, in accordance with 13 Code of Federal Regulations (CFR) § 121.406(c) the Nonmanufacturer Rule (NMR) and limitations on subcontracting, CFR § 125.6, do not apply for acquisitions under \$250K; therefore, a small business set-aside is feasible. This procurement will be solicited as a small business set-aside; and a pre-solicitation contracting opportunity will be posted to SAM.gov.

5. Contracting Officer's Certification: *Purchase is approved in accordance with FAR13.106-1(b). I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.*

JENNIFER KNIGHT Digitally signed by JENNIFER KNIGHT
Date: 2023.04.19 14:08:51 -05'00'

Name: _____
Contract Specialist

Date: _____

JUSTIN SMITH Digitally signed by JUSTIN SMITH
Date: 2023.04.19 14:45:50 -05'00'

Name: _____
Contracting Officer

Date: _____