

CLASS JUSTIFICATION AND APPROVAL FOR
OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Activity.

This justification is executed by the Naval Medical Logistics Command, Fort Detrick, Maryland on behalf of the Naval Hospital (NH) Bremerton, WA; Branch Dental Clinic, Bangor, WA; Dental Clinic, Oak Harbor, WA; Naval Branch Health Clinic, Everett, WA; Naval Health Clinic (NHC) Hawaii; 3D Dental Battalion/ U S Naval Dental Center (NDC), Okinawa at the Branch Dental Clinic, Kaneohe Bay, HI; and any associated branch clinics as well as any DoD or Coast Guard Military Treatment Facility (MTF) and Dental Treatment Facilities (DTFs) within the Northwestern United States to include the states of Washington, Oregon, Alaska, and Hawaii.

2. Description of the Action Being Approved.

Award of multiple Indefinite Delivery/Indefinite Quantity contracts on a sole source basis with the NorthWest (NW) Dental Multiple Award Task Order (MATO) contractors currently providing dental services. The current MATO contracts that require bridge services are as follows: N62645-06-D-5002 (RLM Services Inc.); N62645-06-D-5003 (Mid America Health, Inc.); N62645-06-D-5004 (Saratoga Medical Center, Inc.) and N62645-06-D-5005 (DPS, Inc.). Authority to act under this class justification expires on 30 September 2012.

3. Description of Supplies/Services.

The number one mission of our naval Military Treatment Facilities (MTFs) and Dental Treatment Facilities (DTFs) is to provide health care and dental care services and support for active duty personnel and their dependents. This mission has a direct effect on the war fighting capability of the United States Navy. In order to meet this mission requirement, bridge contracts to RLM Services, Inc; Saratoga Medical Center, Inc.; Mid America Health, Inc.; and DPS Inc. must be implemented to avoid a lapse in dental services. A lapse in service would have an immediate and detrimental effect on the ability of the Navy to man deployed vessels and to fulfill the Navy's DoD Operations Plan obligations to provide personnel in forward areas for war fighting, peacekeeping and/or humanitarian efforts. Services are needed 01 June 2011 through 01 July 2012 for a twelve month base period and one 1-month option period. Additionally, three one-month option periods are being included to account for unexpected delays in the procurement process for the new MATO. The bridge contracts will continue to provide the existing services currently being provided for the MTFs and DTFs identified in paragraph 1 above. The total estimated proposed price of the bridge contracts is [REDACTED]. FY11 [REDACTED] funds will be used.

4. Statutory Authority Permitting Other Than Full and Open Competition.

10 U.S.C. 2304(c) (1): One source or limited sources.

5. Rationale Justifying Use of Cited Statutory Authority.

The bridge contracts shall be placed in anticipation of the award of the new MATO contracts resulting from a competitive solicitation for the new West Coast Dental MATO. The original ordering period for the existing MATO contracts was 01 June 2006 through 31 May 2011. However, after the award of these contracts, several unanticipated problems arose. First, there was a turnover for personnel within Code 02. Numerous Code 02 supervisors left the command within only a few months time. With the influx of new management and contract specialists, a reorganization occurred that moved Contract Specialists to different sites supporting different customers and splitting the contract functions for pre-award and post-award into different teams. Furthermore, additional time is required in the procurement process to comply with the implementation of the Naval Supply Systems Command, NAVSUP, Peer Review process. The Standard Operating Procedure (SOP) for Competition Requirements requires the approval of the new MATO by The Deputy Assistant Secretary of the Navy, DASN, for solicitations \$100,000,000.00 and above. The anticipated amount of the new MATO is \$184,000,000.00 and therefore additional time was required for DASN to review the solicitation. These issues have resulted in a new anticipated start date for the West

Coast Dental MATO of 02 July 2012. The bridge contracts will provide continuity of dental services necessary to ensure the new competitive procurement for the West Coast Dental MATO has an appropriate timetable to evaluate, award, and implement new competitive contracts. These bridge contracts are required to ensure services do not lapse prior to award of the follow-on MATO. The bridge contracts shall be awarded to RLM Services Inc., Mid America Health, Inc., Saratoga Medical Center, Inc., and DPS, Inc. These contractors already have personnel in place and are in position to meet the period of performance defined for the bridge contract. No other contractors would be able to recruit, submit employee packages and immunization forms, obtain credentialing, complete orientation and have their employees in place in order to avoid a lapse in service.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.

The proposed contracts were synopsisized on the Navy Electronic Commerce Online (NECO) website on 24 March 2011 and no other potential sources expressed an interest in this requirement. No additional market research was conducted because it is not practicable for the reasons discussed in paragraph 5, for any companies other than RLM Services Inc., Mid America Health, Inc., Saratoga Medical Center, Inc., and DPS, Inc. to provide the required services.

7. Determination of Fair and Reasonable Price.

The contracting officer will use a procedure similar to that used to negotiate logical follow-on task orders in order to ensure a fair and reasonable price for these services. In the event this process fails to produce acceptable negotiated prices, limited competition among the four MATO contract holders will be used to ensure that the requirements under the interim contracts will be awarded at fair and reasonable prices.

8. Actions to Remove Barriers to Future Competition.

For the reasons set forth in Paragraph 5, NMLC will not be competing the bridge contract for the dental services covered by this document. This document strictly covers the existing dental service requirements currently in place on the NW Dental MATO. Upon award of the new West Coast Dental MATO, all requirements will be competed amongst the successful contractors.

9. Contracting Point of Contact.

The point of contact at Naval Medical Logistics Command is [REDACTED], Code 02, at DSN 343-[REDACTED], commercial (301) 619-[REDACTED], or by e-mail at [REDACTED]@med.navy.mil.

**TECHNICAL AND REQUIREMENTS CERTIFICATION REQUIRED
BY NAVSUP 4200.83G**

I certify that this Justification and Approval is accurate and complete

Technical Cognizance

[Redacted] Code 07 301-619-[Redacted] Date

Requirements Cognizance

[Redacted] Code 07 301-619-[Redacted] Date

LEGAL SUFFICIENCY REVIEW AND CONCURRENCE

[Redacted] Code 00L (301) 619-[Redacted] Date

CONTRACTING OFFICER'S CERTIFICATION

I certify that this justification is accurate and complete to the best of my knowledge and belief.

[Redacted] Code 02 (301) 619-[Redacted] Date

**COMPETITION ADVOCATE APPROVAL
(\$650,001 to \$12,500,000)**

[Redacted] Code 00 (301) 619-[Redacted] Date

ADDENDUM CLASS JUSTIFICATION AND APPROVAL FOR
OTHER THAN FULL AND OPEN COMPETITION

This addendum to justification #10006-11 is executed by the Naval Medical Logistics Command, Fort Detrick, Maryland. Section 3, Description of Supplies/Services, of the approved J&A states that services are needed 01 June 2011 through 30 September 2012, inclusive of a twelve month base period and four one-month option periods. In accordance with the approved J&A, the bridge contracts were to be awarded for the base period of 01 June 2011 through 31 May 2012, with four one-month option periods of 01 June 2012 through 01 July 2012, 02 July 2012 through 01 August 2012, 02 August 2012 through 01 September 2012 and 02 September 2012 through 30 September 2012.

Initially, all dental assistant requirements were to be migrated to the West Coast Dental Assistant SATO and as a result were not included in the value of the bridge,. Before the bridge of the DPS contract (N62645-06-D-5005), the Naval Hospital (NH) Oak Harbor, WA requested that the thirteen Dental Assistants on this contract continue on the contract bridge instead of migrating to the West Coast Dental Assistant SATO (N62645-09-D-5012). The dental assistants on the aforementioned contract are anticipated to be converting to the government General Schedule (GS) within a six month period. This change to the original J&A will allow NH Oak Harbor to continue services at the MTF, under the bridge contract, while going through the process of converting the thirteen dental assistants to GS government employees. The dental assistants currently under contracts N62645-06-D-5003 and 5004 will still be migrating to the West Coast Dental Assistant SATO as initially planned and will not be included under this bridge.

Additionally, the base and first option period dates for award have been revised to reflect the following: a four month base period of 01 June 2011 through 30 September 2011 and one nine-month option period of 01 October 2011 through 01 July 2012. The remaining three one-month option periods of 02 July 2012 through 01 August 2012, 02 August 2012 through 01 September 2012 and 02 September 2012 through 30 September 2012 remain unchanged.

Upon approval of this J&A addendum, the requested thirteen dental assistants will be added to the total estimated proposed price of the bridge, changing the price from [REDACTED] to [REDACTED]. Funding for the thirteen dental assistants has been forwarded by the MTF for the base period. FY 12 funds will be required before exercising the option periods, if required. Also, upon approval of this addendum to the J&A, the thirteen dental assistants will be added to the bridge contract for N62645-06-D-5005. Additionally, upon approval of this J&A addendum, the periods of performance will be revised as stated above.

All other information from the previously approved J&A remains unchanged.

**TECHNICAL AND REQUIREMENTS CERTIFICATION REQUIRED
BY NAVSUP 4200.83G**

I certify that this Justification and Approval is accurate and complete

Technical Cognizance

[Redacted] Code 07 301-619-[Redacted] Date

Requirements Cognizance

[Redacted] Code 07 301-619-[Redacted] Date

LEGAL SUFFICIENCY REVIEW AND CONCURRENCE

[Redacted] Code 00L (301) 619-[Redacted] Date

CONTRACTING OFFICER'S CERTIFICATION

I certify that this justification is accurate and complete to the best of my knowledge and belief.

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**COMPETITION ADVOCATE APPROVAL
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