Justification and Approval (J&A) *for* Other Than Full and Open Competition

Was a J&A approved for the preceding acquisition where that acquisition required a J&A? ☐ Yes ☒ No

Is this a new or amended J&A Document? ☒ New ☐ Amended (*Prior to Award Only!*)

Is this a Bridge Action as defined at DAFFARS 5302.101? ☐ Yes ☒ No

Dollar Value of this Acquisition: ☐ ≤ $750K ☒ > $750K and ≤ $15M ☐ > $15M and ≤ $100M ☐ > $100M

Contracting Activity: United States Military Training Mission (USMTM) - Contracting

Purchase Request (if available) / Local ID Number:

Program / Project (and PE, if applicable): USMTM Community Clinic (UCC)

Program Type (PEO, Enterprise, of Operational): Operational

Authority:

6.302-1 – 10 USC 3204(a)(1), Only One Responsible Source - No Other Supplies or Services Will Satisfy Agency Requirements

Estimated Contract Cost (including options): $ 1,817,879.07 J&A Type: ☐ Class ☒ Individual

COORDINATION (DAFFARS 5306.304(a))

[redacted]

APPROVAL (DAFFARS 5306.304(a))

[redacted]

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I. Agency and Contracting Activity.

United States Military Training Mission (USMTM) to the Kingdom of Saudi Arabia
Unit 61333
APO, AE 09803-1333
USMTM Contracting

II. Nature and/or description of the action being approved.

This is an individual J&A for a new single firm fixed price (FFP) contract. The contract will consist of a base year (12 months) and four (4), one (1) year option periods, to include a six (6) month utilizing FAR 52.217-8 (option to extend services).

This would be a sole source to: Specialized Medical Center (SMC)

III. Description of supplies/services required to meet agency needs.

A TRICARE affliated company will provide one (1) Full Time Equivalent (FTE) for each of the following positions in accordance with the Performance Work Statement (PWS): Physician(s), Nurse(s), Pharmacist(s).

IV. Demonstration that the contractor's unique qualifications or the nature of the acquisition requires use of the authority cited above.

Unique Qualifications:
Specialized Medical Center (SMC) is the only TRICARE affiliated hospital within the Riyadh area that can provide Physician(s), Nurse(s), and Pharmacist(s). Partnering with a TRICARE affiliated hospital provides access to patient medical records and allows for in-network appointments at no personal cost to patients. Partnering with SMC, in particular, enables the contracted staff to expedite patient admission processes, obtain critical results more quickly, and provide direct access to schedule specialty appointments for patients. This support is crucial, as the USMTM Community Clinic (UCC) does not have (and is not staffed to perform) dedicated Referral Management services.

Nature of the acquisition:
The acquisition supports USMTM and its mission partners' medical needs. USMTM provides support to the Saudi Arabian Armed Forces through Security Assistance efforts focused on developing, training, and sustaining capable deterrent and self-defense forces for the Kingdom of Saudi Arabia, in alignment with the guidance of the '77 Accords. USMTM also supports 24 mission partner organizations, including, but not limited to, the Office of the Program Manager - Saudi Arabian National Guard (OPM-SANG) and the U.S. Army Military Assistance Group (USAMAG). The UCC provides medical support to 21 of these organizations.

Due to USMTM's limited staffing and its primary mission of training, advising, and assisting the Saudi Arabian Armed Forces, as outlined in Article 5 of the '77 Accords, any extended and/or prolonged inability to perform assigned duties due to unresolved medical issues could jeopardize the integrity of the agreement between the U.S. and the Kingdom, disrupt relationships with Saudi partners, and degrade overall mission accomplishment.

V. Description of efforts made to ensure that offers are solicited from as many potential sources as practicable, including whether a notice was or will be publicized as required by subpart 5.2 and, if not, which exception under FAR 5.202 applies.

A notice will not be publicized under the following exception: FAR 5.202(a)(12), "The proposed contract action is by a Defense agency and the proposed contract action will be made and performed outside the United States and its outlying areas, and only local sources will be solicited."

VI. Determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable.

The Contracting Officer will be able to determine that the anticipated cost to the Government will be fair and reasonable by utilizing FAR 15.404-1 procedures.

Comparing the prices paid for similar services under the predecessor contract.

This comparison will account for any differences in scope, labor categories, and economic conditions. Additionally, an analysis of the proposed labor rates for medical professionals will be evaluated against available market data within the region.

VII. Description of the market research conducted and the results, or a statement of the reasons market research was not conducted.

Market research was conducted by looking at the previous requirement/contract package and through TRICARE's authorized provider listing.

Previous requirement/contract had seven (7) businesses provide proposals. Only four (4) of those were considered complete proposals. Of those, only one (1) -- SMC -- was found technically acceptable by being able to provide a FTE filling strategy. It was also the only one that was TRICARE affiliated.

A review of TRICARE's authorized provider listing indicates there are only two (2) providers within the Riyadh area: SMC and Barrington Behavioral Health. Barrington Behavioral Health does not provide the full scope of medical services USMTM needs. Moreover, while there are three (3) other hospitals within the Kingdom of Saudi Arabia that are TRICARE authorized providers, these hospitals only do business in the cities in which they are located (e.g., Jeddah, Dhahran, and Hofuf). Consequently, SMC is the only TRICARE affiliated provider in the Riyadh area able to provide the required services.

A sources sought was posted on SAM.gov. Two (2) companies provided capabilities statements: RV Global Solutions and BHPE, LLC. Both companies are US-based companies with various past performances ranging from laboratory services, material coordination logistics, MIL-packaging, and parts manufacturing. Neither company provided documentation indicating they are authorized to do business (or have previously done business) in the Kingdom.

VIII. Any other facts supporting the use of Other Than Full and Open Competition.

N/A

IX. List of any sources that expressed, in writing, an interest in the acquisition.

N/A

X. A statement of the actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisitions for the supplies or services required.

N/A

XI. Certification by the Contracting Officer.

As evidenced by my signature above, I certify that this justification is accurate and complete to the best of my knowledge and belief.

XII. Certification by the technical/requirements personnel.

As evidenced by our signature(s) above, I (we) certify that any supporting data contained herein, which is our responsibility, is both accurate and complete.