

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

CONTRACT NO: DCCB-2007-C-0030
CAPTION: Genetic Testing
PROPOSED CONTRACTOR: Bostwick Laboratories
PROGRAM AGENCY: Office of the Attorney General, Child Support Services Division (OAG/CSSD)
AUTHORIZATION: D.C. Official Code §2-354.04, 27 DCMR 1304 and 1700

1. MINIMUM NEED:

The District of Columbia Government, Office of Contracting and Procurement on behalf of the Office of the Attorney General, Child Support Services Division (OAG/CSSD) is seeking the services of a Contractor to provide genetic testing for approximately 4000 specimens per year. Genetic testing shall be provided to mothers, putative fathers and all identified children.

The period of performance is expected to be from October 1, 2012 through September 30, 2013.

2. ESTIMATED REASONABLE PRICE:

The estimated value of the contract for the period of October 1, 2012 through September 30, 2013 shall be \$150,000.00.

3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

- A. The current contract expires on September 30, 2012 and there are no remaining options. A competitive solicitation was issued on the open market on August 7, 2012 for the required services. Proposals were due in response to the solicitation on September 6, 2012. However, on September 6, 2012, no proposals were received in response to the solicitation. Therefore, additional time is required to investigate why potential Offerors did not submit a proposal in response to the solicitation and to issue a new solicitation with a revised scope of work and evaluation criteria, if required.
- B. Bostwick Laboratories has satisfactorily performed the required genetic testing services for the past five years and is familiar with the specific requirements.

- C. Interruption of this service would prevent the District from assists families in locating absent parents, establishing paternity, establishing orders for child and medical support, enforcing delinquent orders of support, seeking modification of orders, and making determinations of whether non-custodial parents of Temporary Assistance for Needy Families (TANF) recipients should be referred to Welfare-to-Work programs. OAG CSSD performs all legal and programmatic functions associated with the District government's child support program.
- D. The Office of Contracting and Procurement expects to award a new contract for these services on or before August 2013.
- E. Award of the contract extension under contract DCCB-2009-C-0030 is the only way to ensure that this services continue to be provided without interruption. The extension of the sole source contract is the most advantageous method of fulfilling the District's need, when price and other factors are considered. Bostwick Laboratories has agreed to provide services under the terms and condition of the current contract with at the same price offered during option year four.
- F. It is not feasible or practical to seek competition at this time. There is no indication that the District would receive offerors and or a lower price. OCP could not conduct a procurement under D.C. Code §2-303.03 in time to award a replacement contract since the present contract is scheduled to end on September 30, 2012.

4. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete.

Date

Irvin B. Nathan, Attorney General
Office of the Attorney General

5. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that [no response was received] [the response received was rejected because _____]. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

Yvette Henry
Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

James D. Staton, Jr.
Chief Procurement Officer