

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

AGENCY: Department on Disability Services
CAPTION: Psychiatric Consulting Services
CONTRACT NO.: DCJM-2012-P-To Be Determined
CONTRACTOR: Dr. Ronald J. Koshes

FINDINGS

1. AUTHORIZATION:

D.C. Official Code § 4-404(b), 27 DCMR §§ 1802.7 and 1702.

2. MINIMUM NEED:

The Department on Disability Services (DDS), Development Disabilities Administration (DDA), requires the immediate services of a Board Certified Psychiatrist with a minimum of five years of experience providing community-based services to individuals with intellectual and developmental disabilities. The Contractor shall have experience working in the context of a class action lawsuit, be familiar with the issues surrounding the more than 35-year old case of *Evans v. Gray*, and shall have credibility with and be acceptable to the plaintiffs, Court Monitor, Independent Compliance Administrator and other *Evans* stakeholders. The contractor shall provide clinical consultation to DDA on the treatment of specific individuals, be immediately available to conduct psychiatric medication reviews, participate as a member of the DDA Restrictive Control Review Committee (DDA-RCRC), and provide selected training and other technical assistance at the request of DDA for a one-year period with options for up to two more years.

3. ESTIMATED REASONABLE PRICE:

The estimated annual price is \$93,750.00 based upon 300 hours at the Contractor's established hourly rate of \$312.50 for professional services. The rate includes preparation and travel time as well as all indirect costs and fees and is deemed fair and reasonable considering the unique qualifications of Dr. Koshes.

4. FACTS THAT JUSTIFY SOLE SOURCE PROCUREMENT

Dr. Ronald J. Koshes is a Diplomate of the American Board of Psychiatry and Neurology and Distinguished Fellow of the American Psychiatric Association, having been certified as having advanced training and experience in the practice of Psychiatry followed by passing an intensive examination by a national board of senior specialists.

Dr. Koshes has over 20 years of experience providing community-based services to individuals with intellectual and developmental disabilities, is experienced working in the

context of a class action lawsuit, and is familiar with the issues surrounding the case of *Evans v. Gray*, which is nearing conclusion. For the past five years, Dr. Koshes has been a key consultant to the District of Columbia Health Care Resources Partnership under the Georgetown University Center for Child and Human Development. He therefore has the credibility and is acceptable to the plaintiffs, Court Monitor, Independent Compliance Administrator and other *Evans* stakeholders.

Dr. Koshes has provided clinical consultation to DDA on the treatment of specific individuals, conducted psychiatric medication reviews, participated as a member of the DDA Restrictive Control Review Committee (DDA-RCRC), and provided selected training and other technical assistance at the request of DDA.

No other contractor who meets all of the requirements is known to the Department. A notice of intent to award a sole source contract to Dr. Koshes was posted to the Office of Contracting and Procurement website on July 20, 2012. After posting for ten days, no other contractor has challenged the notice.

There is no other source reasonably available to perform the required services within the time period needed.

5. PERFORMANCE

The period of performance for this contract shall be for one year from date of award with options for up to three years.

6. CERTIFICATION BY DIRECTOR OR DESIGNEE:

I hereby certify that the above findings are true, correct and complete to the best of my knowledge.

Date

Laura L. Nuss
Director
Department on Disability Services

DETERMINATION

Based on the findings and certifications set forth, I hereby determine that the sole source method of procurement is justified for the time period stated.

Janice Parker Watson
Chief Contracting Officer

Date