

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

CONTRACT NO: RQ805549
CAPTION: FY13-FB0-Vidacare EZ-IO Needles
PROPOSED CONTRACTOR: Vidacare
PROGRAM AGENCY: Fire and Emergency Medical Services

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700 and 1701

2. MINIMUM NEED:

The District of Columbia Department of Fire and Emergency Medical Services (FEMS), needs to order a large quantity of Intraosseous Needle Sets (“EZ-IO infusion systems”) in sizes 15mm, 25mm and 45mm from the manufacturer of this product, the Vidacare corporation. This is needed by (FEMS) to quickly establish a stable and secure vascular access with appropriate patients.

3. ESTIMATED REASONABLE PRICE:

The estimated reasonable cost for this procurement is one hundred and five thousand, two hundred and sixty dollars (\$105,260.00).

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

The last phase of Vidacare’s direct sales plan took in effect on November 1, 2011 as Vidacare now sells direct in the Mid- Atlantic and Southeast regions. All sales in Delaware, Florida, Georgia, Maryland, North Carolina, South Carolina, Virginia, Washington, DC and southern West Virginia must be made directly with Vidacare. Therefore, no vendors or resellers are permitted to market, sell, and/or service customers within these states who are using the EZ-IO infusion systems or who desire to purchase these systems.

Vidacare is the sole manufacturer of the EZ-IO intraosseous infusion system and no other battery powered IO product is currently available in the marketplace. Therefore, per

manufacturer supported documentation, the EZ-IO needles are the only needles compatible with the system.

Vidacare also has the sole source responsibility for sales and service of the EZ-IO products in Washington, DC. Therefore, Vidacare's prices do not include any third party markup: FEMS intends to utilize this opportunity to save on cost and plan for current and future needs.

5. CERTIFICATION BY AGENCY HEAD:

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

May 10, 2013
Date

Kenneth Ellerbe
Kenneth Ellerbe
Chief, D.C. Department of FEMS

6. 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 27 DCMR 1304 and that:

No Response Was Received _____ OR

The Received Response Was Rejected Because: _____

I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

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