

MISSISSIPPI STATE DEPARTMENT OF HEALTH
Notice of Proposed Sole Source Purchase #0301-34
RFx # 3150001091

The Mississippi State Department of Health anticipates purchasing the item(s) listed below as a sole source purchase. Anyone objecting to this purchase shall follow the procedures outlined below.

Commodity or commodities to be purchased (make, model, description):

- PARAGARD® T380A is a copper-releasing device (intrauterine device, IUD) used to prevent pregnancy for up to 10 years.

Explanation of the need to be fulfilled by this item(s) and why it is the only one that can meet the specific needs of the department:

- PARAGARD® T380 A is a nonflexible, nonsynthetic intrauterine contraceptive device used in populations who do not tolerate hormone-based intrauterine (IUD) contraceptive devices.

Name of company/individual selling the item(s) and why that source is the only possible source that can provide the required item(s):

- Paragard Direct® is the only company in the United States marketing and manufacturing a copper-releasing intrauterine contraceptive. No other companies make a similar intrauterine contraceptive device. The ParaGard® Direct Program of Teva Women's Health, Inc. is the sole distributor of ParaGard® T380A.

Estimated cost of item(s) and an explanation why the amount to be expended is considered reasonable:

- A price quote, obtained August 9, 2017 and valid through November 15, 2017, is \$249.35 per single IUD unit. The quantity of 60 Paragard® T380A units requested to order is the approximate quantity dispensed by the MSDH Pharmacy each of the last two years. This price is comparable to the historical cost of the unit (\$247.83 October 2016, \$264.43 January 2017, and \$255.88 June 2017).
- The Mississippi State Department of Health Pharmacy purchases IUDs through federal 340B drug pricing program under the Title X federal grant program. Although not therapeutically substitutable products because each IUD listed in the table below are hormone-based (see second question above), cost of other IUDs under the 340B program are

Product	340B cost per unit
Liletta®	\$50.00

Mirena®	\$336.00
Sykla®	\$399.00
Kyleena®	\$575.46

Explanation of the efforts taken by the department to determine this is the only source and the efforts used to obtain the best possible price:

- Paragard Direct® is the only company in the United States marketing and manufacturing a copper-releasing intrauterine contraceptive. No other companies make a similar intrauterine contraceptive device. The ParaGard® Direct Program of Teva Women's Health, Inc. is the sole distributor of ParaGard® T380A.
- All applicable purchase options through our state contracted and other pharmaceutical wholesalers and all applicable discounts were explored and applied.

Any person or entity that objects and proposes that the commodity listed is not sole source and can be provided by another person or entity shall submit a written notice to: Jennifer Dotson, Mississippi State Department of Health Purchasing Department, 570 E. Woodrow Wilson, Room 134 Underwood Building, Jackson, MS 39216 or P. O. Box 1700, Jackson, MS 39215-1700.

Responses may be hand delivered, via regular mail, overnight delivery or by e-mail: jennifer.dotson@msdh.ms.gov. The envelope or e-mail should reference the sole source number.

The notice shall contain a detailed explanation of why the commodity is not a sole source procurement. Appropriate documentation shall also be submitted if applicable. The enclosed form (OSS) may be used if you so desire.

If after a review of the submitted notice and documents, Mississippi State Department of Health determines that the commodity in the proposed sole source request can be provided by another person or entity, then Mississippi State Department of Health will withdraw the sole source request publication from the procurement portal website and submit the procurement of the commodity to an advertised competitive bid or selection process.

If Mississippi State Department of Health determines after review that there is only one (1) source for the required commodity, the Mississippi State Department of Health will appeal to the Public Procurement Review Board. Mississippi State Department of Health will have the burden of proving that the commodity is only provided by one (1) source.

Notices/objections, etc. will be accepted at any time prior to: _Wednesday, September 13, 2017, at 3:00 p.m. (CST/DST).

Liddell, Felicia

AUG 15 2017

From: aa-ICS-ParaGard [paragard@icsconnect.com]
Sent: Wednesday, August 09, 2017 10:37 AM
To: Liddell, Felicia; aa-ICS-ParaGard
Subject: RE: QUOTE

Good morning Felicia,

Here is your quote for 60 Paragard IUD's.

Account: **MISS STATE DEPT OF
HEALTH PHARMACY**

Shipping Address:
MS STATE DEPT OF HEALTH PHARMACY
3156 LAWSON STREET
JACKSON, MS 39213
Phone: (610) 713-3457
Fax: (601) 364-2670
Email:

Item#	Description	NDC/Product #/UPC	Qty	Unit	Unit Price	Amount
28549	PARAGARD T380A SINGLE Mfr: TEVA WOMEN'S HEALTH, INC	51285-0204-01	60	Each	\$249.35	\$14,961.00
NET TOTAL:						\$14,961.00

QUOTE ONLY

Thank you,
Audra Razaghipoor
Customer Service Rep II - Paragard Direct
Integrated Commercialization Solutions (ICS)
P: 877-727-2427 Opt. 1
F: 800-299-8332

From: Liddell, Felicia [mailto:Felicia.Liddell@msdh.ms.gov]
Sent: Wednesday, August 09, 2017 10:02 AM