



PROCUREMENT JUSTIFICATION FORM (PJF)

This form must accompany all contract requests and sole source requisitions (RQS) over \$5,000 submitted to the Office of State Procurement Services.

INSTRUCTIONS: Please provide the requested information in the white spaces below. All responses (except signatures) must be typed; no hand-written forms will be accepted. See the guidance document posted with this form on the Procurement Services intranet site (Forms page) for additional instructions.

PART I: OVERVIEW			
Department Office/Division/Program:		Environmental Protection	
Department Contract Administrator or Grant Coordinator:		Chris Swain	
(If applicable) Department Reference #:			
Amount: (Contract/Amendment/Grant)	\$ 75,000	Advantage CT / RQS #:	CT #20250627*3280
CONTRACT	Proposed Start Date:	8/1/2025	Proposed End Date: 7/31/2027
AMENDMENT	Original Start Date:		Effective Date:
	Previous End Date:		New End Date:
GRANT	Project Start Date:		Grant Start Date:
	Project End Date:		Grant End Date:
Vendor/Provider/Grantee Name, City, State:		TechLaw, Inc Chantilly, VA	
Brief Description of Goods/Services/Grant:		Contractor Oversight, data validation, reporting at Mallinckrodt RCRA Corrective Action Site	

PART II: JUSTIFICATION FOR VENDOR SELECTION			
Check the box below for the justification(s) that applies to this request. (Check all that apply.)			
<input type="checkbox"/>	A. Competitive Process	<input type="checkbox"/>	G. Grant
<input type="checkbox"/>	B. Amendment	<input type="checkbox"/>	H. State Statute/Agency Directed
<input checked="" type="checkbox"/>	C. Single Source/Unique Vendor	<input type="checkbox"/>	I. Federal Agency Directed
<input type="checkbox"/>	D. Proprietary/Copyright/Patents	<input type="checkbox"/>	J. Willing and Qualified
<input type="checkbox"/>	E. Emergency	<input type="checkbox"/>	K. Client Choice
<input type="checkbox"/>	F. University Cooperative Project	<input type="checkbox"/>	L. Other Authorization

Please respond to ALL of the questions in the following sections.

PART III: SUPPLEMENTAL INFORMATION

1. Provide a more detailed description and explain the need for the goods, services or grant to supplement the response in Part I.

The DEP, BEP, and Superior Court Orders for this site require that an oversight contractor be retained to provide field oversight and to document progress at the site. TechLaw was first selected (via competitive bid) in 2010 and has been providing high quality oversight and reporting since that time. There have been several periods of inactivity that have delayed completion of the necessary remediation beyond the Department's or TechLaw's control, but significant portions of the site have yet to be remediated. TechLaw has a superior understanding of site conditions, including groundwater models for the site and historic documentation of work to date. At present, the site appears to be at an impasse and legal action is probable. If so, TechLaw staff would assist the AG's office with site chronology, documentation, and as expert witnesses.

2. Provide a brief justification for the selected vendor to supplement the response in Part II. Reference the RFP number, if applicable.

The selected vendor has approximately 15 years of site specific experience that no other vendor has, or could acquire in a reasonable time or cost. Due to factors beyond the Department's or TechLaw's control, additional remediation (and possible litigation) remains to be completed at the site. TechLaw's site experience makes them uniquely qualified to do this work of contractor oversight, sampling and data validation, reporting/documentation, and to assist with any necessary litigation.

3. Explain how the negotiated costs or rates are fair and reasonable; or how the funding was allocated to grantee.

The vendor has agreed to limit rates to a 3% increase from current (2021) rates.

4. Describe the plan for future competition for the goods or services.

This work is typically competitively bid (as this one was). It is extremely unusual for contracted work to continue for this length of time, but the specific circumstances in this instance lead the DEP to believe that sole source is the most efficient (both time and cost) path forward.

PART IV: AMERICAN RESCUE PLAN ACT (ARPA) / MAINE JOBS & RECOVERY PLAN (MJRP)

Does this request utilize ARPA/MJRP funds?

☐ Yes, MJRP funds (023) – If Yes, please attach the approved Business Case(s).

☐ Yes, ARPA funds (025) – If Yes, please be aware of the requirements from awarding federal agencies.

☒ No – If No, proceed to Part V.

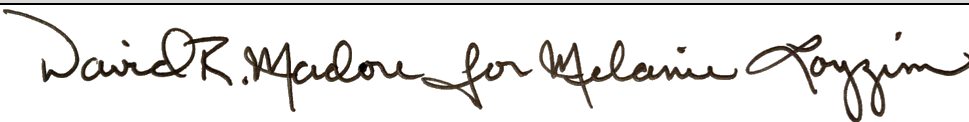

PART V: CONFLICTS OF INTEREST (COI); CONTRACT WITH THE STATE

Maine law contains Conflict of Interest statutes directed to State Departments, State Officers, and Employees Generally under MRS [Title 5, §18](#) and [§18-A](#), in harmony with MRS [Title 17, §3104](#).

☒ The requesting department signatory understands and acknowledges Maine's Conflict of Interest statutes.

PART VI: APPROVALS

The signatures below indicate approval of this procurement request.

Signature of requesting Department's Commissioner (or designee):			
Typed Name:		Date:	07/16/2025
Signature of DAFS Procurement Official:	<small>DocuSigned by:</small>  <small>891CE7A1493D45B...</small>		
Typed Name:	Martha Verhille	Date:	7/17/2025