

# SSJA Redacted

Tuesday, December 03, 2013  
2:45 PM

Attachment 2: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

640-14-1-032-0002

Dispatch System, Radio, and Repeater Equipment

1. **Contracting Activity:**  
Department of Veterans Affairs, VHA Network Contracting Office 21 (NCO 21) for VISN 21, Palo Alto Health Care System (PAHCS) requests approval of a Justification for Other than Full and Open Competition for the medical gases required by in 640-14-1-032-0002.
2. **Nature and/or Description of the Action Being Processed:**  
This action limits competition for the acquisition of the Zio™ Patch device for the PAHCS. NCO 21 intends to award a new firm-fixed price order with an estimated quantity to obtain these items contract action for one base period and up to four option periods of one year each.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**  
The PAHCS requires the following item for one base period and up to four option periods. Please note quantities are estimated.:

Base Period,  
Award to 9/30/2014  
Zio™ Patch with associated report, 424 EA

Option Period 1  
10/01/2014 to 09/30/2015  
Zio™ Patch with associated report, 424 EA

Option Period 2  
10/01/2015 to 09/30/2016  
Zio™ Patch with associated report, 424 EA

Option Period 3  
10/01/2016 to 09/30/2017  
Zio™ Patch with associated report, 424 EA

Option Period 4  
10/01/2017 to 09/30/2018  
Zio™ Patch with associated report, 424 EA

The total estimated amount for this requirement is a maximum of [REDACTED] over one base period and up to four one-year options.

**4. Statutory Authority Permitting Other than Full and Open Competition:**

41 USC §253(c)(1), as implemented by FAR 6.302-1(c).

( X ) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements, Application for Brand Name Description per FAR 6.302-1(c);

**5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

The authority cited in paragraph 4 must be used because the iRhythm monitoring service utilizes a unique 2 inch (width) x 4.5 inches (length) bandage like device, the Zio™ Patch, a long-term cardiac rhythm monitor that provides continuous monitoring for up to 7-14 days (significantly longer than the time period of a typical Holter). The Zio™ Patch is a waterproof, wire-free device. It is easy-to-wear, single-use continuous ambulatory cardiac rhythm monitor that yields high-quality diagnostic information while providing greater patient comfort and improved compliance.

Reports are generated from the patches once a patient sends the device back to the cardiac monitoring center and is then provided to the cardiologist for review.

iRhythm is the only company that provides devices of this sort.

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**

This action will be synopsised to the GPE as required by FAR 5.201 using a J&A Notice.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:**

The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A Price Negotiation Memorandum (PNM) will detail how the Government has determined that the anticipated costs will be fair and reasonable.

As this item has been determined to be commercial, cost or pricing data will not be required. Pricing techniques such as are described in FAR 13.106-3(2), will be used to establish price fairness and reasonableness.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:**

a. In accordance with FAR 10, market research has been conducted for this acquisition. The following techniques were used:

i. Contacting knowledgeable individuals in Government an industry regarding market capabilities to meet requirements:

1. [REDACTED]

ii. Other

1. Searching SBA Dynamic Small Business Search using the term "holter patch."

a. No results returned

2. Searching Vetbiz term "holter and patch."

a. No Results returned

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:**

By providing a longer time period of continuous recording, the Zio™ Patch improves the likelihood of capturing arrhythmias and provides for an equal or higher diagnostic yield versus other devices on the market.

The Zio™ Patch is 100% recyclable. No part of the device will end up in a landfill, minimizing the impact of disposable devices on the environment.

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**


The following sources have expressed an interest in this requirement to provide the brand-name equipment specified:

iRhythm Technologies, Inc.  
650 Townsend St.  
Ste 380  
San Francisco, CA 94103

11. **A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:**

Once firms offering comparable products have entered the market, the VA will be able to compete procurements.

12. **Requirements Certification:** I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.

Signature: 

11/13/13  
Date

Name: 

Title: 

13. **Approvals in accordance with FAR 6.304**

a. **Contracting Officer's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



DANIEL E. CZECH  
Contracting Officer  
NCO 21

11/15/2013  
Date

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- b. **NCM/PCM (Required \$3K and above):** I certify the justification meets requirements for other than full and open competition.



PATRICIA BENSON  
Network Contract Manager Designee  
NCO 21

11/15/2013  
Date