

Attachment 2: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

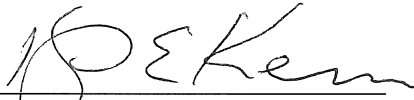
For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 11, VA NIHCS, Marion, IN 46953. 2237 transaction number 610-14-2-176-0097
2. **Nature and/or Description of the Action Being Processed:** Emergency repair, Muncie CBOC, CR Reader EE28743
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Emergency repair, Muncie CBOC CR Reader EE28743, Control Display Assembly and IEB-Board, \$4,707.77
Carestream Health Inc., 150 Verona Street, Rochester, NY 14608 Delivery date: 01/14/2013
4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - () (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
 - (X) (2) Unusual and Compelling Urgency per FAR 6.302-2;
 - () (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
 - () (4) International Agreement per FAR 6.302-4
 - () (5) Authorized or Required by Statute FAR 6.302-5;
 - () (6) National Security per FAR 6.302-6;
 - () (7) Public Interest per FAR 6.302-7;
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** OEM contractor required for compelling need due to patient safety. No patients can be X-Rayed at this CBOC so they are turning them away, a direct effect of patient care.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Only one, since it is this survey of the market place that confirms our assumptions regarding the capability of industry to meet our needs. There was no solicitation due to the urgent nature of the request. It affects patient care and therefore needs to be repaired immediately.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Have dealt with this contractor for the life of the equipment. Their past maintenance and service prices have always been fair and equitable. Last repair 610-C42565 \$6,977.74 same equipment, but at the Marion location.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** This is the sole contractor who has continually maintained

this equipment and is trusted. Their pricing is fair and reasonable and their response time is impeccable. No additional market research as this needs to be repaired immediately and time does not permit.

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** This is an emergency repair, this equipment is vital for patient care. There is currently no capability to read X-Rays at this facility.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None
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:**
Establish a Full Service Agreement to maintain this equipment in the future. Cost effective
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.


Name: Kip E Kern
Title: Biomedical Equipment Support Specialist
Facility: VA NIHCS Marion

Date: 01/13/2014

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.

Name
Title
Network 11 Contract Office

Date

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

Name
NCM/Supervisory Contract Specialist (as appropriate)
Network 11 Contract Office

Date

- c. **SAO(if over \$500K)**: I certify the justification meets requirements for other than full and open competition.

Ricky L. Lemmon
SAO Director
Central Region

Date

- d. **VHA HCA Review and Approval**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$10 million) or approve (\$500K to \$10 million) for other than full and open competition.

NORBERT S. DOYLE
Chief of Procurement and Logistics Officer
VHA, Head of Contracting Activity

Date

- e. **VA Deputy Senior Procurement Executive Approval (over \$10 million but not exceeding \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

C. FORD HEARD
Deputy Senior Procurement Executive (DSPE)
Office of Acquisition and Logistics
Department of Veterans Affairs

Date

- f. **VHA Senior Procurement Executive Approval (over \$50 million)**: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

JAN R. FRYE

Date

Deputy Assistant Secretary for Acquisition and Logistics

Senior Procurement Executive (SPE)

Department of Veterans Affairs