

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval

#### For

#### Other Than Full and Open Competition

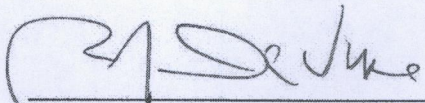
1. **Contracting Activity:** Department of Veterans Affairs, VISN 15, VA St. Louis Health Care System (657); Network Contracting Office (NCO) 15; 657-14-2-8543-0155
2. **Nature and/or Description of the Action Being Processed:** Firm fixed price, one time buy. This requirement has an unusual and compelling urgency. Without this equipment, the primary doctor will reduce the number of procedures he performs which will negatively impact the Veterans' healthcare and will cause additional expense to the Government.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Two 19" Philips monitors and accompanying cart to interface with our integrated Philips Allura Xper FD fluoroscopic system. These are new equipment and are not replacing any existing equipment.
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):** The current set-up in our Philips interventional radiology (IR) suite has been deemed ergonomically unsafe by our Medical Center's Occupational Medicine staff. Physicians performing IR procedures in the suite must perform their work in a very awkward position; they have to keep their head turned at a near 90 degree angle for almost the entire procedure, some of which can take up to three hours to perform. The neck strain they are forced to endure can be debilitating and could cause permanent injury which would lead to a very expensive Workman's Compensation settlement. The primary IR doctor has told us that he is going to reduce the number of procedures he performs to one per day from an average of three until the Medical Center procures portable monitors for the Philips IR suite. The monitors will allow the doctor to maintain a normal stance as he performs procedures. Since most IR procedures are **NOT** elective, the Medical Center will have to fee base out the care at \$10K to \$30K per patient, approximately three to four patients per week. Monitors must be Philips brand because maintenance for the fluoroscopic suite and existing Philips (Allura Xper FD series) system is under

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STL – Phillips Monitors and Carts

contract with Philips, and they will not install a monitor cart to the Philips system that is not certified as a Philips part. Installing a non-Philips part would void the contract and warranty.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** The alternative to not purchasing Philips monitors is to buy a whole new IR suite that is ergonomically correct. The total cost of a new IR suite would be in the range of \$750K and up to \$1M if extensive modification to the room is necessary for installation.
7. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** As described in Section 5, to purchase other than the Phillips products would cause the current service contract and warranty to become null and void which has the potential to cost the Government a tremendous amount if repairs are needed in the future.  
In order to preclude adverse impact to the Veterans' care and additional cost to the Government, full and open competition will not be obtained.
8. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The price referenced was calculated independently and shall be considered as the Independent Government Cost Estimate (IGCE). Price is deemed fair and reasonable when compared to similar items on the market.
9. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Monitors must be Philips brand because maintenance for the fluoroscopic suite and existing Philips (Allura Xper FD series) system is under contract with Philips. Philips will not install the monitors and cart to the Philips system that is not certified as a Philips part. Installing a non-Philips part would void the contract and warranty.
10. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** N/A
11. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** See section VI above.
12. **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:** N/A
13. **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.



Ronald J. DeVine, MHA, MS  
Administrative Officer  
VA St. Louis Health Care System

3/27/14

Date

1. **Approvals in accordance with FAR 6.304** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

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

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Penny J. Capps  
Contracting Officer  
Network Contracting Office (NCO) 15

Date

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

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Christine L. Scena  
Director of Contracting  
Network Contracting Office (NCO) 15  
VISN 15

Date

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Kay Brundage

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