

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 08, C.W. Bill Young Healthcare Center (516).
516-14-3-213-0140

2. **Nature and/or Description of the Action Being Processed:** This justification for an "Other Than Full and Open Competition", seeks approval to proceed with the "Brand Name Justification" for additional and replacement Stryker Laparoscopes. This is highly specialized medical instrumentation for use within the operating room of the C.W. Bill Young Medical Center. The laparoscopes need to be placed into service as soon as possible to prevent surgery cancellations and delayed patient care. The Biomedical Engineering department is qualified to repair this model of laparoscopes and our smart OR's are currently set up for use to utilize and integrate with Stryker laparoscopes. The RME Committee and Infectious Control Committees have also reviewed and approved these particular models of scopes for use in our OR's and for the ability to reprocess with the current SPS equipment, SOP's and end user SOP's. The scopes are needed to maintain Sterile Processing Services inventory due to increased patient load and cleaning of the current Stryker laparoscopes at the facility.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The facility wishes to procure additional and replacement Stryker Laparoscopes. The Stryker Laparoscopes are made with high quality sapphires and the latest rod lens technology for excellent transmission and detail recognition. Stryker Laparoscopes are made with a triple tube shaft design to enhance durability. The following items are necessary to fulfill the requirement:

QTY	Mnf Item #	Description	UM
4	0502-555-010	5MM LAPAROSCOPE AUTOCLAVA - 1 EA	EA
4	0502-555-030	5MM LAPAROSCOPE AUTOCLAVA - 1 EA	EA
4	0502-457-010	10MM A/C LAPAROSCOPE AMD DIS DUP	EA
4	0502-457-030	10MM A/C LAPAROSCOPE AMD DIS DUP	EA

Total: \$60,805.84

Required Characteristics of autoclavable laparoscopes:

Outer Diameter	Direction of View	Working Length	Qty
5MM	0 Degrees	30CM	4
5MM	30 Degrees	30CM	4
10MM	0 Degrees	30CM	4
10MM	30 Degrees	30CM	4

- Must be integratable with Stryker OR systems, accessories & Stryker laparoscopes trays
- One Year Warranty
- Laparoscopes must be compatible with Stryker endoscopy equipment
- Refund policy within 90 days
- Made with a triple tube shaft

4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - (X) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
 - () (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):** We are seeking to procure additional and replacement Stryker laparoscopes. Additional equipment of the same manufacturer must be procured in order to provide direct patient care. Standardization of the equipment and approved reprocessing procedures will eliminate any issues in delayed patient care. Staff are properly trained on the use of this equipment from physicians, nursing, to SPS technicians. There are SOP's written by SPS for reprocessing and the proper cleaning of this equipment due to the nature of it being reusable medical equipment.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This is additional and replacement equipment to support direct patient care. Any other manufacturer will not fulfill this requirement. This is a brand name justification due to the equipment that it must integrate with and the equipment that the facility currently utilizes and the reprocessing procedures that have been approved and are currently established. The OEM must be purchased in order to standardize the surgical trays. The only approved small business distributor for Stryker to the US Government is American Medical Depot, whom is the VISN 8 prime vendor. The quote has been provided by AMD.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Anticipated cost to the US Government after discount is \$60,805.84 for the laparoscopes. These scopes are currently utilized at the facility and not additional costs will be incurred to training staff or purchase additional equipment to integrate the laparoscopes with existing Stryker equipment in the OR's.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Contacted American Medical Depot and Stryker regarding laparoscopes options and compatibility of existing equipment at Bay Pines with other laparoscopes. Another manufacturer will not fulfill this requirement due to the integration, reprocessing and staff familiarity/training at the current time.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** This request has been reviewed by the equipment committee, RME committee and infectious control group to ensure that it meets all standards for patient safety, sterilization, training and inventory at our facility.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** Stryker and AMD, AMD is the sole small business distributor that may exclusively sell Stryker products to the US Government.
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:** No other actions are planned at this time. Stryker is the standard for laparoscopic equipment at our facility by the surgical, sps, biomedical staff. There has been high success with the Stryker laparoscopies equipment.
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.



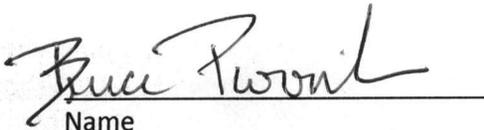
4/23/14

Jim Brown
System Analyst/SPS
C.W. Bill Young Healthcare Center

Date

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.

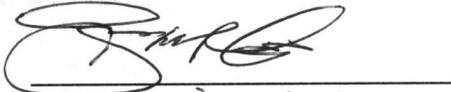


5 / 6 / 14

Date

Name
Contracting Officer
Facility

- b. **Product Line Supervisor (PLS):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



5/6/14

Date

Name *Brian Maclean*
Contracting Supervisor
Facility

- c. **DNCM/NCM:** (SAT to \$500,000) I certify the justification meets requirements for other than full and open competition.

Mitchell Thomas
Network Contract Manager
VISN 8

Date

- d. **SAO:** I certify the justification meets requirements for other than full and open competition.

Jeff Ryan

Date