

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, VISN 11, Ann Arbor, Danville, Detroit, Indianapolis, NIHCS and Saginaw Medical Centers 583-14-3-179-0599, 506-14-3-1527-0577, 550-14-3-029-0850, 553-14-3-063-0102, 655-14-3-113-0351, 610-14-3-176-0285

2. **Nature and/or Description of the Action Being Processed:** Six (6) Spacelabs interface connections added to existing system for Anesthesia Record Keeping (ARK) project – Spacelabs Medical Inc., 5150 220th Ave SE, PO Box 7018, Issaquah, WA 98029.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Ann Arbor, Danville, Detroit, Indianapolis, NIHCS and Saginaw - Six (6) Spacelabs interface connections added to existing system for Anesthesia Record Keeping (ARK) project. Total: \$60,750.00 (\$10,125.00 per sight). POP: July 11, 2014.

(b) **ESTIMATED DOLLAR VALUE:** \$60,750

(c) **REQUIRED DELIVERY DATE:** 7/11/14

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;
- (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):** This is an additional interface to an existing system needed. There are no other vendors who can provide the proprietary licenses and interfaces with the existing Spacelabs bedside monitoring system. The new interface must be a Spacelabs interface to allow for connection to the bedside monitoring system.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** No other vendor can provide the service. Spacelabs was contacted to affirm no other vendor can provide this.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The additional interface is needed at each medical center who will be installing an ARK system. The vendor has provided a 25% discount from market price for the VA. Based upon the necessity and proprietary nature, the cost of \$60,750 has been determined to be fair and reasonable for the six sites.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** No other vendor can provide the service. Spacelabs was contacted to affirm no other vendor can provide this.

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

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

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:** In the future, the agency will continue to evaluate if more than one responsible source is available for this requirement.

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: Jennifer DeFrancesco
Title: Chief Biomedical Engineer
Facility: VISN 11

5/22/14
Date

13. **Approvals in accordance with FAR 6.304** *This part if filled out by Contracting Staff as part of the Justification*

- 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 Contracting Office

Date

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

Name
Director of Contracting/Supervisory Contract Specialist (as appropriate)
Network 11 Contracting Office

Date

- c. **SAO(If over \$650K):** 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 \$12.5 million) or approve (\$650K to \$12.5 million) for other than full and open competition.

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

Date

- e. **VA Deputy Senior Procurement Executive Approval (over \$12.5 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)
Assistant Secretary for 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
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs

Date