

Version 1, 6 May 2011

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 08, James A Haley Medical Center 13000 Bruce B. Downs, Tampa, FL 33612 Nursing Admin (118) 673-14-2-084-0110).
2. **Nature and/or Description of the Action Being Processed:** This is a Firm Fixed Price request to purchase Neptune 2 Ultra Rover. This is a totally closed fluid waste management and smoke evacuation system consisting of a rover and docking station. The mobile Rover unit collects surgical waste in the operating room and then quickly disposes of the fluids through the Docking Station with virtually no exposure to healthcare workers. Capable of smoke and fluid evacuation at the same time, Neptune 2 Ultra provides efficient waste collection and disposal while reducing O.R. personnel and patient exposure to surgical fluid. The estimated cost to the Government is \$43,478.55.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** This is a request for other than full and open competition for the procurement of these critical instruments from Stryker. We have the same docking station used in the operating room and want to provide a seamless approach to care. In addition, the urology design was based upon the theoretical framework of the Neptune system. The estimated cost to the Government is \$43,000.00 for two Neptune (\$15,500.00) and one docking system (\$12,477.00).
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):** Stryker Neptune 2 Ultra Rover is the only equipment that would work with the docking system being used at the hospital. Based upon market research conducted, Stryker has all the necessary features required for safe disposal of waste during surgery. Neptune 2 Ultra Fluid Management Cart contains the necessary features such as:

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7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The anticipated cost to the Government is \$43,478.55. A search in VISTA was conducted, unable to locate purchase order number in VISTA, however per American Medical Depot As well as Logistics the same equipment was purchased in the past. In addition, an online market research was conducted as well as Federal Supply Schedule (FSS), National Acquisition Center (NAC) and Federal Procurement Data System (FPDS). On line website produced negative results as far as price is concern, NAC and FSS produced negative results. This item is available as an open market item. FPDS has shown procurement of the same equipment purchased by other Government entities thru America Purchasing Services. VISN 246 purchased Stryker Rover for \$15,500.35 each. Reference purchase order #VA24612P3166, 541 Brecksville had purchased same equipment on 5/29/2013 for \$46,501.05 quantity 3 each @\$15,500.35. In addition, VA in Oklahoma City (635) had purchased the same equipment for \$43,478.55, \$15,500.35 each with one docking system @12,478.85 in 2011. The Dept. Of Navy also purchased three Rovers for \$43,478.55 and one docking system for \$12,477.85. The price offered by American Medical Depot for the price of \$43,478.55 for two units and one docking system is deemed fair and reasonable in accordance with FAR 13.106-3(a).

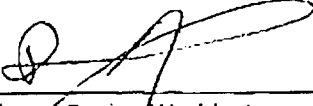
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Market researched conducted on line, GSA and NAC. Located other waste management products on line such as Dornoch Medical System Ultraflex Fluid Cart; however this product does not meet the Government's need based upon research conducted. Neptune system is the only brand that could satisfy James A. Haley's requirement. Per customer's market research of file, they have searched VISTA and Internet as well as other similar contracts. The market research also reveals that it was conducted by Logistics Chief Mr. Richard Pugh. I have conducted market research on line as well as other sites, I was not able to locate same product sold by other company. Based upon market research conducted, it is determined that Neptune Rover is the only product that could satisfy the Government's needs.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: See section 5

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: See Section 6 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: This is a brand name justification, competitive procedures will be utilized.

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.

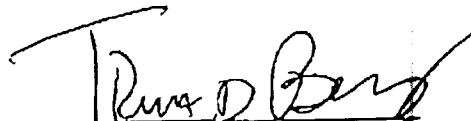

Name: Davion Washington
Title Supervisor-Inventory Management Specialist
Facility James A Haley VA Hospital

04/21/2014
Date

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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.

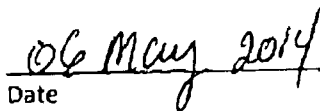


Name: Trina Berry

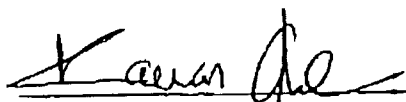
Title: Contracting Officer

Facility: 8875 Hidden River Parkway
Tampa, Fl. 33637

Date



- b. First Line Supervisor: I certify the justification meets requirements for other than full and open competition.



Name: Kawan Afre

Title: Supervisor/Commodities

Facility: 8875 Hidden River Parkway
Tampa, Fl. 33637

Date

