

DEPARTMENT OF VETERANS AFFAIRS

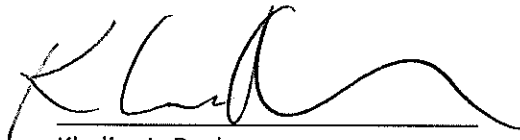
Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 11, Detroit Medical Center
The 2237# is 553-14-3-103-1935
2. **Nature and/or Description of the Action Being Processed:** This is a sole source request for Da Vinci Electrocautery Fenestrated Forceps ref # 420205. They are made and distributed by Intuitive Surgical, 1266 Kifer Road, Sunnyvale, CA 94086. The request for two each totaling \$8100. These items are required for use in the Operating Room and are needed for patient care.
3. **Description of Supplies/Services Required to Meet the Agency's Needs** The Da Vinci, Electrocautery Fenestrated Forceps are made by Intuitive Surgical and is a component of the Davinci Robot.
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):** The Da Vinci, Electrocautery Fenestrated Forceps are the only items that can be used with the Davinci Robot.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** No other sources exist as Intuitive Surgical is the only company to manufacture and distribute this specific item.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** These instruments were last purchased on P.O 553-G30004, under contract number VA240C-13-C-0004. The price of \$8100 total is fair and reasonable.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted** Market research has shown that Intuitive Surgical is the only vendor to distribute these instruments.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None
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: There are no know barriers to competition. These are propriety to Intuitive Medical.
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.


Khalisa L. Durham
Inventory Manager, Detroit VAMC

6/11/14
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.

Date

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

Name
Network Contract Manager
VISN/PCA X

Date

Title
Facility

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

Name
Director
Service Area Office, East

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 \$10million) or approve (\$500K to 10 million) for other than full and open competition.

Name
Chief Procurement and Logistics Officer
VHA Head of Contracting Activity (HCA)

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
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs

Date