

## DETERMINATION OF LIMITATION OF SOURCES

1. CONTRACTING ACTIVITY:

Department of Veterans Affairs, Consolidated Contracting Activity-VISN 21.

2. DESCRIPTION OF ACTION:

This action limits competition for the acquisition of Psychological Testing Materials for the VA Palo Alto Health Care System.

3. DESCRIPTION OF SUPPLIES/SERVICES:

The requested neuropsychological testing materials are testing protocols uniquely developed to assess individuals for cognitive impairment or deficits in attention, concentration, memory, and/or problem solving. The tests are used by Psychologists to assess and diagnose the source of impairments, for treatment plans, and help patients be more functional in the community based on testing results. The requested testing materials are considered to be the most efficient and accurate materials (based on clinical research, normed data, and validity/readability measures) with which to assess cognitive impairment, therefore making them the best materials to use in assessing Veterans for cognitive impairment. The tests are bound by copyright and therefore sold by very specific vendors such as PAR or Pearson, depending on the specific test.

The Purchase Request number is 640-14-4-027-0046.

4. AUTHORITY CITED:

FAR 13.106(b)(1), only one source is reasonably available because only one manufacturer's item will meet the Government's needs.

5. REASON FOR AUTHORITY CITED:

The authority cited in paragraph 4 must be used because only one manufacturer's item will meet the Government's needs.

6. EFFORTS MADE FOR SOLICITING FROM OTHER VENDORS:

Synopsis is not required in accordance with FAR 5.101(a)(1) in that the proposed contract action is under the \$25,000 threshold.

7. FAIR AND REASONABLE COST DETERMINATION:

The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A Price Negotiation Memorandum (PNM) will detail how the Government has determined that the anticipated costs will be fair and reasonable.

As this item has been determined to be commercial, cost or pricing data will not be required. Pricing techniques such as are described in FAR 15.404-1(b)(2), will be used to establish price fairness and reasonableness.

8. MARKET RESEARCH:

Market research was conducted by searching and reviewing the GSA website, FPDS, and eCMS. It was determined that this product is only available from Psychological Assessment Resources, INC (PAR).

9. SUPPORTING FACTS:

Any supporting data that is the responsibility of technical or requirements personnel (*e.g.*, verifying the Government's minimum needs or requirements or other rationale for limited sources) and which form a basis for the justification have been certified as complete and accurate by the technical or requirements personnel. The evidence for this is the "Technical Data to Support a Restricted Competition" in the contract file.

These items are specialized for the treatment of Veterans with psych/neuropsych difficulty, it is impossible to find another vendor. The material is copyrighted and purchasing from an alternate source might violate the copyright agreement.

10. LISTING OF SOURCES:

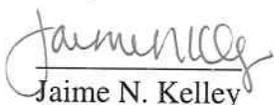
Psychological Assessment Resources, Inc. (PAR).  
16204 N. Florida Ave  
Lutz, Florida, 33549  
The company is a small business.

11. STATEMENT OF ACTIONS:

There is only one manufacturer that can provide the Psychological Testing Materials on the commercial market. I recommend a sole source solicitation to Veterans Healthcare Supply Solutions.

12. CONTRACTING OFFICER CERTIFICATION:

I hereby certify that this justification is accurate and complete to the best of my knowledge and belief.

  
Jaime N. Kelley  
Contracting Officer

08/20/2014

\_\_\_\_\_  
Date

  
Paul Griffin  
Branch Chief, Construction 2  
Contracting Officer  
US Department of Veterans Affairs  
Network Contracting Office 21 (NorCal)

8.20.2014  
Date

Approval / Disapproval