

**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 Medical Center, 2215 Fuller Road, Ann Arbor, MI 48105. Justification for Other Than Full and Open Competition. 2237 number is 506-14-4-118-1533.
2. **Nature and/or Description of the Action Being Processed:** This is a sole source request for *Zeiss OPMI Lumera microscope and accessories for the OR from Metro Medical.*
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**  
The OR has increased its workload by adding a second Ophthalmology OR two days per week and the current scope is not enough to support the increased demand. Government estimate is \$172,757.84. Delivery will be 10-12 weeks after receipt of order.
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):**  

The requested equipment is the same type that is currently in use in the Medical Center and by its affiliate, The University of Michigan Health System. The MD's have the proper training needed to operate this equipment. BioMed, who performs the maintenance on the existing equipment, can also handle any issues which arise with the new equipment. SPS already has a sterilization protocol in place for this equipment. Purchasing a different brand or model would interfere with patient safety and have increased costs while the services learn how to use the instruments that would be recovered through competition. Also, these instruments are interchangeable if an emergency arises. This equipment establishes uniformity within the Ann Arbor VA facility.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**

Equipment search was made on two websites:

- GSA website: GSA Advantage Online Shopping
- NAC website: MedSurg Catalog Search (CCST)

Some of the accessories were identified, but not the primary microscope.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The cost is considered to be fair and reasonable based on historical purchase and the offset of training, maintenance, and new protocols for a new brand.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Zeiss only makes its equipment available to the VHA through Metro Medical.
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 barriers to competition.
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.

  
 Title: Program Analyst/COR  
 Facility: VAAAHS Ann Arbor

8/6/2014  
 Date

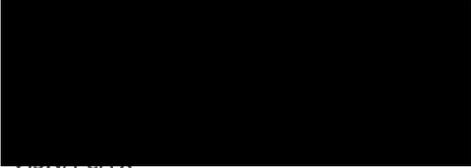
**13. Approvals in accordance with FAR 6.304**

- a. **Contracting Officer's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

  
 Facility NCO 11 ANN ARBOR

8/6/2014  
 Date

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



8/11/2014  
 Date

Title  
 Facility