

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** This Justification for Other Than Full and Open Competition is prepared by the Department of Veterans Affairs Network Contracting Office 6 (NCO 6) on behalf of the Veterans Affairs Medical Center Asheville, NC in support of Purchase Request No. 637-14-3-997-351.
2. **Nature and/or Description of the Action Being Processed:** (Brand Name) This justification provides the rationale for soliciting using a brand name only description for Stryker 1188HD camera head. A competitive RFQ will be issued on an unrestricted basis. A firm fixed price Purchase Order is planned with a required delivery date of September 25, 2014
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Stryker Endo-Urology cameras are used to improve visualization and image quality of urology surgeries in the operating room The estimated value of the proposed action is \$26,883.60

1188HD CAMERA HEADS UROLOGY (MPN): 1188-310-130

2.00

EA

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 Asheville VAMC operating room suite is currently equipped with Stryker scopes, light sources, and cameras. The requested camera is part of a totally integrated operating room system. At this time, there is no other manufacturer's camera heads compatible and interoperable with the Stryker Camera currently utilized. The purchase of the Stryker camera head will provide standardization and continuity to the operating room suite. The procurement of a different brand would require replacement of the entire system; plus additional training for personnel. Accordingly, Stryker is the only brand capable of meeting the need without the Asheville VAMC experiencing substantial duplication of cost not expected to be recovered through competition.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**

Market research was conducted through the FedBiz Ops, FPDS, DLA, and manufacturer website. There are no other manufacturers that can provide an endoscopic camera capable of integrating with the existing Stryker system. However, a RFQ will be posted to solicit competitive quotes among distributors of the Stryker brand.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Fair and reasonableness will be based on competition

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** As described in Section 6 above, market research was conducted in accordance with FAR Part 10 to determine if the required products can be purchased via an alternate source or if there are similar products produced by other manufacturers. Although there are other manufacturers with similar products on the market, they are not compatible with the existing system currently utilized at the VA Asheville Medical Center. Several distributors of the Stryker brand were identified.

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:**

- American Medical Depot
- Progressive X-ray
- RC Consolidated Services

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:** For future requirements and subsequent acquisitions of this type, in order to overcome any barriers to competition, market research will be used as a guide to determine whether or not the market for competition exists. The appropriate procurement strategy will then be determined and followed. The contracting agency will continue to monitor the market for the inception of other companies capable of meeting the 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.

Vicki Goblirsch
Vicki Goblirsch
Administrative Officer
Fayetteville Health Care Center

Date 8-14-14

- 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.

Jennifer J. Esparza
Contracting Officer
NCO-6

8/31/14
Date

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

Jeffery A. Benton
Quality Assurance Compliance Officer
NCO-6

Date _____

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

Jennifer J. Esparza
Jennifer J. Esparza
Commodities Team Lead
NCO-6

8/31/14
Date