

Attachment 2: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN XI, VA Ann Arbor Healthcare System, 2215 Fuller Road, Ann Arbor, MI 48105, Transaction 506-15-1-1527-0021.
2. **Nature and/or Description of the Action Being Processed:** A Sole Source Justification for a Firm-Fixed Price Purchase Order for service maintenance to Water Purification Systems located at Hemodialysis service. Service to be performed by Mar Cor Purification.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Maintenance includes but is not limited to preventive maintenance inspections, replacement of all defective components per original manufacturer specifications and all applicable tank exchanges during contract period. Mar Cor is the only third party vendor authorized by Siemens to perform the requested maintenance services. POP: October 1, 2014 through September 30, 2015. Total: \$28,235.95. Mar Cor Purification, 4450 Township Line Road, Skippack, PA 19474.
4. **Statutory Authority Permitting Other than Full and Open Competition:** *41 USC §253(g), as implemented by FAR 6.302 (1)/FAR 6.302.2(2)*

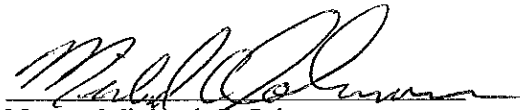
(1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**
 - a. **Only One Responsible Source (FAR 6.302-1) –**

Mar Cor is the only firm capable of providing the proprietary supplies and services described above due to Siemens required direct authorization for service on their systems. Mar Cor has purchased the Hemodialysis division from Siemens and is therefore the sole source. No other vendors are currently authorized to perform the requested service maintenance. All warranties and guarantees on the system are voided if unauthorized third party vendor is engaged.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Biomedical Engineering found only one authorized source by Siemens to be qualified to perform the service maintenance. The requested support services are set to meet the requirements of this agency. At this time no other sources exist capable of providing the services needed.

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Estimated costs are deemed fair and reasonable based on historical pricing paid through past PO's, 506-C40072 - \$33,000.00.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research showed only one source due to the proprietary nature.
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:** Mar Cor Purification, 4450 Township Line Road, Skippack, PA 19474.
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:**
None.
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: Michael C. Johnson
Title: Biomedical Engineering Chief
Facility: VAMC Ann Arbor

Date: 9/23/2014

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
Title
Network 11 Contract Office

Date

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

Name
Director of Contracting/Supervisory Contract Specialist (as appropriate)
Network 11 Contracting Office

Date

- c. **SAO(If over \$650K):** I certify the justification meets requirements for other than full and open competition.

Ricky L. Lemmon
SAO Director
Central Region

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 \$12.5 million) or approve (\$650K to \$12.5 million) for other than full and open competition.

NORBERT S. DOYLE
Chief of Procurement and Logistics Officer
VHA, Head of Contracting Activity (HCA)

Date

- e. **VA Deputy Senior Procurement Executive Approval (over \$12.5 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)
Assistant Secretary for 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)

Date

Department of Veterans Affairs