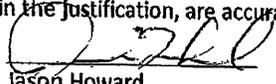


DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
for
Other Than Full and Open Competition

1. **Contracting Activity:** The Network Contracting Activity, 4811 Airport Plaza Drive, Suite 600 Long Beach CA, as requested by the VA Long Beach Healthcare System (VALBHS) will enter into a contract that requires justification for other than full and open competition.
2. **Nature and/or Description of the Action Being Processed:** This procurement will be awarded as a new, single purchase base year plus four (4) option years on a Firm Fixed Price basis in accordance with FAR Subpart 12.207(a). VALBHS is requesting a firm fixed price service contract that requires justification and approval for other than full and open competition. The contractor shall provide all necessary parts, labor, and transportation to service the Government-Owned Beckman Coulter Flow Cytometer (EE #: 5104277) Model FC-500 with UPS under the terms and conditions of the service contract. The NAICS code and size standard for this procurement are 325413 and 500 employees, respectively.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** VALBHS is requesting a sole source service contract from Beckman Coulter, Inc. (BCI) the Original Equipment Manufacturer (OEM). Beckman Coulter shall provide two (2) Preventive Maintenance Inspections per year and parts, labor, and service for intervening remedial events for the Government-Owned Beckman Coulter Flow Cytometer (EE#: 5104277) with UPS. The period of performance is October 1, 2014 through October 31, 2015. The anticipated cost for the base year is \$[REDACTED], with an estimated total of [REDACTED] for the base and four (4) one-year option periods.
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):** BCI is the OEM of the Beckman Coulter Flow Cytometer. They are the only authorized maintenance service provider of these units and maintain proprietary rights of replacement parts and servicing of this equipment. No other vendor is authorized to obtain replacement parts for the Beckman Coulter Flow Cytometer. Proprietary software and hardware that is required to service this equipment makes it a sole source acquisition.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** A "Notice of Intent" will be posted on the Federal Business Opportunities website (www.fbo.gov) to ensure that offers are solicited from as many potential sources as possible and to provide maximum practicable opportunities for small business participation.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated price for the base year of this service contract is [REDACTED], with an estimated total of [REDACTED] for the base and four (4) one-year option periods, in which each option year is priced

with a minimal [redacted] economical increase. The estimated cost of the contract is anticipated to be deemed fair and reasonable based on historical pricing paid for the same or similar services on previous purchase orders. In accordance with FAR Subpart 13.106-3(2), the estimated cost of the contract is anticipated to be deemed fair and reasonable based on historical pricing data. Additionally, both awards resulting from the Western Regional Contracting Office, Tacoma, WA are comparable pricing, [redacted], and [redacted] respectively.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was conducted via mandated source; however, there are none capable of meeting this requirement. Additionally, market research affirms that BCI is the only authorized service vendor for furnishing all necessary trained experience personnel, labor, proprietary tools, engineering upgrades (for safety or performance), facilities, diagnostic equipment, parts, materials and supplies to provide the required technical support and expertise for on-site full service.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** There are no other facts supporting the use of Other than Full and Open Competition at this time.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** No sources expressed in writing an interest in this acquisition.
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:** The Department of Veterans Affairs (VA) has no plans at this time to compete future contracts for the types of services covered by this Justification and Approval. If another potential source emerges, the VA will consider and assess whether competition for future requirements is feasible.
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.

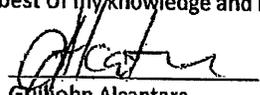


Jason Howard
Biomedical Engineer
Engineering Services

10/10/14
Date

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

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



Gil John Alcantara
Contracting Officer
NCO 22 Services Branch II

10/9/14
Date

- b. **Director of Contracting:** I certify the justification meets requirements for other than full and open competition.



Kevin Blanchard
Director of Contracting
NCO 22

10/10/2014
Date