

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval For Other Than Full and Open Competition

1. Contracting Activity:

Department of Veterans Affairs, SAO West - Network Contracting Office (NCO) 22, for the VA Greater Los Angeles Healthcare System (VAGLAHS) proposes to enter into other than full and open competition contract pursuant to FAR Subpart 13.106-1(b)(1)(i), Single Source. Purchase request (PR) 2237 # 593-15-1-140-0011.

2. Nature and/or Description of the Action Being Processed:

VAGLAHS is proposing a contract, base and four (4) option years, to provide repair services for the Government-owned Bio-Rad ChemiDoc MP Gel Imaging System - Serial Number: 731BR01689 (ChemiDoc System). The repair services will be a turn-key contract inclusive of travel, parts, and labor. The procurement will be awarded as a Firm Fixed Price (FFP) contract in accordance with (IAW) FAR Subpart 12.207(a) and FAR Part 13.

3. Description of Supplies or Services Required to Meet the Agency's Needs:

VAGLAHS has a requirement for a repair service contract to provide unlimited repair services for the Government-owned ChemiDoc System. The repair service contract will be an all-inclusive contract in which the contractor will furnish all necessary labor, materials, tools, and original equipment manufacturer (OEM) parts to fulfill this requirement. During the performance of the contract, the contractor shall provide field service engineers (FSE) who are factory trained solely by Bio-Rad. The contractor will ensure the ChemiDoc System is repaired and certified in accordance with Bio-Rad's specifications, and is 100% functional and operational in accordance with Bio-Rad's specifications.

The ChemiDoc System is used daily in the Molecular Lab and provides CCD high resolution, high sensitivity detection technology, and modular option to accommodate a wide range of samples and support multiple detection methods to include fluorescence, colorimetry, chemiluminescence, and chemifluorescence.

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;

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

Bio-Rad is the OEM of the ChemiDoc System and is deemed the only authorized entity that can provide repair services for the ChemiDoc System. Bio-Rad's FSE are the only authorized individual(s) to perform these services as they are factory trained through Bio-Rad's training program. Bio-Rad is also the sole source provider of the OEM parts and does not authorize any other entities or individuals(s) to provide these parts.

6. Description of Efforts Made to Ensure that Offers are Solicited from As Many Potential Sources as Deemed Practicable:

Efforts to solicit from other potential sources were not conducted because the requirement can only be fulfilled by Bio-Rad. A notice of intent to sole source will be posted to www.FBO.gov to notify industry the intentions of the Government and allow the industry to respond if applicable.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The anticipated price of this service contract for a base and four (4) option years is [REDACTED] and has been deemed fair and reasonable based on past acquisition of similar services and in comparison with the Independent Government Cost Estimate (IGCE)

The following past awards are based on one (1) year purchase orders, but do provide comparative pricing when multiplied by five (5):

1. VA250-14-F-3059, [REDACTED] Department of Veterans Affairs
2. N68095-13-P-1024, [REDACTED] Department of the Navy
3. N68095-12-P-1016, [REDACTED], Department of the Navy

8. Description of the Market Research Conducted and the Results, or Statement of Reasons Market Research was not Conducted:

Market research was conducted on the Internet using the following keywords: Bio-Rad, ChemiDoc MP Gel Imaging System, Bio-Rad maintenance, and ChemiDoc preventive maintenance. A search on the following websites was also conducted: www.FBO.gov, www.fpds.gov, and www.gsaadvantage.gov. The market research results all indicate that Bio-Rad is the only entity that is able to fulfill the requirement.

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:

No sources expression in writing an interest in this acquisition.

11. Statement of 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 Government will continually seek competition for this type of acquisition by posting requirements through the Government Point of Entry (GPE) – www.FBO.gov. The Government will also post a notice of intent via the GPE, giving the opportunity for any offeror(s) to submit a quote or capability statement.

12. Requirements Certification:

I certify that the requirement outlined in this justification is a bonafide 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.



Patricia Tang
Biomedical Engineer
VASNHS

10/16/14

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.



Guijohn Alcantara
Contracting Officer
NCO 22 Services, Branch 2

10/16/14

Date

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



Kevin Blanchard
Director of Contracting
NCO 22

10/16/14

Date