

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, NCO 23, St. Cloud VA Healthcare System, 4801 Veterans Drive St. Cloud, MN 56303, 618-15-1-4005-0012. This is a Brand Name Only justification for other than full and open competition.
2. **Nature and/or Description of the Action Being Processed:**
This is a firm fixed price delivery order for a Mobile MRI for the Minneapolis VA Health Care System with a period of performance of 16 weeks. This Brand Name Only justification is for the Brand Name equipment required inside the Mobile MRI.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**
The Brand Name equipment required in the Mobile MRI includes a 1.5 Telsa Phillips Acheiva MRI with software platform no lower than 2.6.3.9 and a MedRad Power Injector.

ESTIMATED DOLLAR VALUE: [REDACTED] _____

REQUIRED DELIVERY DATE: P.O.P – 16 weeks starting as soon as possible (preferably by 11/14/14)

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, 41 U.S.C. 3304(a)(1) as implemented by FAR 6.302-1.
 - () (2) Unusual and Compelling Urgency, 41 U.S.C. 3304(a)(2) as implemented by FAR 6.302-2.
 - () (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services, 41 U.S.C. 3304(a)(3) as implemented by FAR 6.302-3.
 - () (4) International Agreement, 41 U.S.C. 3304(a)(4), as implemented by FAR 6.302-4.
 - () (5) Authorized or Required by Statute, 41 U.S.C. 3304(a)(5) as implemented by FAR 6.302-5.
 - () (6) National Security, 41 U.S.C. 3304(a)(6) as implemented by FAR 6.302-6.
 - () (7) Public Interest, 41 U.S.C. 3304(a)(7) as implemented by 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 Mobile MRI must include a MRI that is compatible with the current system and software installed at the Minneapolis VA. The current MRI at the Minneapolis VA is a 1.5 Telsa Phillips Acheiva MRI with a MedRad Power Injector.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:**
A Brand Name Only solicitation will be issued through FBO to provide for competition. This was previously solicited through eBuy and no vendors provided a quote that meet the Brand Name specifications.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:**
Because this is a commercially available product it is anticipated that the price will be fair and reasonable.

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 and determined that there are multiple vendors that can provide Mobile MRI units through GSA and open market.

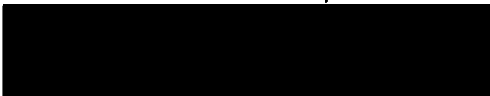
9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None

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:

This procurement will be competitively competed as a Brand Name Only solicitation to promote competition through GSA. In the future, market research will be conducted, to promote competition for this type of equipment.

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.


A/O Imaging – MPLS VA

10-23-14
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.


Contracting Officer, NCO 23 – St. Cloud

10/24/14
Date

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


Branch Chief, NCO 23 – St. Cloud

24 OCT 14
Date