

Chapter VI: Other Than Full and Open Competition (OFOC) SOP  
Attachment 3: Request for Sole Source Justification Format >\$150K

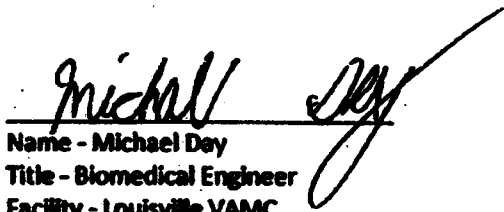
DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A)  
For  
Other Than Full and Open Competition (>\$150K)

1. **Contracting Activity:** Department of Veterans Affairs, NCO 9, 1639 Medical Center Parkway, Suite 400, Murfreesboro, TN 37129. Purchase request 603-15-1-984-0004 for the Robley Rex Medical Center, 800 Zorn Avenue, Louisville, KY 40206.
2. **Nature and/or Description of the Action Being Processed:** This is a new requirement is for Planmeca Dental X-ray Equipment. The acquisition will be awarded as a fixed price contract.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Contractor shall furnish all installation labor, travel, shipping, equipment, parts, tools, and expertise necessary to install PLANMECA Dental X-ray Equipment at the Robley Rex VA Medical Center Dental Clinic. The estimated value for this acquisition is \$361,274.00. The period of performance is 60 days ARO.
4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC 53304(a)(1), as implemented by FAR 6.302-1(i).
  - (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):** In accordance with FAR FAR 6.302-1(i) the acquisition will be solicited as a brand name acquisition for the following reasons: Market research has shown that Planmeca is the only equipment manufacturer of dental x-ray equipment that has all of the required equipment on the VistA Imaging Approved DICOM Modality Interfaces. (Joint VA/DoD DICOM Modality Conformance Requirements (Rev 3.0) [http://www.va.gov/health/imaging/docs/Vista\\_Imaging\\_DICOM\\_Modality\\_Interfaces.pdf](http://www.va.gov/health/imaging/docs/Vista_Imaging_DICOM_Modality_Interfaces.pdf)). This includes an intraoral x-ray system with digital sensors, panoramic /cephalometric / 3D scanner, and all related imaging software and workstations. Archiving images directly into VistA Imaging is a requirement of the equipment. A DICOM modality is considered "Supported" if it passes the VA's internet validation test suite listed in the Joint VA/DoD DICOM Modality Conformance Requirements (Rev 3.0) document. No other manufacturer can provide an approved interface on all of their dental x-ray equipment that matches the features and functionality of the equipment in the product specifications document.

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6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: The requirement was solicited through GSA Ebuy and posted on Federal Business Opportunities under RFQ's VA249-15-Q-0055 and VA249-15-Q-0101. The first requirement was cancelled to better define the requirement and was resolicited as VA249-15-Q-0101. No award was made on VA249-15-Q-0101 and the RFQ was cancelled to be reissued as a brand name acquisition.
7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: Price reasonableness will be determined by comparing offers to market research and the Government's Independent Government Cost Estimate (IGCE).
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 through GSA Ebuy to determine if the requirement could be fulfilled using a Federal Supply Schedule. However, no businesses were capable of fulfilling this requirement. The requirement was also issued as a combined synopsis solicitation as brand name or equal but it was determined that equal products are not authorized at the medical center as outlined in item number 5.
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: A combined synopsis on Federal Business Opportunities indicated two businesses that are able to provide equal products. However, the medical center discovered the equal products are not approved for use as specified in item number 5. Medfinity and Human Bridge are the two companies that expressed an interest in the 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: N/A
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 Day  
Title - Biomedical Engineer  
Facility - Louisville VAMC

1-28-15  
Date

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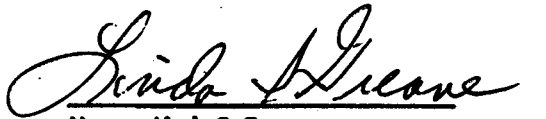
**13. Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP.**

- 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 - Jon E. Dollana, Sr.  
Title - Supervisory Contract Specialist  
Facility - NCO 9

1-28-15  
Date

- b. Director of Contracting /Designee (Required \$150K and above): I certify the justification meets requirements for other than full and open competition.

  
Name - Linda S. Greaves  
NCO 9 - Director of Contracting or Designee  
Facility - NCO 9

2/9/15  
Date