

DEPARTMENT OF VETERANS AFFAIRS

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

1. Contracting Activity:

Department of Veterans Affairs, Network Contracting Office, VISN 21
5342 Dudley Blvd
Bldg. 209
McClellan, CA

2. Nature and/or Description of the Action Being Processed: This limited source justification and approval sets forth the facts and request approval to limit competition for the acquisition of endoscopic video accessories for the Stryker 1488 Video System. This acquisition is in direct support of medical care being provided at the VA Sierra Nevada Healthcare System.

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

Quantity	UM	Mnf Item # (Stryker)	Description
3	EA	1488-010-000	1488 CAMERA CONTROL UNIT
12	EA	1488-610-122	1488 INTEGRATED CAM HEAD
3	EA	0220-210-000	L9000 LIGHT SOURCE
3	EA	0240-031-020	VISIONPRO 26" LED DISPLAY
3	EA	0240-060-921	SDC3 BASE W/ DICOM AND SDP1000 KIT
16	EA	0233-050-199	KIT SAFELIGHT FIBER OPTIC CAB

Estimated Value is \$ 358,292.43

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): The authority cited in paragraph 4 must be used because there is no other source through which the government can procure the

required accessories for the Stryker Endoscopic System currently in use by the VA Medical Facility. In order for the existing Stryker equipment to operate effectively, the accessories must be Stryker products because they are the only manufacturer that can provide compatible accessories for their systems. American Medical Depot is the sole small business distributor for Stryker equipment which limits the VA's options for this acquisition.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** A sources sought notice was posted on FBO on April 1, 2015 which called for all available sources to indicate whether or not they can satisfy the government's requirement. As of the notice's closing date of April 7, 2015, American Medical Depot was the only respondent to the sources sought. In addition, a sources sought notice was concurrently posted to GSA eBUY and by the close date there were no respondents which stated they could satisfy the requirement.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A Price Negotiation Memorandum (PNM) will detail how the Government has determined that the anticipated cost will be fair and reasonable. As this item has been determined commercial, cost and pricing data will not be required. Price techniques such as those described in FAR 15.404(b)(2), will be used to establish price fairness and reasonableness.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** As described in Section VI above, market research, in accordance with FAR Part 10, was conducted by synopsis of the proposed acquisition on FBO and GSA eBUY, advising industry of the pending acquisition and soliciting inquiries from interested parties. In addition, a search of the VA National Acquisition Center FSS Contracts produced no potential sources or compatible items.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** Any supporting data that is the responsibility of technical or requirements personnel (*e.g.*, verifying the Government's minimum needs or requirements or other rationale for limited sources) and which form a basis for the justification have been certified as complete and accurate by the technical or requirements personnel. The evidence for this is the "Technical Data to Support a Restricted Competition" in the contract file.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
 - 1) American Medical Depot
10315 USA Today Way,
Miramar, FL 33025
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:** A notification will be issued that advises that the Government intends to procure via sole source. However, if any contractor believes they have an equivalent product, they are encouraged to contact the Contract Specialist for more information.

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.

William B Oberg
Deputy Chief Logistics Officer
VASNHCS, Reno

Date

13. Approvals in accordance with the [VHAPM, Volume 6, Chapter VI: OFOC SOP](#).

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

Ashok Singh
Branch Chief, Construction Team II
Network Contracting Office 21

Date

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

Paul M Griffin
Chief, Division II
Network Contracting Office 21

Date