

**JUSTIFICATION FOR SINGLE SOURCE AWARDS IAW FAR 13.106-1**  
(OVER MICRO-PURCHASE THRESHOLD(\$3K) BUT NOT EXCEEDING THE SAT (\$150K))

IAW [FAR13.104](#), COs must promote competition to the maximum extent practicable to obtain supplies and services from the source whose offer is the most advantageous to the Government, considering the administrative cost of the purchase. When competition is not practicable, IAW [FAR13.106-1\(b\)](#), COs solicit from a single source for purchases not exceeding the simplified acquisition threshold. COs may solicit from one source if the CO determines that the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilization). IAW [FAR13.106-3\(b\)\(3\)](#), COs are required to include additional statements **explaining the absence of competition** (see [13.106-1](#) for brand name purchases) if only one source is solicited and the acquisition does not exceed the simplified acquisition threshold (does not apply to an acquisition of utility services available from only one source) or supporting the award decision if other than price-related factors were considered in selecting the supplier. This template when completed can be used to document single source awards IAW [FAR13.106-3\(b\)\(3\)](#). Note: Statements such as "only known source" or "only source which can meet the required delivery date" are inadequate to support a sole source purchase.

**1. PURCHASE REQUEST OR REQUISITION NUMBER:**

VA Acquisition Plan: #VA251-15-AP-4929  
VA Form 2237: #583-15-3-169-0063

**1A. PROJECT/TASK NUMBER**

N/A

**1B. ESTIMATED AMOUNT:**

\$6,964.80

**2. BRIEF DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE:**

Bracco Diagnostics, Inc., located at 259 Prospect Plains Road, Building H, Monroe Township, NJ 08831, will provide a comprehensive service plan and licenses for NEXO™ software as part of the EmpowerCTA® Contrast Injection System at the Richard L. Roudebush VA Medical Center located at 1481 West 10<sup>th</sup> Street, Indianapolis, IN 46202-2803. This includes the licenses to operate the software in addition to all minor software upgrades and fixes, remote service, and phone and email support. Remote service includes supplying of patch, bug-fixes, or minor releases of the products issued by Bracco.

**3. UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED:**

This acquisition is being sole sourced to Bracco Diagnostics as they are the NEXO software developer and current manufacturer of the EmpowerCTA Contrast Injection System. Bracco is currently the only source of licenses to operate said equipment and currently the only source capable of providing technical support to ensure continuity of operations. Bracco Diagnostics does not authorize third party sources to sell licenses to operate the NEXO software, nor do they train or authorize third party vendors to conduct preventative maintenance or technical support of the software.

**4. REASON THAT SUGGESTED SOURCE IS THE ONLY SOURCE, WHICH CAN PROVIDE THE SUPPLIES OR SERVICES:**

As stated in Section 3, Bracco Diagnostics, Inc. is the OEM and is the only source that can provide licenses to operate the NEXO software for the equipment at the Richard L Roudebush VA Medical Center. Failure to obtain these licenses authorizes Bracco Diagnostics to remotely shutdown the software from the system, resulting in equipment that is inoperable by the Government.

**5. DESCRIPTION OF MARKET RESEARCH CONDUCTED AND RESULTS OR STATEMENT WHY IT WAS NOT CONDUCTED:**

Market research was not conducted for this effort as only the OEM has the capability to meet the Government's requirement of providing licenses to for the software necessary to operate the equipment on location at the Richard L Roudebush VA Medical Center. Only the OEM has the information on proprietary software and hardware which are integral in the system's most basic functions.

**6. Contracting Officer's Certification:** *Purchase is approved in accordance with FAR13.106-1(b). I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.*

**Signature:**

**Name:** Jared Tritle

**Title:** Contracting Officer, Network 11 Contracting Office