

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Activity: Department of Veterans Affairs (VA)
Office of Acquisition Operations
Technology Acquisition Center
1701 Directors Boulevard, Suite 600
Austin, TX 78744
2. Description of Action: This proposed sole source action is for a firm-fixed-price contract to be issued to Commscope Technologies LLC (Comsearch), 19700 Janelia Farm Blvd., Ashburn, VA, 20147, a large business (Cage Code 1UVW6).
3. Description of Supplies or Services: The proposed action is to provide frequency coordination, registration, and allocation services for wireless medical telemetry systems (WMTS) to the Department of Veterans Affairs (VA), Office of Information and Technology (OI&T). VA uses the WMTS spectrum for remote monitoring of patients' health at all VA medical facilities located in 50 states, the District of Columbia, and the United States territories. WMTS includes devices that measure patients' vital signs and other important health parameters, as well as the devices that transport the patient's data, via a radio link, to a remote location. OI&T has a need for WMTS frequency coordination, registration, and allocation services to provide medical care to our Veterans while ensuring compliance with the Federal Communications Commission (FCC) rules. The anticipated period of performance will consist of a 12-month base period with four 12-month option periods and optional line items for increased quantities. The total estimated price of the proposed action, inclusive of all options, is
4. Statutory Authority: The statutory authority permitting other than full and open competition is 41 U.S.C.3304(a)(1) as implemented by the Federal Acquisition Regulation (FAR) Subpart 6.302-1 entitled, "Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements.
5. Rationale Supporting Use of Authority Cited Above: Based on the market research, as described in section 8 of this justification, it was determined that no competition is available for the aforementioned WMTS frequency coordination, registration, and allocation services. The FCC is charged with regulating interstate and international communications for the United States; and thus, is responsible for promulgating the service rules for WMTS. To protect patients using medical telemetry equipment from electromagnetic interference, the FCC dedicated a portion of the radio spectrum for WMTS. Code of Federal Regulations (C.F.R.), Title 47, Telecommunication, Part 95.1111(a) states, "Prior to operation, authorized health care providers who desire to use wireless medical telemetry devices must register all devices with a designated frequency coordinator." The FCC designated the American Society for Health Care Engineering (ASHE) as the WMTS frequency coordinator. ASHE selected Comsearch as its only technical partner in providing frequency coordination services and maintaining the FCC mandated database of all Federal civilian WMTS deployments. OI&T requires WMTS frequency coordination,

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registration, and allocation services to provide medical care to our Veterans in all VA medical facilities.

6. Efforts to Obtain Competition: Market research was conducted, details of which are in section 8 of this justification. This effort did not yield any additional sources that can meet the Government's requirements. There is no competition anticipated for this acquisition. Additionally, the proposed action will be synopsisized on the Federal Business Opportunities Page in accordance with FAR 5.201. Any proposals that are received shall be evaluated.
7. Actions to Increase Competition: The Government will continue to conduct market research to ascertain if there are changes in the FCC rules that would enable future actions to be competed.
8. Market Research: Market Research was conducted in May 2015, using the internet to research the FCC and ASHE websites. The technical team reviewed C.F.R. Title 47, Part 95 and confirmed the mandate to use ASHE for WMTS frequency coordination. In addition, the technical team confirmed on the FCC and ASHE websites that Comsearch is the only technical partner that can provide frequency coordination services.
9. Other Facts: None.