

JUSTIFICATION FOR EMERGENCY AWARDS IAW [FAR 13.106-1](#)

(URGENCY - 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. ACQUISITION PLAN ACTION ID:

VA259-16-AP-1119

1A. PROJECT/TASK

No. None

1B. ESTIMATED AMOUNT:

\$57,920.00

2. BRIEF DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE: The Department of Veterans Affairs, Network Contracting Office (NCO) 19 is the responsible contracting agency for the Eastern Colorado Healthcare System's (ECHCS). This is a request for an "other than full and open competition" for W. L. Gore and Associates, Inc. for Peripheral Stents for the Cardiac Cath Lab based on an urgent need. This requirement is being requested to be purchased as an urgent requirement so there is no delay in patient care or delay in the scheduling of cardiac catheterizations. The requested items are urgently needed to save the limbs and lives of the veterans here at the Denver VA Medical Center.

3. UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED: This requirement is for W. L. Gore and Associates, Inc. Peripheral Stents, at VA Denver Medical Center at an estimated cost of \$57,920.00. These stents are the only covered self-expanding stents available for use in treating patients with peripheral artery disease, requiring this type of stent to treat their SFA or Iliac lesion. These stents are the only option for treating these blockages based on physician selection of stents used to treat severe arterial blockage. Several patient require the availability of these stents immediately to save their limbs, to save their lives, to reduce future costs of hospitalization, etc.

4. REASON THAT SUGGESTED SOURCE IS THE ONLY SOURCE, WHICH CAN PROVIDE THE SUPPLIES OR SERVICES: There is an extreme urgent requirement for these stents for upcoming surgeries. These stents are vital to the health and welfare of the veterans. If these stents are not obtained immediately, patients will potential loose limbs and degradation in their health. Not having these stents will negatively impact patient care. There are no other nitinol covered self-expanding stents approved for usage in the Iliac and SFA which are available on the market. The VA and the ECHCS require these items which W.L. Gore supplies. These stents are needed to treat occlusive disease in the SFA and Iliac segments.

5. DESCRIPTION OF MARKET RESEARCH CONDUCTED AND RESULTS OR STATEMENT WHY IT WAS NOT CONDUCTED: Market research was conducted by Dr. Ehrin Armstrong, Medical Director of Interventional Cardiology, Denver VA Medical Center and he determined there are no other manufacturer's stents can perform in the lesions selected for the use of these products. All evidence has been reviewed by Dr. Armstrong and the determination has confirmed no other manufactures can supply the required stents.

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. Note: COs are required to make a determination of price reasonableness IAW FAR 13.106-3. See the [Commercial Supply and Service SOP for Price Reasonableness templates](#).*

Signature: _____

Date: 9 Dec 15 _____

Name: Sarilynn Thomas

Title: Supervisory Contract Officer, Commodities East

Facility: NCO19 Rocky Mountain Acquisition Center