

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A) For Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 23, Iowa City VA Health Care System, Station.
2. **Nature and/or Description of the Action Being Processed:** Service contract for Preventive and Unscheduled maintenance of the Steris Steam Sterilizing equipment located at the Iowa City VA Health Care System, Iowa City, IA.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Annual service contract for Preventive maintenance of the Steris Steam Sterilizing equipment at the Iowa City VA Health Care System. \$86,122.48 for the base year and an anticipated aggregate value of a base plus four option years of \$442,848.84.

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;

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 Steris Corporation steam sterilizing equipment contains proprietary software that is accessible for off-site troubleshooting via Steris Corporation certified technicians only. On Steris technicians have access to the proprietary replacement parts. Only authorized Steris Corporation trained technicians may perform maintenance service on Steris Corporation brand equipment.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Following market research it was determined that Steris Corporation is the one and only vendor capable of providing this service. Therefore, no solicitation was conducted.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The Contracting Officer will determine the price to be fair and reasonable.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons

Market Research Was Not Conducted:

Third party vendors are not factory authorized and do not have access to proprietary software or passwords utilized to service the Steris Corporation equipment. Steris Corporation, the manufacturer, does not sponsor distributorships or authorize third party vendors to perform maintenance on Steris Corporation manufactured products.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

Previous procurement, VA263-P-0039, for this same service was completed via sole source and awarded to Steris Corporation on the same equipment.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

Steris Corporation

5960 Heisley Road

Mentor, OH 44060

DUNS: 177360039

Large Business

Frances Gagliano, (440) 392-8367, Frances_Gagliano@steris.com

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:

Future procurements will again have market research performed to ensure no other vendor can/cannot maintain the units. Following the conclusion of a service contract, consider replacing the aged equipment whereby no part of any support/ maintenance is proprietary.

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.

Katherine M.
Beardsley
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8/6/2015

Katherine Beardsley
Chief, Biomedical Engineering
Iowa City VA Health Care System

Date

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.

Lori Fischer
Branch Chief
Sioux Falls, SD

Date

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

Daryl A. Berg
NCO 23 Director of Contracting

09/30/2015

Date