

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA263-16-AP-8926

1. **Contracting Activity:** Network Contracting Office (NCO 23) – Fargo, VA HSC, 474 45th Street S, Suite 202, Fargo, ND 58102.
2. **Nature and/or Description of the Action Being Processed:** Fixed Price contract for Luminex Labtype SSO A, B, DRβ1, DRβ3,4,5 DQA/DQB DNA molecular typing reagents & Luminex Labscreen Single Antigen Class I &II beads. This is an open market, sole source acquisition.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Luminex Labtype SSO A, B, DRβ1, DRβ3,4,5 DQA/DQB DNA molecular typing reagents & Luminex Labscreen Single Antigen Class I &II beads will be used on the One Lambda LABScan 100 Flowanalyzer with Fusion software. Quantities and estimated cost (see table below). One Lambda Fusion software is compatible with HistoTrac the laboratory's lab management program. Delivery is required by 1/2/2016.

ITEM NUMBER	DESCRIPTION OF SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	LABTYPE SSO Class I/A locus 100 tests LOCAL STOCK NUMBER: RSSO1A	6.00	KT	\$2,034.9000	\$12,209.40
	Funding/Req. Number: 1			\$12,209.40	636-16-1-4110-0001
0002	LABTYPE SSO Class I/B locus 100 tests LOCAL STOCK NUMBER: RSSO1B	6.00	KT	\$2,034.9000	\$12,209.40
	Funding/Req. Number: 1			\$12,209.40	636-16-1-4110-0001
0003	LABTYPE SSO Class II/DRB3,4,5 locus 100 tests LOCAL STOCK NUMBER: RSSO2345	5.00	KT	\$2,034.9000	\$10,174.50

	Funding/Req. Number: 1			\$10,174.50	636-16-1-4110-0001
0004	LABTYPE SSO Class II/DRB1 locus LOCAL STOCK NUMBER: RSSO2B1	5.00	KT	\$2,034.9000	\$10,174.50
	Funding/Req. Number: 1			\$10,174.50	636-16-1-4110-0001
0005	LABTYPE SSO Class II/DQA1/DQB1 locus 100 tests LOCAL STOCK NUMBER: RSSO2Q	5.00	KT	\$2,034.9000	\$10,174.50
	Funding/Req. Number: 1			\$10,174.50	636-16-1-4110-0001
0006	LABSCREEN Calss I Single Antigen (combi) 25 tests LOCAL STOCK NUMBER: LS1A04	90.00	KT	\$2,352.8600	\$211,757.40
	Funding/Req. Number: 1			\$211,757.40	636-16-1-4110-0001
0007	LABSCREEN Class II Single Antigen (Group 1) 25 tests LOCAL STOCK NUMBER: LS2A01	90.00	KT	\$1,857.5200	\$167,176.80
	Funding/Req. Number: 1			\$167,176.80	636-16-1-4110-0001
0008	LABTYPE SSO Class I/C locus 100 tests LOCAL STOCK NUMBER: 1	1.00	EA	\$2,034.9000	\$2,034.90
	Funding/Req. Number: 1			\$2,034.90	636-16-1-4110-0001

0009	estimated shipping & handling	2.00	EA	\$150.0000	\$300.00
Funding/Req. Number: 1				\$300.00	636-16-1-4110-0001
				GRAND TOTAL	\$436,211.40

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; 41 U.S.C. 3304 (a)(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):

Only One Lambda reagents can be used with the Fusion software that is installed in the LABScan 100 Flowanalyzer. Using other reagents will render this equipment unusable. The Iowa Regional Histocompatibility and Immunogenetics Lab is the only tissue typing/HLA Laboratory in the VA Health Care System and is charged with providing pre and post-transplant testing and antibody screening for the renal and renal & pancreas transplant programs at the Iowa City VA Health Care Systems.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

Market research shows intermediate DNA typing reagents from GeneProbe do not currently meet industry standards due to HistoTrac software incompatibility to process patient reports. Future action is to continue to use this product until equipment has reached its life expectancy and replacement is required, at that time other methods and sources will be researched.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

The contracting officer anticipates the prices to be fair and reasonable IAW FAR Part 13.106-3 based on prior purchases and market research.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

Market research was conducted through literature review and shows that only One Lambda reagents are compatible with the Fusion analysis software. GSA was searched and no results were found. General internet searches were also performed. Market research on prior purchases and information provided by mission partner with current procurement package were used.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None

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

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:

The HLA lab will be open to other sources in the future when the equipment owned by the HLA lab reaches its life expectancy.

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.

Donna Prime
Name – Donna Prime
Title – Tissue Typing Lab Secretary
Facility – Iowa City VA.

12/28/2015
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.

12/28/2015

Name: Lance Haman
Title: Contract Officer
Facility: Fargo VA

Date

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

Name: Chris Volk
Branch Chief
Fargo VA

12/28/2015
Date