

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: VA250-15-AP-4138

1. **Contracting Activity:** Department of Veterans Affairs, Network Contracting Office (NCO) 10, 260 E. University Ave., Cincinnati, OH 45219
Purchase Request 541-15-3-250-0326

2. **Nature and/or Description of the Action Being Processed:** Purchase of (8) Zeiss 750i Humphrey Visual Field Analyzers to be used at 8 different CBOCs as replacement for their current HFA. Purchase of 1 Zeiss Humphrey FDT Screener to be used at Mansfield CBOC. These 8 CBOCs current visual field analyzers are in need of replacement to an updated model.

FAR13.5 Test Program: This procurement is for Zeiss 750i Humphrey Visual Field Analyzers in accordance with FAR 13.5 Test Program for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:**

To be delivered 60 days after award date

ZEISS OS | HFA 750I W/TABLE INCLUDING USB, DICOM GATEWAY 2.0, DG 2.0 LICENSE, NETPRO, GPA, SITA SWAP & KINETIC, 8 ea [REDACTED] per unit

ZEISS OS | FDT 710 W/3.0 SOFTWARE, 1 ea [REDACTED]

Total Cost: [REDACTED]

INCLUDES:

*2 OPERATOR MANUALS

*2 SERVICE MANUALS

*ONE YEAR WARRANTY

*INSTALLATION

*TRAINING

*SHIPPING

See <http://www.va.gov/health/imaging/> for VistA Imaging Approved DICOM Modality Interfaces

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;

() (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;

FAR13.5 Test Program: The authority for applying the Commercial Test Program of FAR 13.5 is (Section 4202 of the Clinger-Cohen Act of 1996) and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2).

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 following are some of the reasons for this authority.

The Department of Veterans Affairs, Veterans Health Administration, VistA Imaging System has successfully tested many modalities and interfaced them to VistA using DICOM (VistA Imaging Approved DICOM Modality Interfaces), the only current Visual Field Analyzer (Encapsulated PDF) manufacturer successfully tested is Carl Zeiss HFA. (<http://www.va.gov/health/imaging/dicom.asp>).

Existing system software compares a patient's baseline data to each subsequent exam; a large database of visual field data for each patient/veteran has been compiled over 20 years. This database is used daily to provide a seamless transfer of patient care and referrals to the Cleveland VAMC from the VA CBOC. Comparing visual fields is critical for making determinations on surgical treatments once the patient is referred from the CBOC system to the Cleveland VAMC – need to minimize misinterpretation of data by keeping the data in one system from fully compatible source is of critical importance.

As the Cleveland VAMC is a referral center, when the CBOCS send a patient with OCT/HVF data, they need that data to be analyzed on an instrument that can read the entire dataset, not just a single image. Most of the diseases need management with multiple image sets similar to CAT scans and MRI's.

As visual field analysis and stereoscopic photographs have long been the standard of care for monitoring glaucoma progression. Zeiss Optical Coherence Tomographers (OCT) instruments can seamlessly interpret data through each Zeiss device.

Accordingly, Proaim Medical is the only firm capable of providing the supplies and services described in Section III above without the Veteran's Health Administration experiencing unacceptable delays in fulfilling its requirements, and provide seamless upgrade of existing equipment.

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

The manufacturer, Carl Zeiss, was contacted to determine if there were multiple authorized vendors that could compete.

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

Because this is a commercially available product it is anticipated that the price will 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:

- GSA Advantage was researched; no vendors offering the Zeiss HFA 750i system were located.
- Previous purchases were consulted and pricing is in line with previous purchases.

- An internet search was conducted on for vendors offering the Zeiss HFA 750i.
- Carl Zeiss Meditec Inc was contacted; they verified that Proaim Medical is the only authorized distributor for government purchases.

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

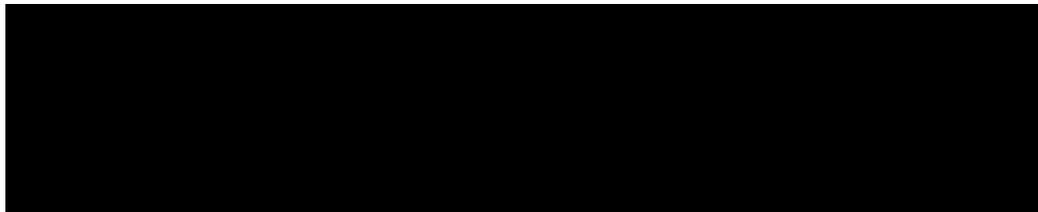
Though our current staff is more than capable of familiarizing itself with any VFA system, the need to not disrupt any patient care by training on and operating any new equipment is preferred as only minimal training would be required as current staff is already familiar with existing system. This would help minimize any delay in patient care.

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

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:

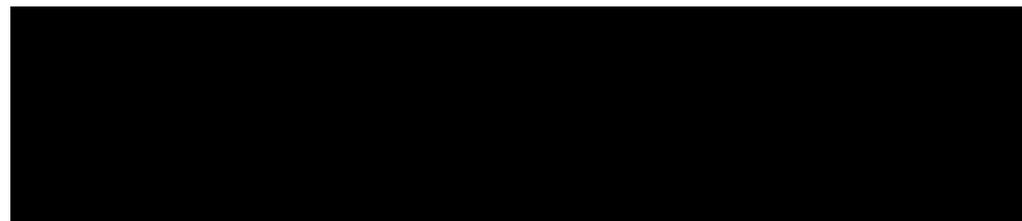
Market research will be conducted for future procurements to foster competition.

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.



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.



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

