

**DEPARTMENT OF VETERANS AFFAIRS**

**Justification and Approval (J&A)**

**For**

**Other Than Full and Open Competition (>\$150K)**

1. **Contracting Activity:** This Justification for Other Than Full and Open Competition is prepared by the Department of Veterans Affairs Network Contracting Office 6 (NCO 6), on behalf of the, Veterans Affairs Medical Health Care Center (HCC) Kenersville, NC in support of Purchase Request No.659-16-2-930-0269.
2. **Nature and/or Description of the Action Being Processed:** This justification provides the rationale for soles sources by soliciting for a Brand Name Only product. Quotes will be solicited for Olympus Endoscopy Imaging Recording Solution, including associated Olympus components. A firm fixed price contract is anticipated.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Olympus Endoscopy Imaging and Recording Solution and associated components, including installation, and commissioning for the Endoscopy support at the Kenersville HCC. In order to optimize Kenersville's ability to provide endosurgery system capabilities, it has been determined that an integrated high-quality imaging solution is needed. This procurement is critical to patient care and is required to complement the newly opened Kenersville HCC, and to meet the increased patient demand and operation tempo. The estimated dollar value is \$175,487.59. The required delivery date is within 45 days after receipt of order (ARO).
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;
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Olympus is the manufacturer of a Olympus Endoscopy Imaging and Recording Solution and associated components that's standardized at the Salisbury VA Medical Center (VAMC), which is Kenersville HCC's supporting medical center. A Olympus Solution is essential at the Kenersville HCC because the existing Clinicians and Biomedical (BioMed) Staff are currently trained and equipped to immediately operate the equipment. Through standardization, the Kenersville HCC and Salisbury VAMC will preserve a unique interface through the exchange of shared VA Patient exam information between both the Clinicians and BioMed staff, thereby precluding consideration of a product manufactured by another company.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Market research resulted in two SDVOSB that meet this requirement. Veterans Healthcare Supply Solution (VHSS) and Alliant Healthcare Products responded with their capabilities statement and interest in this requirement. Both companies have been instrumental in providing supplies and services to the Kernersville and Charlottes HCC's. As a result, it is my determination to solicit and competed, 100% Set-Aside for SDVOSB.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** It is the Contracting Officer's determination that the anticipated cost is fair and reasonable per a recent procurement for the Durham VA Medical Center under contract VA246-16-P-0426 / 659-C60158. The Contracting Officer will compete this requirement to ensure that the final contract price is fair and reasonable, as described in FAR PAR 6.303-2(a)(7).
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research conducted, found that two SDVOSB's, Veterans Healthcare Supply Solution (VHSS) and Alliant Healthcare, that can meet this requirement on the Open Market.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** There are no other facts other than those already stated.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None
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:** This requirement will be set aside for SDVOSB.

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Attachment 3: Request for Sole Source Justification Format >\$150K

- 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.

  
Kernersville Health Care Center (HCC)

2/18/2016  
Date

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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.

Olin D Newsome  
520198

Digitally signed by Olin D Newsome 520198  
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2-18-2016

Olin D. Newsome Jr.  
Contracting Officer  
NCO 6

Date

- b. **NCO 6 Quality Assurance Compliance Review (required \$150K and above):**

Jeff A. Benton  
Quality Assurance and Compliance Officer  
Network Contracting Office (NCO 6)

Date

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

FOR

Nancy L. Bailey  
NCO 6 Director of Contracting or Designee

Date

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- d. **SAO (If over 650K):** I certify the justification meets requirements for other than full and open competition.

\_\_\_\_\_  
Name

Director, Service Area Office, \_\_\_\_\_

\_\_\_\_\_  
Date

- e. **VHA HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (if over \$12.5 million) or approve (\$650K to 12.5 million) for other than full and open competition.

\_\_\_\_\_  
Name

VHA Head of Contracting Activity (HCA)

\_\_\_\_\_  
Date

- f. **VA Deputy Senior Procurement Executive Approval (over \$12.5 million but not exceeding \$50 million):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

\_\_\_\_\_  
C. FORD HEARD

Deputy Senior Procurement Executive (DSPE)

Office of Acquisition and Logistics

Department of Veterans Affairs

\_\_\_\_\_  
Date

- g. **VHA Senior Procurement Executive Approval (over \$50 million):** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

\_\_\_\_\_  
Jan R. Frye

Deputy Assistant Secretary for Acquisition and Logistics

Senior Procurement Executive (SPE)

Department of Veterans Affairs

\_\_\_\_\_  
Date