

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: John Cochran Division, VA Medical Center, 915 N. Grand Blvd, St. Louis, MO 63106.

2237 transaction number - 657-12-1-1110-0012.

2. Nature and/or Description of the Action Being Processed:

The St Louis VA Medical Center is requesting to renew their expiring service contract for the Bard EP Lab Recording System.

Period of Performance: 10-27-2011 – 10-26-2012 base year with 2 additional option years.

Contract price is \$16,500.00 per year. Total contract price \$49,500.00

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

This service agreement is to include the maintenance services detailed in the SOW associated with this procurement package.

This action will be awarded as a new firm fixed price contract.

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):

We are requesting the following authority be used: a. Only One Responsible Source (FAR 6.302-1).

This is a sole source service contract. This service contract contains hardware and software upgrades and updates. These upgrades and updates are only available from the OEM. In addition the OEM is the only service contract provider that will have the technical and applications expertise to meet the terms in the SOW. They will be the only provider that will have all the necessary service keys and administrative access to the system to complete repairs and maintenance.

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

There is no other potential source qualified nor certified to perform maintenance on this particular laser. A notice of intent to award a sole source action will be published in FBO.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The contractor will provide information (i.e. other than cost or pricing data), which could include commercial price lists and prices for similar or the same services provided to other customers, to assist the Contracting Officer in determining if the contractor's proposed price is fair and reasonable for the services to be provided. The Contracting Officer anticipates the cost of this procurement 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: In accordance with FAR 10.002, market research was conducted to identify any other sources for this maintenance requirement. Market Research conducted included an internet search and a search of GSA and VA Federal Supply Schedule contracts. No existing contracts that include service support for the Bard EP Lab Recording System were identified. Also, a search of the FBO website was conducted. Solicitation notices posted by VHA VISNs and other agencies purchasing this service have been found on FBO and they were all issued under the authority of FAR Part 6.302-1.

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

N/A

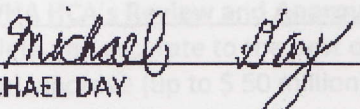
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

N/A

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:

N/A

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.

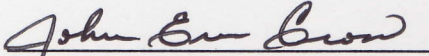

MICHAEL DAY
Biomedical Engineering
St Louis VA Medical Center

Mr. Norbert Doyle
Acting Chief Procurement Officer
VHA, Head of Contracting Activity

DATE

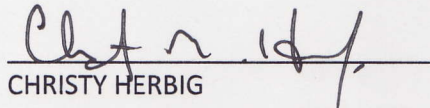
13. Approvals in accordance with FAR 6.304

a. Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


John Eric Cross
CONTRACTING OFFICER
VISN 15

13 Sept 2011
Date

b. VISN/PCA QA: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief. *This signature may be the VISN NCM/PCM if the Contracting Officer and Contracting Supervisor is the same individual.


CHRISTY HERBIG
QUALITY ASSURANCE COMPLIANCE MANAGER
VISN 15

9/20/11
Date

c. NCM/PCM : I certify the justification meets requirements for other than full and open competition.


BERNADETTE COTHERN
NETWORK CONTRACT MANAGER
VISN 15

9-20-11
Date

d. SAO: I certify the justification meets requirements for other than full and open competition.

N/A
PAMELA J. SANDERS
DIRECTOR
SAO CENTRAL REGION

DATE

e. VHA HCA's 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 (over \$50 million), approve (up to \$ 50 million) for other than full and open competition.

N/A
Mr. Norbert Doyle
Acting Chief Procurement Officer
VHA, Head of Contracting Activity

DATE