

**DEPARTMENT OF VETERANS AFFAIRS**

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

**For**

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

**Acquisition Plan Action ID: VA69D-16-AP-3598**

1. **Contracting Activity:** Department of Veterans Affairs, VISN 12, Hines Medical Center Great Lakes Acquisition Center (GLAC) NCO12, Milwaukee, WI 2237# 578-16-3-944-1131
2. **Nature and/or Description of the Action Being Processed:** Single award of a Firm-Fixed Price, Sole Source, stand-alone contract for an ordering period of 3 years.

**FAR13.5 Simplified Procedures for Certain Commercial Items:** This procurement is for Reagents and Consumables for the Siemen's AutoBLOT in accordance with FAR 13.5 Simplified Procedures 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:** Reagents and Supplies for Siemens AutoBLOT 3000H system; Lipa 2.0 HCV Genotg Assay (90 kits), Versant HCV AMPL 2.0 AutoBLOT (90 kits), Versant HCV Control 2.0 Test Pan (9 kits) and Versant HCV Genotype Test Panel (6 kits). Quantities listed are estimates, contract ordering period would be 3 years from the date of award and approximately \$325,000 over that period.
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;

**FAR13.5 Simplified Procedures for Certain Commercial Items:** The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 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 Line Probe Assay (LiPA) HCV (Hepatitis C Virus) Genotyping automated system; AutoBlot3000H® was purchased from Siemens Healthcare Diagnostics, Inc., in September of 2007 for the VA Hines Hospital Molecular Pathology Laboratory. Siemens developed

these reagents to perform the amplification required to complete tests on the AutoBLOT. Only these Reagents and supplies will work on our current equipment.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Hines currently owns the AutoBLOT, which went through a validation period to confirm testing procedures and results. There have been no issues with either equipment or supplies from Siemens. At such time when current equipment becomes outdated or breaks down. The Facility will once again open this requirement to any and all Contractors that can meet their needs.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Siemens has charged the Government the same price for these reagents since April 2014 and with this contract we are trying to lock that pricing in until at least 2019. This will also streamline the reorder processes for the Facility and Contracting, freeing up administration time to focus on other areas of patient care.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** A search of Google for Versant HCV Reagent Amplification Kit, Infectious Disease Testing Kit or Versant HCV Control Test Panel Kit, yielded Siemens as the only supplier of these items.
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:** 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:** At such time when current equipment becomes outdated or breaks down. The Facility will once again open this requirement to any and all Contractors that can meet their needs.
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 M. Wray  
394473

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o=2342.15200200.100.1, cn=Donna M. Wray 394473,  
Date: 2016.05.05 11:45:55 -0500

Donna Wray  
Business Manager  
Hines VAMC

Date \_\_\_\_\_

13. Approvals in accordance with the

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

Bryan T Boland 662031

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Date: 2016.05.11 06:36:59 -05'00'

Bryan T. Boland  
Supply Team Branch Chief  
GLAC

Date

- b. Director of Contracting /Designee (Required over\$150K but not exceeding \$700K):  
I certify the justification meets requirements for other than full and open competition.

Diane M Brazale 348123

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Date: 2016.05.11 08:32:22 -05'00'

Don King  
Acting Director of Contracting, NCO 12

Date