

JUSTIFICATION FOR SINGLE SOURCE AWARDS IAW [FAR 13.106-1](#)
(OVER MICRO-PURCHASE THRESHOLD(\$3.5K) BUT NOT EXCEEDING THE SAT (\$150K))

IAW [FAR13.104](#), COs must promote competition to the maximum extent practicable to obtain supplies and services from the source whose offer is the most advantageous to the Government, considering the administrative cost of the purchase. When competition is not practicable, IAW [FAR13.106-1\(b\)](#), COs solicit from a single source for purchases not exceeding the simplified acquisition threshold. COs may solicit from one source if the CO determines that the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilization). IAW [FAR13.106-3\(b\)\(3\)](#), COs are required to include additional statements ***explaining the absence of competition*** (see [13.106-1](#) for brand name purchases) if only one source is solicited and the acquisition does not exceed the simplified acquisition threshold (does not apply to an acquisition of utility services available from only one source) or supporting the award decision if other than price-related factors were considered in selecting the supplier. This template when completed can be used to document single source awards IAW [FAR13.106-3\(b\)\(3\)](#). Note: Statements such as "only known source" or "only source which can meet the required delivery date" are inadequate to support a sole source purchase.

1. ACQUISITION PLAN ACTION ID:

VA261-16-AP-1469

1A. PROJECT/TASK

No.
N/A

1B. ESTIMATED AMOUNT:

\$46,690.26

2. BRIEF DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE:

This request is to purchase a VALLEYLAB Forced Triad Energy Platform Generator and accessories, Catalog No. VLFT10GEN for the Operating Room at the VA Sierra Nevada Healthcare System. Due to the increase in the workload for complex procedures performed by General Surgery Service there is a need to have two of this type of generator available to perform simultaneous open bowel resection procedures at the same time. The OR is seeing an increased demand for this device technology and the need for additional units will improve access to care.

3. UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED:

Due to the unique design of the Forced Triad System connection Covidien is the only vendor that manufactures an energy system that will work with the Liga Sure surgical energy devices that are currently in use at the VA Reno facility. This system is identical to the unit that is already in use at the VA Reno facility. Reno has an older generator that Covidien has offered a trade-in value of \$8,000.00 towards the purchase of a newer model. VA Reno would like to trade in the older unit and replace it with two newer models. Covidien Sales, LLC is the manufacturer of the VALLEYLAB FT10 Energy Platform Generator which is a patented technology and they hold all the proprietary rights to sale of this equipment along with parts and service for these units.

4. DESCRIPTION OF MARKET RESEARCH CONDUCTED AND RESULTS OR STATEMENT WHY IT WAS NOT CONDUCTED:

An internet search was conducted on GSA Advantage, National Acquisition Center (NAC), Ability One, Unicor, Vet Biz, FPDS, eCMS, and SBA and no small businesses were found that could meet the VA's requirement. The conclusion was that the Forced Triad Energy Platform Generator could only be obtained from Covidien Sales, LLC, and that no other supplier will satisfy this requirement.

5. Contracting Officer's Certification: *Purchase is approved in accordance with FAR13.106-1(b). I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief. Note: COs are required to make a determination of price reasonableness IAW FAR 13.106-3. See the [Commercial Supply and Service SOP](#) for Price Reasonableness templates.*

Signature: _____

Date: _____

Name: _____

Title: _____ **NCO:** _____