

FAR 8 - JUSTIFICATION FOR LIMITING SOURCES <\$150K

Acquisition Plan Action ID: VA244-16-AP-5732

1. Agency and Contracting Activity:

James E. Van Zandt VA Medical Center
2907 Pleasant Valley Boulevard
Altoona, PA 16602-4377

Contracting Activity:
VA Pittsburgh Healthcare System
1010 Delafield Road
Aspinwall, PA 15215

2. Description of Action:

Nature: ☒ New Requirement ☐ Follow-on Order
☐ Mod to Existing Order Number

Order against: ☒ FSS Contract Number: GS-07F-0587Y

Name of Proposed Contractor: XENEX
Street Address: 121 INTERPARK BLVD
City, State, Zip: SAN ANTONIO, TX 1844
Phone:

3. Description of Supplies or Services:

The estimated value of the proposed action is \$ 102,042.32

James E. Van Zandt VA Medical Center requires one (1) Non-Mercury Pulsed Xenon UV Disinfection System to include service and maintenance required.

4. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by [FAR 8.405-6](#). Mark the applicable exception:

☐ An urgent and compelling need exists, and following the procedures would result in unacceptable delays([FAR 8.405-6\(a\)\(1\)\(i\)\(A\)](#));

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 1: Justification for Limiting Sources \$3.5K up to \$150K

☒ Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; ([FAR 8.405-6\(a\)\(1\)\(i\)\(B\)](#)) or

☐ In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order and the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures.** ([FAR 8.405-6\(a\)\(1\)\(i\)\(C\)](#))

5. **Rational/explanation to support cited authority:** *Justification and approval for other than full and open competition for the purchase of new equipment against schedule 56 contract GS-07F-0587Y with Xenex Disinfection Services, LLC, for UV disinfecting equipment, along with a one year service agreement at the James E. Van Zandt VA Medical Center, Altoona, PA 16602.*

The Pulsed Xenon UV Disinfection System is the only product to use a non-mercury high intensity millisecond pulsed single xenon UV gas bulb for disinfection of patient rooms. The James E. Van Zandt VA Medical Center requires a non-mercury product to meet or exceed the goals of the James E. Van Zandt VA Medical Center, identified in MEDICAL CENTER MEMORANDUM 10F-28, dated March 2014, that requires the medical center employees to refrain from using mercury-containing products, whenever possible. The UV-C produced by the xenon lamp is the only product capable of producing pulses from a spectrum of 200 nm to 280 nm covering the entire germicidal UV band. Xenex Disinfection Services is the only manufacturer and distributor of the Pulsed Xenon UV Disinfection System and currently does not have any distributors that provide main frame equipment and parts. Also, Xenex does not currently have any sub-contractors, trained or certified, to perform any of the service or maintenance required of the Pulsed Xenon UV Disinfection System.

6. BRAND NAME ONLY: This buy is estimated to exceed \$25,000 and this documentation will be posted along with the RFQ on e-Buy, as required by [FAR 8.405-6\(b\)\(3\)](#).
7. Note that this determination satisfies the requirements of [FAR 8.405-6](#). The requirement to prepare a written justification [IAW FAR 6.303](#) does not apply to Federal Supply Schedules.

Joseph D Early
645579
Joseph D. Early
Contract Specialist
Date: 06/21/2016

Digitally signed by Joseph D Early 645579
DN: dc=gov, dc=va, o=internal, ou=people,
0.9.2342.19200300.100.1.1=joseph.early2@va.g
ov, cn=Joseph D Early 645579
Date: 2016.06.22 10:54:30 -04'00'

Elizabeth R.
Morin 146454
Elizabeth Morin
Branch Chief/NCO4/Commodities
Date: _____

Digitally signed by Elizabeth R. Morin
146454
DN: dc=gov, dc=va, o=internal, ou=people,
0.9.2342.19200300.100.1.1=elizabeth.morin
3@va.gov, cn=Elizabeth R. Morin 146454
Date: 2016.06.22 10:24:30 -04'00'