

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: A244-16-AP-0068; 2237# 646-16-3-233-0068

1A. PROJECT/TASK No. N/A

1B. ESTIMATED AMOUNT: \$79,942

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

NetApp Server NX Storage and NetApp and CommVault backup appliances.

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

Brand Name Justifications:

It is essential to the Government that they purchase the NetApp equipment, since to expand an existing NetApp system, currently being used by VA Pittsburgh Healthcare system, NetApp and its resellers are the only sources capable of providing the hardware upgrades, hardware support, increased storage capacity, and annual software maintenance for the entire infrastructure to function properly and securely. Additionally, no other products are interoperable or compatible with the currently fielded NetApp infrastructure. Specifically, the current storage system communicates through a source code that is based on NetApp's proprietary ONTAP Operating System. No other products can provide the increased storage and provide the support that integrates into VA's current environment without access to that source code." (See email from NetApp, under P02 of the Procurement Action Briefcase, in the eCMS Contract File).

It is essential to the Government, It is essential to purchase a new computer hardware backup storage device, which comes preconfigured to work with Commvault Software, since this equipment is needed to connect to an existing backup storage system that is running Commvault Software, and no other company's preconfigured hardware would be compatible with the existing Commvault software.(See email from Commvault under P02 of the Procurement Action Briefcase in the eCMS Contract File).

It is also essential to purchase the NetApp and CommVault equipment, and have it installed, by the same Contractor, to avoid delays in installation, in order to ensure timely use of both pieces of equipment, since the Commvault licenses are needed to utilize the NetApp Storage equipment being purchased.

Justification for turnkey furnish and install requirement:

The above needed equipment is not sold on the Federal Supply Schedule, and since there is more than one source to purchase this equipment from, and who can have it installed, this requirement will be competed in the Open Market.

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

Written confirmation in the form of an email, from NetApp and CommVault, that confirms no other company's equipment will be compatible with the existing NetApp hardware, and the hardware that is running Commvault software.

Google Search was conducted using the words "NetApp" and "CommVault" and using Product No.s, and no matches came up other..

Search of the VA Vetbiz VIP was conducted, suing the words "NetApp" and "Commvault and no matches were found.

5. Requirements 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.*

Katrina E. Sedlock

Signature: _____

Date: 05/27/16

Name: Katrina E. Sedlock

Title: Biomedical Engineer

Facility: VA Pittsburgh Healthcare System

6. 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.*

Signature: _____

Date: _____

Name: Ronald Mazzei

Title: Contract Specialist

NCO: 4

7. Director of Contracting/Designee/One Level above the Contracting Officer: *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.*

Signature: _____

Date: _____

Name: Elizabeth R. Morin

Title: Branch Chief, Commodities Team

NCO: 4