

Attachment 1: Request for Limited Sources Memo Format

LIMITED SOURCES JUSTIFICATION

ORDER >\$3,000

FAR PART 8.405-6

2237 Transaction # or Vista Equipment Transaction #: 460-16-4-3384-0155

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in par. 3 below is sole source, therefore, consideration of the number of contractors required by FAR Subpart 8.4 – Federal Supply Schedules, is precluded for the reasons indicated below.

Restricted to the following source: Provide original manufacturer's name for material or contractor's name for service. (If a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor: _____
Manufacturer/Contractor POC & phone number: _____
Mfrgr/Contractor Address: _____
Dealer/Rep address/phone number: _____

☐ The requested material or service represents the minimum requirements of the Government.

(1) AGENCY AND CONTRACTING ACTIVITY:

Department of Veterans Affairs
Wilmington VA Medical Center
1601 Kirkwood Highway
Wilmington, DE 19805
302-994-2511
4

VISN:

(2) NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:

Placing urgent request for a new Ophthalmology microscope as the current model in use has become inoperable during surgeries which have caused many surgeries to be cancelled as there is no replacement at this time. This is causing a delay in patient care as several Veterans have had to be cancelled. Trials were performed on other microscopes and the old model was fixed but continues to break each time during a surgical procedure.

(3) (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:

Lumera 700 with magnetic clutches, XYcoupling, integrated beam splitter, with deselectable integrated assistant scope with motorized Zoom (selectable linked or independent assistant zoom) or alternatively manual magnification changer, Superlux Eye Xenon light source with integrated HaMode filter or halogen or LED light source, SCI-Stereo coaxial illumination, motorized zoom (range 1:6), motorized focus and fast focus functionality, depth of focus management system Deep View, binocular tubes, wide field eyepieces, apochromatic objective lens and asepsis with 5.7" GUI touchscreen, wireless or wired 14 function foot control panel.

(b) ESTIMATED DOLLAR VALUE: XXXXXXXXXX

(c) REQUIRED DELIVERY DATE: 08/30/2016

(4) IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)

☐ Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

☐ A patent, copyright or proprietary data limits competition. The proprietary data is:
(If FAR 8.405-6(a) (2) iii before posting. Do not include specific proprietary data. Only mention the type of equipment, procedure, etc. to show that proprietary supplies or services are being procured.)

☐ These are "direct replacements" parts/components for existing equipment.

☐ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.

☐ The new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.

☒ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

[REDACTED] Our current microscope went down end of March/1st of April necessitating surgery cancellations for Wed 4/6/16. We were able to get the Zeiss microscope on trial enabling us to do the cases on Wed 4/7/16. It took a while for [REDACTED] to locate a microscope that we could trial but we wanted to ensure that we were fair and that we were making an informed decision in choosing the microscope. [REDACTED]

[REDACTED] It became quickly apparent that the Zeiss was a much better option for us which I communicated in an email 6/10/16 and sent out updated price quotes [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

(5) DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.4 TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

NA

(6) DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

[REDACTED]
[REDACTED]

The view of the surgical field is critical to performing a safe operation; you have to be able to see what you're doing. The clarity of that view is dependent upon a combination of the lighting, magnification and focus features of the surgical microscope. The Zeiss microscope is superior in this regard. In most microscopes the assistant's view is dependent upon that of the main surgeon. However, in a teaching facility the supervising surgeon uses the assistant scope to oversee the case. The Zeiss scope has a unique feature giving the assistant fine focusing capabilities and the option to independently magnify the surgical view which is crucial for patient safety while teaching. Other scopes have neither or only one of these options. In the small and confined space of the eye, even small differences in image clarity can make a big difference in the surgical outcome. Cataract surgery is performed in a space that averages 12 mm wide by 3 mm deep and entails working around tissue that is 5-10 microns thick.

(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:

NA

(8) A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

NA

(9) 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. *(This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)*

SIGNATURE

NAME

FACILITY

DATE

TITLE

SERVICE LINE/SECTION

[Signature]

Victor Stelmack, MD Acting Chief
Wilmington VAMC (4660)
7/27/16
Surgical Services

(10) APPROVALS IN ACCORDANCE WITH FAR 8.405-6(d):

a. CONTRACTING OFFICER'S CERTIFICATION (required): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Andrea Aultman-
Smith 155562

Digitally signed by Andrea Aultman-Smith 155562
DN: dc=gov, dc=va, o=internal, ou=people,
0.9.2342.19200300.100.1.1=andrea aultman-
smith@va.gov, cn=Andrea Aultman-Smith 155562
Date: 2016.07.27 09:36:56 -04'00'

July 27, 2016

CONTRACTING OFFICER'S SIGNATURE

Andrea Aultman-Smith, CO

DATE

NCO 4, Commodities Team

NAME AND TITLE

FACILITY

c. NCM/PCM/DESIGNEE: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Elizabeth R. Morin
146454

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@va.gov,
cn=Elizabeth R. Morin 146454
Date: 2016.07.28 11:03:21 -04'00'

July 27, 2016

SIGNATURE

Elizabeth R. Morin, Branch Chief

DATE

NAME

VISN X NCM/PCM