

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval (J&A) For Other Than Full and Open Competition (>\$150K)

Acquisition Plan Action ID: VA263-16-AP-6937

1. **Contracting Activity:** Department of Veterans Affairs, NCO 23, St. Cloud VA Health Care System, 4801 Veterans Drive St. Cloud, MN 56303. Organizational activity; Iowa City VA Health Care System, 601 Highway 6 West 128B, Iowa City, IA 52246, 636-16-3-4154-0128. This is a Brand Name Only justification for a competitive acquisition.
2. **Nature and/or Description of the Action Being Processed:** This procurement is for a brand name only firm-fixed price purchase order for the expansion of the Iowa City VA Health Care System's Philips Healthcare anesthesia patient monitors and PACU beds that connect to the existing Philips Healthcare central stations and database server 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:** This procurement is for the expansion of the existing Philips Healthcare patient monitoring system at the Iowa City VA Health Care System. The upgrade is for additional MX700 and MX800 monitors for the Operating Room Anesthesia and the Post-Anesthesia Care Unit (PACU/Recovery) departments. The vendor will provide installation and training necessary for the upgrade.

Delivery Date: 120 days ARO

4. **Statutory Authority Permitting Other than Full and Open Competition:** 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):** This is a brand name justification in support of FAR 11.105, Items Peculiar to One Manufacturer. The Iowa City VA requires an expansion of their current patient monitoring system. Philips Healthcare is the manufacture of the current central stations and database server monitoring system. The expansion of the monitoring system must be able to connect to the existing central stations and database server so that alarm data, and patient vital signs can be transmitted to a central station for adequate patient monitoring. No other manufactures' patient monitors are compatible or able to transfer data between their monitors and the existing Philips system. As this expansion needs to be compatible with the current Philips system only Philips authorized resellers are able to provide the equipment necessary for the upgrade.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This Brand Name Only procurement will be solicited through FBO to promote competition.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Price will be determined fair and reasonable through competition as this will be a brand name only solicitation through FBO.

8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Philips Healthcare was contacted via email on 8/11/2016 to determine if there were any authorized resellers of their manufactured equipment. They responded on 8/17/2016 stating that there were 2 SDVOSBs that were authorized government resellers. These 2 vendors were verified as SDVOSBs through VetBiz and as small businesses through SAM.
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:** Market research will be conducted for future procurements to determine if there are any other manufactures' products that are compatible with the existing Iowa City VA equipment.
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.



Iowa City VA Health Care System

13. **Approvals in accordance with the [VHAPM, Volume 6, Chapter VI: OFOC SOP](#).**

- 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.



NCO 23 - STC

- 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.



NCO 23 - Fargo