

Attachment B: Request for Sole Source Memo Format

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval For Other Than Full and Open Competition

Contracting Activity: Department of Veterans Affairs, VISN 04, VA Pittsburgh Healthcare System, University Drive Division. Clinical Support Services 2237#646-12-2-208-0050

Nature and/or Description of the Action Being Processed: Brand Name Only Sole Source and Only Available Source Sole Source Award, to Insight Public Sector.

Description of Supplies/Services Required to Meet the Agency's Needs:

Equipment to support existing Mosaiq system, that is used for storage of patient radiological treatment information. Estimated Contract Amount \$113,729.72

Statutory Authority Permitting Other than Full and Open Competition: 41 USC 253 (c) (1), as implemented by FAR 6.302-1.

- (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- (2) Unusual and Compelling Urgency per FAR 6.302-2;
- (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- (4) International Agreement per FAR 6.302-4
- (5) Authorized or Required by Statute FAR 6.302-5;
- (6) National Security per FAR 6.302-6;
- (7) Public Interest per FAR 6.302-7;

Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

The Department of Veterans Affairs (DVA) has a minimum need to purchase and have installed EMC and Brocade equipment, as upgrade/additions to the DVA's existing Mosaiq System, and must be the same manufacturers, to work with the existing equipment/solution. In addition, DVA must purchase and have installed this equipment, from and by, Insight Public Sector, as an overall turnkey acquisition, due to the complexity of the configuration requiring multiple manufacturers and the reliability to provide direct patient care, and since Insight Public Sector was the company that provided the initial equipment/solution (Impact and Mosaiq equipment), and has direct knowledge of the existing system, which will prevent delays that could jeopardize patient care and cause the government to incur unnecessary costs.

Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

N/A. There is only one available source. Notice of Intent to Sole Source will be posted to Fedbizopps for 3-5 days.

Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

Per VA Information Technology Specialist, Louis Hamill, the Insight Public Sector's quoted prices for equipment under Line Item #s 1, 2, 3, 9, 10, & 11 on their Quote#213432120/0213431996, which are all priced under the micro-purchase threshold, appear to be fair and reasonable based on his past experience and knowledge. (See attached email from Louis Hamill, dated 2/14/2012).

Insight Public Sector has provided copies of Orders of their re-seller Affigent, that shows the prices they have previously charged for the equipment under Line Item #s 4; 6; 7; & 8 of their Quote#213432120/0213431996, are the same or more than what Insight is charging the VA, therefore the quoted prices for this equipment is considered fair and reasonable. (See attached Affigent Orders)

The price offered by Insight Public Sector for the equipment under Line Item #5 of their Quote#213432120/0213431996, is less than what two other companies offer for the same item, of their GSA Federal Supply Schedule Contract, and therefore is considered to be fair and reasonable. (See attached GSA Advantage Print-Outs).

Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

Market Research was conducted to determine if the items were commercially off the shelf items, and therefore considered Commercial Items. Based on the fact that the VA has purchased similar equipment in previous Purchase Order, the equipment is considered to be commercial items. Market Research was also conducted to determine if any bundling was occurring, and since this turnkey furnish and install is only available from one source for the reasons stated above, it has been determined that there is no bundling is occurring with the consolidation of supplies and services on this procurement.

Any Other Facts Supporting the Use of Other than Full and Open Competition:

It is unknown as to how much storage is left on this equipment, and therefore, the equipment must be purchased as soon as possible.

Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

None.

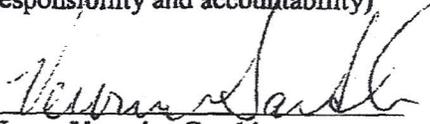
A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:

A Notice of Intent, along with the Other than Full and Open Competition Memorandum, that includes the Brand Name Only Sole Source and Only Available Source Justification will be posted on the Government Point of Entry (GPE) Fedbizopps, for 3-5 days, prior to the Award of any Contract.

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.

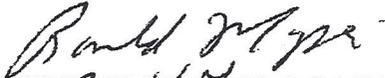
(This signature is the requestor's supervisor, fund control point official, chief of service, someone with responsibility and accountability)


Name: Veronica Gamble
Title: Business Manager Imaging Dept.
Clinical Support Services

Date 2/14/13

Approvals in accordance with FAR 6.304:

Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


Name: Ronald Mazzei
Title: Contract Specialist/Officer
Facility: ATH

2/14/12
Date

VISN/PCA QA: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Name Date
Title
Facility

NCM/PCM: I certify the justification meets requirements for other than full and open competition.


Name Date
Network Contract Manager
VISN/PCA

2/15/2012

SAO: I certify the justification meets requirements for other than full and open competition.

Name Date
Director

Service Area Office, East

VHA HCA Review and Approval: I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval (over \$50 million), approve (up to \$ 50 million) for other than full and open competition.

Norbert Doyle
Chief Procurement and Logistics Officer
VHA Head of Contracting Activity (HCA)

Date

VA Deputy Senior Procurement Executive Approval (over \$10 not exceeding \$50 million): I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

Iris B. Cooper
Deputy Senior Procurement Executive (DSPE)
Office of Acquisition and Logistics
Department of Veterans Affairs

Date

VHA Senior Procurement Executive Approval (over \$50 million): I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and approve for other than full and open competition.

Jan R. Frye
Deputy Assistant Secretary for Acquisition and Logistics
Senior Procurement Executive (SPE)
Department of Veterans Affairs

Date