

**DEPARTMENT OF VETERANS AFFAIRS**  
**Justification and Approval**  
**For**  
**Other Than Full and Open Competition**

1. **Contracting Activity:** Department of Veterans Affairs, VISN 12 GLAC, 607 Medical Center – William S. Middleton, Madison, WI  
607-12-2-969-0069
2. **Nature and/or Description of the Action Being Processed:** Justification and approval for other than full and open competition for an urgent requirement. Procurement will proceed on an emergent basis.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** Nerve Integrity Monitoring Response 3.0 System with cart. \$40,716.06
4. **Statutory Authority Permitting Other than Full and Open Competition:**  
(X ) (2) Unusual and Compelling Urgency per FAR 6.302-2;
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

Our current NIM (Nerve Integrity Monitoring) System purchased in 1996, failed on 2/16/2012 and no longer holds a charge. Replacement parts for this device are based on outdated technology that suppliers no longer manufacture. Madison VAMC is currently postponing surgeries because they no longer have working equipment. New equipment is needed immediately since it is used frequently for ENT surgery.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Called American Medical Depot, a distributor of medical equipment, was told they are not authorized to distribute for Medtronic and I would have to get equipment directly from Medtronic.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Based on emergent need, we went with Medtronic, which was the vendor for the NIM system we are replacing. Medtronic is offering us a 2% discount off of the list price.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research indicated, this particular model is the only nerve monitor that fully enables monitoring during bipolar cautery; stim bur capability, combining electric drill with stimulation; artifact detection software to help eliminate noise; incrementing probe capability that allows surgeon to adjust stimulus levels, documents patient's EMG activity and provides four to eight channels for monitoring.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None, this is an emergency.
10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: None, this is an emergency.
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: None, this is an emergency.
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.

X WILLIAM H. HALL II

WILLIAM H. HALL II  
CHIEF LOGISTICS OFFICER  
Wm S. Middleton VA Hospital

02/17/2012  
Date

13. Approvals in accordance with FAR 6.304

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

Teresa Beers-Wesolowski 2/17/2012  
Teresa Beers-Wesolowski Date  
Contract Specialist, GLAC

- b. **NCM/PCM (Required \$3K and above):** I certify the justification meets requirements for other than full and open competition.

*Linda Krupnik*  
\_\_\_\_\_  
Christine Hansen

*for* Network Contract Manager, Network 12

*2-17-2012*  
\_\_\_\_\_  
Date