

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#646-12-2-233-0034

**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:**

HP ProLiant and other HP equipment to support existing Mosaiq system, that is used for storage of patient radiological treatment information. Estimated Contract Amount \$44,622.16

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

- (X) (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 HP ProLiant equipment, as upgrades/additions to the DVA's existing Mosaiq System, and the equipment 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, since this equipment has to be installed along with EMC and Brocade equipment the DVA has previously purchased from this company on a Sole Source basis, since all of this equipment must be installed as a turnkey solution, due to the complexity of the configuration requiring multiple manufacturers, 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 solution system, that will better assure proper installation, and allow for faster installation and operation of the equipment, which will allow the DVA to ore quickly maintain direct patient care and safety.

Page 1 of 7

SOP Other Than Full and Open Competition

Original Date (3/22/2011)

Furthermore, it is important to have one company furnish and install the equipment as a turnkey solution, since the DVA requires the Contractor to be able to Guarantee Workmanship and Performance on the installation, under the VAAR Guarantee Clause.

**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 Sectors's quoted prices for equipment under Line Item #s 1; 2; and 5 are the same or less than GSA FSS prices found on GSA Advantage. In addition, VA It Specialist Lou Hamill has indicated that the quoted price for Line Item 3 is fair and reasonable based on his existing knowledge. The Contractor has also provide a copy of a Purchase Order that reflects they charged another entity the same price for Line Item 4, that they have quoted us.

**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 items are sold in the commercial marketplace, including two of the items being sold to the government off the GSA FSS, 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:**

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

None.

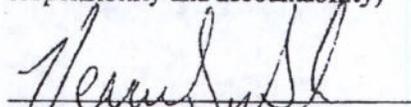
**A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required:**

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 3/1/12

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 Muzzari  
Title: Contract Specialist  
Facility: HSH

2/29/12  
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  
Title  
Network Contract Manager  
VISN/PCA

John A. Pawlita  
3/2/12

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 Date  
Deputy Senior Procurement Executive (DSPE)  
Office of Acquisition and Logistics  
Department of Veterans Affairs

**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 Date  
Deputy Assistant Secretary for Acquisition and Logistics  
Senior Procurement Executive (SPE)  
Department of Veterans Affairs