

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

Acquisition Plan Action ID: VA256-16-AP-9620

**1. Contracting Activity:** Department of Veterans Affairs, Network 16 Contracting Activity, Michael E. DeBakey VA Medical Center VA Medical Center 2002 Holcombe Boulevard Houston, TX 77030

**2. Nature and/or Description of the Action Being Processed:** The VAMC Houston Microbiology Laboratory immunology testing Section requires reagents for patient care, however, the FSS contract has expired therefore a temporary open market contract for six months will be established until the FSS contract is awarded. The reagents being sought include the COBAS Ampliprep/COBAS Taqman HCV ver. 2.0 kit 72 test/kit, Cobas Ampliprep/Cobas Taqman HIV-1 2.0 kit 48 test/kt, Cobas Ampliprep system wash reagent 5.1L, Cobas Ampliprep input tubes w/ barcode, Cobas Ampliprep k-Tip and Cobas Ampliprep SP. The contractor is also required to make scheduled deliveries that are outline below. The reagents kits are sole proprietary and only available from Roach Diagnostic Corp. These items are sole proprietary Kits sold by Roche Diagnostic Corp.

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

- 120 Cobas Ampliprep/Cobas Taqman HCV 2.0 kit 72 test/kt
- 42 Cobas Ampliprep/Cobas Taqman HIV-1 2.0 kit 48 test/kt
- 120 Cobas Ampliprep system wash reagent 5.1L
- 48 Cobas Ampliprep input tubes w/ barcode
- 30 Cobas Ampliprep k-Tip
- 42 Cobas Ampliprep SP
- 6 Taqman K Tubes, box of 12X96

**Delivery Schedule**

05480442190 COBAS AMPLIPREP/COBAS TAQMAN HCV V.2.0 KIT 72 TEST/KT

Oct.	20 KT
Nov.	20 KT
Dec.	20 KT
Jan.	20 KT
Feb.	20 KT
Mar.	20 KT

05212308190 COBAS AMPLIPREP/COBAS TAQMAN HIV-1 TEST 2.0

Oct.	7 KT
Nov.	7 KT
Dec.	7 KT
Jan.	7 KT
Feb.	7 KT
Mar.	7 KT

03587797190 COBAS AMPLIPREP SYSTEM WASH REAGENT 5.1L

Oct.	20 CS
Nov.	20 CS
Dec.	20 CS
Jan.	20 CS
Feb.	20 CS
Mar.	20 CS

03137040001 4 COBAS AMPLIPREP INPUT TUBES W/BARCODE CLIPS, 12X24

Oct.	8 CS
Nov.	8 CS
Dec.	8 CS
Jan.	8 CS
Feb.	8 CS
Mar.	8 CS

03287343001 COBAS AMPLIPREP K-TIP 12X36/PKG

Oct.	5 PKG
Nov.	5 PKG
Dec.	5 PKG
Jan.	5 PKG
Feb.	5 PKG
Mar.	5 PKG

03755525001 COBAS AMPLIPREP SPU,12X24 PKG

Oct.	7 PKG
Nov.	7 PKG
Dec.	7 PKG
Jan.	7 PKG
Feb.	7 PKG
Mar.	7 PKG

03137082001 TAQMAN K TUBES,BOX OF 12X96

Oct.	1 BX
Nov.	1 BX
Dec.	1 BX
Jan.	1 BX
Feb.	1 BX
Mar.	1 BX

**4. Statutory Authority Permitting Other than Full and Open Competition:**

(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;

03587797190 COBAS AMPLIPREP SYSTEM WASH REAGENT 5.1L

Oct.	20 CS
Nov.	20 CS
Dec.	20 CS
Jan.	20 CS
Feb.	20 CS
Mar.	20 CS

03137040001 4 COBAS AMPLIPREP INPUT TUBES W/BARCODE CLIPS, 12X24

Oct.	8 CS
Nov.	8 CS
Dec.	8 CS
Jan.	8 CS
Feb.	8 CS
Mar.	8 CS

03287343001 COBAS AMPLIPREP K-TIP 12X36/PKG

Oct.	5 PKG
Nov.	5 PKG
Dec.	5 PKG
Jan.	5 PKG
Feb.	5 PKG
Mar.	5 PKG

03755525001 COBAS AMPLIPREP SPU,12X24 PKG

Oct.	7 PKG
Nov.	7 PKG
Dec.	7 PKG
Jan.	7 PKG
Feb.	7 PKG
Mar.	7 PKG

03137082001 TAQMAN K TUBES,BOX OF 12X96

Oct.	1 BX
Nov.	1 BX
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**4. Statutory Authority Permitting Other than Full and Open Competition:**

(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;

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

Roche Diagnostic Corp kits are sole proprietary and the only manufacture that can provide the required Cobas Ampliprep/Cobas Taqman HCV v 2.0 and Cobas Ampliprep/Cobas Taqman HIV-1 v.2.0 kit.

**6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** A VIP query with NAICS identifier 325411 identified 8 SDVOSB but the FBO posting on September 14, 2016 generated no responses to the solicitation. A letter from Roche Diagnostics Corp concludes that items sought are proprietary, therefore no SDVOSB will be able to fulfill the requirement.

**7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated cost of the kits are considered fair and reasonable when measured by previous purchases from Roche Diagnostic Corps.

**8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** The FSS contract was due to be awarded to Roche Diagnostic Corps but the contracting officer was out on medical leave therefore the award will not be completed until January 2017.

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

**10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** Coastal Tank (Small Business) and Tusca KS, Inc. a SDVOSB.

**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:**

**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.

Anne Phung  
Name

08-5-2016  
Date

Title Medical Technologist  
Facility Michael E. DeBaakey VA Medical Center, DTCL

**13. Approvals in accordance with FAR 6.304** This part is filled out by Contracting Staff as part of the Justification

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

9/28/16  
Date