

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

**1. Contracting Activity:**

Department of Veterans Affairs  
Bay Pines VA Healthcare System  
Network Contracting Office 8 (248)  
Room 325, Bldg. 2  
10,000 Bay Pines Blvd.  
Bay Pines, FL 33744

PR# 516-12-2-0111-0002

- 2. Nature and/or Description of the Action Being Processed:** This action will result in a firm fixed price contract. Award is anticipated for third quarter FY 12. This requirement is for the purchase and installation of Stryker Communication operating room booms and lights in building 106 at Bay Pines VAMC.

- 3. Description of Supplies/Services Required to Meet the Agency's Needs:** Utilizing Stryker Corporation, 2825 Airview Blvd, Kalamazoo, MI, 49002 Brand Name surgical booms and lights in building 106. This equipment is for the activation of Bay Pines VAMC's new Ambulatory Surgery Center. The estimated value of the purchase and installation of the operating room equipment is XXXXXXXX (Note: The value of the competitive contract for construction of the new Ambulatory Surgery Center/Eye Treatment Center is \$8,350,700.00.)

- 4. Statutory Authority Permitting Other than Full and Open Competition:** 10 USC 2304(c)(1), Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per 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;

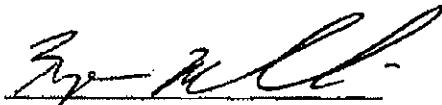
( ) (7) Public Interest per FAR 6.302-7;

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

a. As authorized by 6.302-1(c), the use of Stryker Communication brand name for the product and installation is essential to the Government's requirements and consideration of any other source is not possible as Stryker Communication equipment is designated in the existing operating rooms and is standardized across the Bay Pines Health Care Network including the New Cape Coral Outpatient Clinic.

b. It is mandated per VHA Directive 1761.1 Standardization of Supplies and Equipment. The Bay Pines Health Care Network standardized their operating room equipment in order maintain continuity for doctors and nurses working within the sixteen operating rooms. The standardized OR equipment is invaluable in terms of training, maintenance costs, and staff proficiency with this equipment.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:  
Because Stryker Communication is the standard operating room lights and booms selected by Bay Pines Health Care Network for use, Stryker Communication products and installation services have been designated in previous operating room renovation projects and the new Cape Coral Outpatient Clinic in the overall effort to standardize. Competition will be limited to Stryker Communication resellers.
7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:  
Price analysis will be performed to ensure price fair and reasonableness, in addition to competition among Stryker Communication wholesalers.
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Research for this package involved the internet, the combined knowledge of local surgeons, nurses, and surgical technicians. Other products were reviewed in previous acquisitions, but Stryker Communication was selected to meet the needs of the Bay Pines Health Care Network.
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: Stryker Communication.
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: Competition will not increase for operating room equipment as Stryker Communication is the selected standard. Stryker Communication equipment is installed across the Bay Pines VA Health Care Network in order to maintain optimum continuity across the sixteen operating rooms. This acquisition is to be set-aside to SDVOSB medical equipment wholesalers.
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.

  
Roger Makowski  
Chief of Projects  
Bay Pines VAMC

3/15/2012  
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.



Thomas Lucas  
Contracting Officer  
NCO 8 Bay Pines

3/14/12  
Date

- b. **Product Line Supervisor (PLS):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



Mark Johnson  
Contracting Supervisor  
NCO 8 Tampa

14 March 2012  
Date

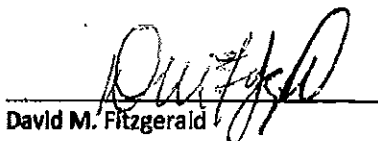
- c. **DNCM/NCM:** (SAT to \$500,000) I certify the justification meets requirements for other than full and open competition.



Dennis Bleckley  
Deputy Network Contract Manager  
VISN 8

16 MAR 2012  
Date

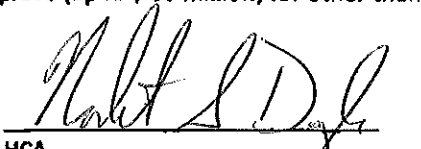
- d. **SAO:** I certify the justification meets requirements for other than full and open competition.



David M. Fitzgerald  
Director  
Service Area Office, East

23 MAR 12  
Date

- e. **VHA HCA Review and Approval:** (over \$500,000) I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approve (up to \$ 50 million) for other than full and open competition.



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

3/28/12  
Date