

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval (J&A)
For
Other Than Full and Open Competition (>\$150K)

Acquisition Plan Action ID: VA263-17-AP-2018

1. **Contracting Activity:** Department of Veterans Affairs, VISN 23, Fargo VA Health Care System, 2101 North Elm Street, Fargo, ND 58102 (438-17-2-040-0112)
2. **Nature and/or Description of the Action Being Processed:** A brand name firm fixed price purchase order will be awarded for the procurement of Urology Camera heads and light guide equipment.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** 12 Olympus urology camera heads (part number CH-S190-08-LB HD Ultra light URO camera had 0.9x, eyepiece) and 12 Olympus light guide cables (part number WA03300A 2.8mm, 3 m, CF type) . The total estimated value of this procurement is [REDACTED] Delivery is anticipated to occur in February of 2017.
4. **Statutory Authority Permitting Other than Full and Open Competition:**

(x) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** The total estimated value of this acquisition is [REDACTED] The Olympus Brand Name justification is based on the fact that the Sioux Falls VA has the Olympus Visera Elite Imaging Platform and the urology camera head equipment is compatible with this equipment. The compatibility allows the Sioux Falls to use equipment readily available with zero down time. Without this compatibility, additional costs and training would be incurred. Accordingly, Olympus Brand Name is the only firm capable of providing the supplies and services described in Section III above without the Veteran's Health Administration experiencing unacceptable delays in fulfilling its requirements. Olympus equipment will ensure that the current platform will be compatible.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Vetbiz, GSA, NAC MEDSURGE CATALOG, FBO, INTERNET, FPDS, and other contract officers desktops in eCMS have been used researched.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated pricing will be determined to be fair and reasonable, based upon comparison from pricing from recent purchases that included many of the same items and catalog prices of the equipment as well as competition.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Vetbiz, GSA, NAC MEDSURGE CATALOG, FBO, INTERNET, FPDS, and other contract officers desktops in eCMS have been used for market research.

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:** Olympus , A2Z supply and Alliant Healthcare. Alliant Healthcare is a SDVOSB partnered with Olympus to provide their products to federal Government facilities. Alliant Healthcare and A2Z supply is an authorized distributor of Olympus goods however the non-manufacturer rule applies to this procurement per the SBA rules. Because of this, the SBA has granted a NMR waiver for this procurement.

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:** VISN 23 will continuously monitor and reassess the market. If the platform is at the end of its lifecycle a competitive procurement will be issued. If other vendors come to the market and provide similar equipment the barrier of competition will be entertained.

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.

STEVEN R.
WESTHOFF 671137

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Date: 2017.01.30 09:50:20 -06'00'

Name: Steve Westhoff
Title: COR Liaison to the AD
Facility: Sioux Falls VA

1 30 2017
Date

13. **Approvals**

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

LANCE A. HAMAN
334403

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Date: 2017.01.30 09:17:20 -06'00'

Name: Lance Haman
Title: Contract Officer
Facility: Fargo VA

1 30 2017

Date

b. **Director of Contracting /Designee:** 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

JESSE R. RHEAULT 442124

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Name: Jesse Rheault
NCO 23 Fargo Supplies Branch Chief
Facility: Fargo VA

Date