

JUSTIFICATION FOR SINGLE SOURCE AWARDS IAW FAR 13.106-1
(OVER MICRO-PURCHASE THRESHOLD(\$3.5K) BUT NOT EXCEEDING THE SAT (\$150K))

IAW FAR 13.104, COs must promote competition to the maximum extent practicable to obtain supplies and services from the source whose offer is the most advantageous to the Government, considering the administrative cost of the purchase. When competition is not practicable, IAW FAR 13.106-1(b), COs solicit from a single source for purchases not exceeding the simplified acquisition threshold. COs may solicit from one source if the CO determines that the circumstances of the contract action deem only one source reasonably available (e.g., urgency, exclusive licensing agreements, brand-name or industrial mobilization). IAW FAR 13.106-3(b)(3), COs are required to include additional statements ***explaining the absence of competition*** (see 13.106-1 for brand name purchases) if only one source is solicited and the acquisition does not exceed the simplified acquisition threshold (does not apply to an acquisition of utility services available from only one source) or supporting the award decision if other than price-related factors were considered in selecting the supplier. This template when completed can be used to document single source awards IAW FAR 13.106-3(b)(3). Note: Statements such as "only known source" or "only source which can meet the required delivery date" are inadequate to support a sole source purchase.

1. ACQUISITION PLAN ACTION ID:

VA262-17-AP-2358

**1A. PROJECT/TASK
No.**

1B. ESTIMATED AMOUNT:

\$145,953.50

2. BRIEF DESCRIPTION OF SUPPLIES OR SERVICES REQUIRED AND THE INTENDED USE:

The VA Loma Linda Healthcare System (VALLHS) needs to upgrade its four existing Erbe brand Argon Plasma Coagulation (APC) units and to acquire three additional units to care for the growing number of gastrointestinal (GI) patients with upper and lower GI bleeds and cancers, continue providing ablation of esophageal, cancers, radiation, proctitis and any bleeding. The upgrade of existing Erbe APC units and purchase of additional APC units will make all the APC units portable at the facility to support the growing need of procedures in different locations.

3. UNIQUE CHARACTERISTICS THAT LIMIT AVAILABILITY TO ONLY ONE SOURCE, WITH THE REASON NO OTHER SUPPLIES OR SERVICES CAN BE USED:

(VALLHS) already has four Erbe Argon Plasma Coagulation units which only need an upgrade to be portable by placing on endoscopy carts. Additional purchase of same system, Erbe APC unit, will allow VALLHS to have the standardized APC system, efficiently utilized with existing units. This standardization of APC system will reduce possible errors, confusions and delays by staffs deriving from having more than one APC system. Also, these portable standardized units will allow providing more support for the growing need of procedures in different locations to reduce delay of necessary procedures to improve patients safely. Proaim Americas LLC is the only source authorized to sell to the Government by the manufacturer.

4. DESCRIPTION OF MARKET RESEARCH CONDUCTED AND RESULTS OR STATEMENT WHY IT WAS NOT CONDUCTED:

As a result of Sources Sought/Request for Information released on Federal Business Opportunities (FBO), only Proaim Americas LLC responded indicating the capability to provide the requirement of Erbe APC system. The manufacturer, Erbe USA, Inc., was contacted and confirmed that Proaim Americas LLC is the only source authorized to sell to the Government. In addition, Proaim Americas LLC provided a letter confirming its status as the sole distributor authorized to sell Erbe products to the Government by the manufacturer (Please see attachment).

5. Contracting Officer's Certification: *Purchase is approved in accordance with FAR13.106-1(b). I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief. Note: COs are required to make a determination of price reasonableness IAW FAR 13.106-3. See the Commercial Supply and Service SOP for Price Reasonableness templates.*

Signature: _____

Date: _____

Name: Fedy Arteaga

Title: Contracting Officer

NCO: _____

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