

**DEPARTMENT OF VETERANS AFFAIRS**  
**Justification and Approval (J&A)**  
**For**  
**Other Than Full and Open Competition (>\$150K)**  
**BRAND NAME ONLY**

Acquisition Plan Action ID: 565-17-2-090-0097

1. **Contracting Activity:** Department of Veterans Affairs, VISN 6, Fayetteville VA Medical Center plans to contract by means other than full and open competition in response to procurement request 565-17-2-090-0097.
2. **Nature and/or Description of the Action Being Processed:** This procurement request is for BRAND NAME ONLY – Stryker Operon D860 Surgical Tables in accordance with FAR 13.5 Simplified Procedures for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2. The FSC code for this procurement is 6515 and the NAICS code is 339113. A firm-fixed price purchase order will be made to a certified SDVOSB and authorized distributor for Stryker equipment.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The requested equipment is Berchtold Operon D860 Surgical Tables. The equipment adjusts to almost any desired working level to provide the optical surgical positions.
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):** The Operon D860 Surgical Tables are manufactured by the Stryker Corporation. This brand of equipment is needed for standardization. The Fayetteville VA Medical Center currently uses this brand of surgical table in its OR suites and at the Fayetteville Health Care Center (HCC) facility. Surgeons and nursing staff work at the two sites of care performing surgical procedures, and having diverse tables that work differently could result in error and injury to the patient. Standardized equipment at both locations is recommended for patient safety.

Chapter VI: Other Than Full and Open Competition (OFOC) SOP  
Attachment 3: Request for Sole Source Justification Format >\$150K

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Sources Sought Notice VA246-17-N-0147 was posted on FedBizOpps on 4/6/2017 seeking VOSB and SDVOSB sources for this equipment. Stryker responded with a list of their authorized distributors - three (3) of which are SDVOSBs: Beacon Point Associates, Four Points Technology, and Trillamed LLC.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated cost for the tables is [REDACTED]. Since there are three (3) known SDVOSBs, a solicitation will be posted on FedBizOpps as a SDVOSB set-aside. A fair and reasonable cost will be obtained through competition.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was conducted by doing an internet search of the equipment and by posting a Sources Sought Notice on FedBizOpps seeking sources.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** There are no other facts other than those already stated.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None.
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:** None
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.

Vicki Goblirsch  
Vicki Goblirsch  
Administrative Officer  
Fayetteville VA Medical Center

4/10/2017  
Date

13. **Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP.**

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

Dori Dabbs  
Dori Dabbs  
Contracting Officer  
NCO 6

4/10/2017  
Date

Chapter VI: Other Than Full and Open Competition (OFOC) SOP  
Attachment 3: Request for Sole Source Justification Format >\$150K

- b. **Quality Assurance Review:** I certify that the foregoing justification meets all of the statutory requirements for other than full and open competition.

Karen L. Coccio 413099

Digitally signed by Karen L. Coccio 413099  
DN: dc=gov, dc=va, o=internal, ou=people,  
0.9.2342.19200300.100.1.1=karen.coccio@va.gov, cn=Karen L.  
Coccio 413099  
Date: 2017.04.10 12:09:26 -04'00'

\_\_\_\_\_  
Jeff Benton  
Quality Assurance and Compliance Officer  
NCO 6

\_\_\_\_\_  
Date

- c. **Director of Contracting /Designee (Required over\$150K but not exceeding \$700K):** I certify the justification meets requirements for other than full and open competition.

Darryl T.  
Person 420831

Digitally signed by Darryl T. Person  
420831  
DN: dc=gov, dc=va, o=internal,  
ou=people,  
0.9.2342.19200300.100.1.1=darryl.perso  
n@va.gov, cn=Darryl T. Person 420831  
Date: 2017.04.10 09:41:09 -04'00'

\_\_\_\_\_  
Darryl Person  
Director of Contracting Designee  
NCO 6

\_\_\_\_\_  
Date