

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

IAW [FAR13.104](#), 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 [FAR13.106-1\(b\)](#), 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 [FAR13.106-3\(b\)\(3\)](#), 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 [FAR13.106-3\(b\)\(3\)](#). 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:
VA69D-17-AP-2301

1A. PROJECT/TASK No.
607-17-2-969-0043

1B. ESTIMATED AMOUNT:
\$49,697.98

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

The Surgery Department at the William S. Middleton MVH in Madison, WI has a need for two (2) Covidien Valley Lab brand name only Cautery Machines. The required machines are to be used for completing surgery procedures on Veterans.

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

The Covidien Valleylab FT10 energy platform is a full-featured electrosurgical system that provides electrosurgical cutting and coagulation, bipolar functionality, and vessel sealing in a single generator. To maintain continuity and interchangeability of equipment and expendable supplies, we are requesting Covidien Valleylab Energy Platforms which is what the OR uses. The Valley Lab FT10 energy platform is needed to complete the OR expansion at the William S. Middleton Memorial Hospital in Madison, WI. VHA Directive 2009-031 requires SPS to standardize the purchase of instruments and to replace the instruments not standardized. This model is the same that is used in other areas of the hospital and is currently used in the OR at the facility. The disposables used with this item are in stock at the facility currently.

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

The NMR does apply to this procurement, as the IGCE is greater than \$25,000.00, the appropriate NAICS and FSC code combination (339112 / 6515) does not exist on the SBA's Class Waiver List dated January 1, 2015, therefore a set-aside will not be sought.

Ability One website search was conducted; Ability One does not provide the required product.

VetBiz search was conducted using the search criteria of NAICS Code: 339112 and Keyword: "Cautery." The search resulted in no SDVOSB or Veteran Owned Small Business vendors who may be capable of providing the requirement.

FSS search conducted, resulting in no FSS contract holders providing the requirement.

Intent to Sole Source VA69D-17-Q-0806 was issued onto FBO on 03/24/2017, with any responses due 03/28/2017. No responses were received in response.

Based on the information provided above, it is determined this procurement will be fulfilled by sole sourcing a purchase order to COVIDIEN SALES, LLC, A MEDTRONIC COMPANY i/a/w: FAR 6.302-1.

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: _____

Name: Thomas H. Chesak

Title: Contracting Officer NCO: 12