

FAR 8 - JUSTIFICATION FOR LIMITING SOURCES <\$150K

Acquisition Plan Action ID: VA263-17-AP-8039

- 1. Agency and Contracting Activity:** Department of Veterans Affairs, VISN 23, *Minneapolis VA Health Care Center*
618-17-3-4008-0871, NCO 23, St Cloud

2. Description of Action:

Nature: ☒ New Requirement ☐ Follow-on Order
☐ Mod to Existing Order Number Insert task/delivery order no.

Order against: ☒ FSS Contract Number: V797D-50471

Name of Proposed Contractor: Melling Medical
Street Address: 658 S Columbus St
City, State, Zip: Alexandria VA 22314
Phone: 484-994-1015

3. Description of Supplies or Services:

The estimated value of the proposed action is \$34,900.00

Fixed price, sole source purchase order for Emergency parts & labor to repair the Philips X7-2t TEE probe S/N B0TYP5 and exchange the Philips X7-2t TEE probe S/N BOTYP5 in the Cardiology Department.

4. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by [FAR 8.405-6](#). Mark the applicable exception:

☒ An urgent and compelling need exists, and following the procedures would result in unacceptable delays([FAR 8.405-6\(a\)\(1\)\(i\)\(A\)](#));

☐ Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; ([FAR 8.405-6\(a\)\(1\)\(i\)\(B\)](#)) or

☐ In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order and the original order was placed in accordance

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 1: Justification for Limiting Sources \$3.5K up to \$150K

with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures.** ([FAR 8.405-6\(a\)\(1\)\(i\)\(C\)](#))

5. Rational/explanation to support cited authority:

This is an EMERGENCY order to Melling Medical, who is an SDVOSB, and is able to provide the parts and services to meet the government's need. The equipment is not functioning and patients are not able to receive the necessary procedures and treatments. TEE probes produce pictures of the heart, so that life threatening blockages can be detected and treated immediately. Repair needs to be completed as soon as possible for patient care is not affected. If the equipment is not repaired then the patient will not receive procedures and treatment. An urgent and compelling need exists, so that patient care is not affected.

6. BRAND NAME ONLY: This buy is estimated to exceed \$25,000 and this documentation will be posted along with the RFQ on e-Buy, as required by [FAR 8.405-6\(b\)\(3\)](#).
7. Note that this determination satisfies the requirements of [FAR 8.405-6](#). The requirement to prepare a written justification [IAW FAR 6.303](#) does not apply to Federal Supply Schedules.

WENDY HOESCHEN
Contract Officer
Date: 4/21/2017