

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Network 16 Contracting Activity, Biloxi Medical Center. Justification for Other Than Full and Open Competition for 2237#'s 520-12-3-031-0053, 520-12-3-031-0054, 520-12-3-031-0057, and 520-12-3-031-0131.

2. Nature and/or Description of the Action Being Processed: Omega Carver System and Related Products/Accessories and Omega Scanner and Related Products/Accessories. A firm-fixed price commodities contract is contemplated.

3. Description of Supplies/Services Required to Meet the Agency's Needs: Omega Carver System (2 each), Collection Bag (2 each), Spinal Mandrel (2 each), 6" Digital Caliper (2 each), Carver Mandrel (6 each), Vacuum Assembly (2 each), and Lifetime Homebase Software Lifetime License Fee (2 each); Omega Scanner (2 each), Scanner Training Rod (2 each), Scanner Wishbone Targets (100/Roll) (2 each), Scanner Single Targets (500/Roll) (4 each), Scanner Cranial Scan Cap (Quantity 5) (2 each), Scanner PCI Express Card (2 each), Scanner Cranial Foam Model (2 each), Circumferenti Measuring Tape (2 each), and AK Measuring Device (2 each). The total estimated value of the acquisition is [REDACTED]. The performance period is 60 days After Receipt of Order (ARO) unless equipment items and related products/accessories are not in stock (inventory) which could mean a 16 - 20 week lead time.

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):

Only One Responsible Source (FAR 6.302-1) – For continuity of patient care, it is critical that our Orthotic/Prosthetic Labs in both Biloxi MS and Pensacola FL utilize the exact same highly specialized equipment as is being used throughout the VISN. The only other alternative would be to continue to utilize a central fabrication company which requires the mailing of patient information and additional cost. Remakes will be reduced significantly as well as timeliness of care for our Veterans by having equipment on-site to fabricate sockets for the artificial limbs of our amputee patients. The Omega scanning kit allows for the measuring of the Veterans

amputated stump which then transmits to the Omega Carver system to carve the exact duplication of the stump for fabrication of the socket by the Provel T7 Automated Thermoformer. When one VISN location's workload is limited due to manpower shortages, other VISN locations pick up the additional work for that particular location. Because of this, each of the Orthotic/Prosthetic Labs in Houston TX, Little Rock AR, and in Oklahoma City OK need to have the exact same equipment so that the fabrication of artificial limbs meets the same standard of care for the fabrication of artificial limbs from one location to another and the exact same equipment provides the same calibrations therefore providing a better fitting artificial limb for the Veteran. The VA Orthotic/Prosthetic Labs in Houston TX, Little Rock AR, and in Oklahoma City OK have the same equipment being requested in their labs. Again, continuity of patient care is critical for our Orthotic/Prosthetic Labs and having the same manufacturer's equipment throughout the VISN will help ensure that this takes place. Also, the same equipment is needed in order to conduct the same level of care or research required by the VA.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: A Presolicitation Notice will be posted on the Federal Business Opportunities website stating the Government's intent to negotiate with the Ohio Willow Wood Company on a sole-source basis. This will give any other companies in the commercial market a chance to identify themselves to us and present their case as to why the Government should not pursue obtaining the above listed requirements on a sole-source basis through the Ohio Willow Wood Company.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The undersigned Contracting Officer will seek copies of published price lists showing where these equipment items are sold to the general public at the same prices proposed. In the absence of any published price lists, the undersigned will seek copies of invoices or copies of purchase orders/contracts where the vendor has sold these same products to other Government or commercial customers at the price proposed to the Government.

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 to assure that we are requesting the same equipment utilized throughout our Orthotic/Prosthetic labs in the VISN to provide continuity of care for our Veterans throughout the VISN. The only way to be able to do this is to procure new equipment from the manufacturer from whom other Orthotic/Prosthetic Labs in the VISN currently own the same equipment. The best value to the Government at this time is to purchase additional equipment that matches existing equipment already in other Orthotic/Prosthetic Labs in our VISN (which are again located at the Houston VA, the Little Rock VA, and the Oklahoma City VA.

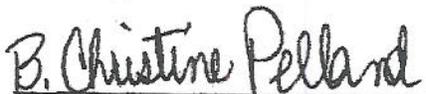
9. Any Other Facts Supporting the Use of Other than Full and Open Competition: Purchase Descriptions suitable for full and open competition have not been developed because the VAGCVHCS need to purchase the exact same equipment as is currently being used at the VA's in Houston TX, Little Rock AR, and in Oklahoma City OK.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: If any other commercial sources of supply express an interest in this acquisition from viewing the

Federal Business Opportunities website Pre-Solicitation posting, we will correspond with them concerning this requirement.

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: We will continue to correspond with the other Orthotic/Prosthetic labs in the VISN; conduct our own market research, correspond with vendors in the commercial market to see what other equipment and products are available before making any subsequent acquisitions for equipment required.

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.



B. Christine Pelland
Chief, Prosthetic & Sensory Aids Service
VAGCVHCS - BILOXI MEDICAL CENTER

5-23-2012
Date

13. Approvals in accordance with FAR 6.304

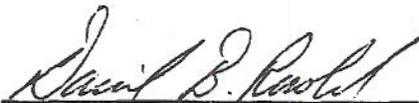
a. Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.



WILLIAM A. GEARY
CONTRACTING OFFICER
BILOXI, NETWORK 16 CONTRACTING ACTIVITY

23 May 12
Date

b. NCM/PCM: I certify the justification meets requirements for other than full and open competition.



David Rowland
Network Contract Manager
Network 16 Contracting Office

25 May 12
Date