

Attachment 1: Request for Limited Sources Memo Format

LIMITED SOURCES JUSTIFICATION

ORDER >\$3,000

FAR PART 8.405-6

2237 Transaction # or Vista Equipment Transaction #: 652-17-3-157-0092 (INSERT)

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in par. 3 below is sole source, therefore, consideration of the number of contractors required by FAR Subpart 8.4 – Federal Supply Schedules, is precluded for the reasons indicated below.

Restricted to the following source: Provide original manufacturer's name for material or contractor's name for service. (If a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor: E&E Enterprise Global, Inc.

Manufacturer/Contractor POC & phone number: 757-826-9532

Mfgr/Contractor Address: 101 Research Dr. Hampton, VA 23666

Dealer/Rep address/phone number: Bill Casiday

☒ The requested material or service represents the minimum requirements of the Government.

(1) AGENCY AND CONTRACTING ACTIVITY:

Department of Veterans Affairs

Network Contracting Office (NCO) 6

SAO East

Bldg 27, Averill Drive

Hampton, VA 23667

VISN:

(2) NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:

It is the Department of Veterans Affairs intention to sole source this requirement due to the prior investment of Direct TV equipment with the incumbent contractor for 321 receivers. It is Direct TV's policy that requires their subcontractors to provide the same pricing from the source provider. This will be a firm fixed price for a two year contract. This requirement in conjunction with the prior one year delivery order (GS-35F-779N VA246-16-F-5585) will complete our three year agreement stated as a minimum by Direct TV's policy verified by Case Number 09224900. The contractor shall provide satellite TV service only that incorporates all channels outlined in the Statement of Work (SOW).

(3) (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:

The Department of Veterans Affairs currently has a need for a contractor to provide satellite TV signal for the Richmond VA Medical Center (VAMC), Fisher House, and Emporia Community Based Outpatient Clinic (CBOC) as per the SOW.

(b) ESTIMATED DOLLAR VALUE: Base Year = \$45,802.56 Base Plus 1 Option Year: \$91,605.12

(c) REQUIRED DELIVERY DATE: POP: 06/1/2017- 05/31/2019

(4) IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)

☒ Specific characteristics of the material or service that limit the availability to a sole source (unique features, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

Richmond VAMC, Fisher House, and Emporia CBOC have invested in 321 Direct TV Receivers and hardware for television programming. This hardware investment limits programming services to Direct TV with cost savings only requiring the payment of programming services. The services are available on FSS Schedule 70 132 52 with 56 SDVOSBs but programming service prices are established by Direct TV with no deviation to the customer. This policy does not render competition in price. The incumbent contractor is a SDVOSB on schedule with a good past performance.

☐ A patent, copyright or proprietary data limits competition. The proprietary data is: (If FAR 8.405-6(a)(2)iii before posting. Do not include specific proprietary data. Only mention the type of equipment, procedure, etc. to show that proprietary supplies or services are being procured.)

☐ These are "direct replacements" parts/components for existing equipment.

☐ The material/service must be compatible in all aspects (form, fit and function) with existing systems presently installed/performing. Describe the equipment/function you have now and how the new item/service must coordinate, connect, or interface with the existing system.

☐ The new work is a logical follow-on to an original Federal Supply Schedule order provided that the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. The original order must not have been previously issued under sole source or limited source procedures.

☐ An urgent and compelling need exists, and following the ordering procedures would result in unacceptable delays.

(5) DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.4 TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

It represents best value to the government to sole source this E&E Enterprise Global for the following factors:

Cost: The investment in Direct TV hardware has been made and an investment in any other company would produce a redundant cost.

Due to Direct TV Pricing policy from the manufacture; there would be no competition in pricing from all other vendors.

Technical: All vendors are technically capable of providing the same services.

Past Performance: The incumbent SDVOSB GSA contract holding vendor has performed well for the past year.

(6) DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

The services required are available on Schedule under FSS 70 132 52 with 56 SDVOSBs.

(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:

DirectTV rates are based off the Hospitality and Institutions Programming Rate Card through their authorized vendors. The service agreement is a minimum of three years cited under Case No# 09224900.

(8) A STATEMENT OF THE ACTIONS, IF ANY, THE AGENCY MAY TAKE TO REMOVE OR OVERCOME ANY BARRIERS THAT LED TO THE RESTRICTED CONSIDERATION BEFORE ANY SUBSEQUENT ACQUISITION FOR THE SUPPLIES OR SERVICES IS MADE:

The barriers that led to the restricted consideration could not be removed due to cost effectiveness. For future requirements and subsequent acquisitions of this type, in order to overcome any barrier to competition, market research will be used as a guide to determine whether or not the market for competition exists.