

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-5501

1A. PROJECT/TASK No.

607-17-3-969-0142

1B. ESTIMATED AMOUNT:

\$71,970.00

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

The Operating Room at the William S. Middleton MVH in Madison, WI requires six (6) Olympus, **brand name only**, Flexible Ureteroscopes. These Ureteroscopes aid in visualization during urological surgical procedures. This requirement is to replace Ureteroscopes that have been broken, deemed non-economical to repair, and were taken out of service.

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

Olympus America is the sole manufacturer of the required Olympus **brand name only** ureteroscopes. The William S. Middleton MVH in Madison, WI currently owns multiple Olympus Flexible cystoscopes and ureteroscopes. The Olympus **brand name only** scopes are required because the flexible scopes need to be interchangeable in the event that one goes out for repair. Olympus flexible scopes are also the only brand that will satisfy this requirement per VHA Directive 2009-031 which requires standardization of equipment for RME and sterilization purposes. All of the operating rooms flexible scopes are Olympus brand and have the same RME requirements.

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

The NMR does not apply to this procurement, as the IGCE is less than \$150,000.00, therefore a set aside will be pursued.

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

VetBiz website was searched utilizing the NAICS: 339112 and the keyword "Olympus" resulted in one match:

- 1) ALLIANT ENTERPRISES, LLC (12-117-0653) – SDVOSB.

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

FPDS search conducted resulting in a previous purchase order, procured as a Sole Source to Olympus, an Other Than Small Business.

Communications with Industry was performed, as the Contracting Officer (CO) worked procurement for Olympus scopes previously, and was able to set aside for SDVOSB's. An e-mail was sent to advise if capable of providing these particular scopes, one vendor responded:

- 1) ALLIANT ENTERPRISES, LLC (12-117-0653) – SDVOSB.

Sources Sought VA69D-17-N-1000 was posted to FBO on 04/27/2017, with vendor responses due 05/02/17 by 10:00 AM. No vendors provided responses.

Based on the information provided above, it is recommended this procurement be fulfilled by sole sourcing a purchase order to ALLIANT ENTERPRISES, LLC utilizing the Veterans First Contracting Program which requires the Veterans Affairs (VA) to increase contracting and subcontracting opportunities for Service-Disabled Veteran-Owned Small Businesses and Veteran-Owned Small Businesses, i/a/w: Public Law (PL) 109-461.

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