

DEPARTMENT OF VETERANS AFFAIRS (VA)

Sole Source Justification For Soliciting From a Single Source (>\$150K)

Acquisition Plan Action ID: [REDACTED]

1. **Contracting Activity:** Department of Veterans Affairs (VA)
Network Contracting Office 16 (NCO 16)
2002 Holcombe Boulevard
Houston, TX 77030
[REDACTED]

2. **Nature and/or Description of the Action Being Processed:**

Michael E. DeBakey VA Medical Center (MEDVAMC) located at 2002 Holcombe Boulevard, Houston, TX 77030 is in need of instruments for scheduled total shoulder Transurethral Resection of Prostate (TURP) procedures using the TURP Tray Set. The instruments will supplement existing inventory and provide replacements for outdated instruments. This proposed contract will be for a sole source for TURP Tray Sets through an open market soliciting from a single source acquisition to Alliant Enterprise, LLC DBA Alliant Healthcare Products (Alliant) in accordance with Federal Acquisition Regulation (FAR) 13.106-1(b)(2) and FAR 13.5.

In accordance with FAR 13.5 Simplified Procedures for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:**

TURP Tray Sets are needed for the Urology Department to ensure quality care/patient safety for Veterans scheduled TURP procedures. This surgical procedure removes portions of the prostate gland. Currently, there are not enough instruments sets available to meet the demands for patient care.

The lead time for delivery of this medical instrument system is 30 days After Receipt of Order. This proposed contract has an estimated total value of \$190,523.00.

4. **Statutory Authority Permitting Other than Full and Open Competition:**

The statutory authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2) and 38 U.S.C. 8127 (c).

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

The Olympus TURP Tray set is the only instrument system that will integrate/work with the existing systems at MEDVAMC. In the event another brand was used the whole instrument system would have to be replaced which is cost prohibitive.

The purchase of an equivalent product could cause further delays in patient care, deter patient safety and increase the potential risk of staff error with equipment operational differences between systems and sterilization techniques. Compliance with VHA Directive 2009-031, equipment should be standardized when possible to ensure that set up, use and reprocessing are conducted properly to improve patient safety. Compatibility with existing equipment and continuity of services precludes consideration of a product manufactured by another company.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

An intent to sole source/request for information has been posted Federal Business Opportunities to publish/synopsisize this action in accordance with FAR 13.105, FAR 5.101 and FAR 5.203.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

Fair and reasonable pricing will be determined in accordance with FAR 13.106-3. Pricing will be evaluated to be fair and reasonable based on price analysis of the contractors proposed quote to the Independent Government Cost Estimate.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:

A search was conducted on VIP with NACIS Code 333314 and there were zero SDVOSB/VOSB found from the search. At the same time an RFI was posted on FBO from June 13, 2017 to June 16, 2017. Alliant and L1 Enterprises, Incorporated were the two (2) source that responded to the RFI. In addition Olympus America, Incorporated was contacted to determine if they have any distributors. Olympus America, Incorporated confirmed that they have only one (1) exclusive authorized distributor, Alliant which is a Service Disabled Veteran Owned Small Business (SDVOSB). L1 Enterprises is not a distributor for the Olympus TRUP Tray Sets and therefore cannot provide this requirement to existing Olympus Medical Instrument System.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition:

Alliant is a verified/certified SDVOSB. This has been verified from the VIP website. Alliant is the exclusive authorized distributor of Olympus America, Incorporated medical instruments.

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:

Alliant Enterprise, LLC DBA Alliant Healthcare Products
333 Bridge Street Northwest, Suite 1125
Grand Rapids, MI 49504

11. 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:

The Government will conduct market research to find if there are changes in the market place that would enable future actions to be competed.

12. Requirements Certification:

I certify that the requirement outlined in this justification is a Bona Fide Need of the VA

and that the supporting data under my cognizance, which are included in the Justification is accurate and complete to the best of my knowledge and belief.



13. Approvals in accordance with the FAR 13.106-1(b)(2) and FAR 13.5:

- a. **Contracting Officer or Designee's Certification (required):** I certify that the foregoing

