

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:
VA246-17-AP-13984

1A. PROJECT/TASK
No. N/A

1B. ESTIMATED AMOUNT:

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

The objective of this requirement is to procure annual licensing service for in place EEG equipment at the Richmond VA Medical Center.

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

This is a brand name only acquisition IAW FAR 6.302-1. The Richmond VA Medical Center requires Persyst software license service as it is integrated with their EEG recording machines. The software is used to record and alarm seizures for patients that are being monitored with the EEG devices.

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

Market Research was performed by the Contract Specialist (CS) utilizing the World Wide Web, Google, GSA, FPDS, SAM, VIP and teleconferences with subject matter experts and verbal communications with industry. The Contract Specialist contacted the OEM, Persyst, which stated that there are four (4) authorized resellers for their products. Three (3) are small businesses and one (1) is a large business. Persyst also is a distributor of their products. Their information is as follows:

Persyst Development Corp (Small)

Caldwell Laboratories (Small)

Natus Medical, Inc. (Small)

Electrical Geodesics, Inc. (Small)

Nihon Kohden America, Inc. (Large)

The Contract Specialist, in compliance with the Rule of Two, has expectation that 2 or more small businesses will respond to a solicitation and offer fair and reasonable pricing therefore this acquisition shall be set-aside for small business.

IAW VAAR 810.001 the VIP Database query shows 186 SD/VOSB's with NAICS code 339112.