

LIMITED SOURCES JUSTIFICATION

ORDER >\$150,000

FAR PART 8.405-6

Acquisition Plan Action ID: 659-18-1-064-0015

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:

Manufacturer/Contractor: BioFire Diagnostics, LLC

Manufacturer/Contractor POC & phone number: S/A, Christina Flower, 801-736-6354

Mfg./Contractor Address: 515 Colorow Dr., Salt Lake City, UT, 84108-1248

Dealer/Rep address/phone number: Christina Flower, S/A, 801-736-6354

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

(1) AGENCY AND CONTRACTING ACTIVITY:

Department of Veterans Affairs

Salisbury VAMC

1601 Brenner Ave

Salisbury, NC 28144

VISN:

6

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

This justification provides the rationale for limiting sources to BioFire Diagnostics, LLC for sole source purchase to deliver laboratory supplies for Salisbury VAMC existing FilmArray equipment. The FilmArray system is used to perform DNA/RNA extraction, purification and highly multiplexed PCR. This requirement is for the pouches used in this system. These pouches store the necessary reagents used for cell lysis (cell analysis), extraction, purification, amplification and detection.

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

Laboratory supplies: GSA FA Respiratory Panel IVD (24 KT), BCID Panel IVD (10 KT), and GI Panel (10 KT) for BioFire FilmArray system.

(b) ESTIMATED DOLLAR VALUE: \$176,982.04

(c) REQUIRED DELIVERY DATE: 10/01/2017 – 9/30/2018

(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.

☒ 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.

The panels are made to fit into the FilmArray System. No other manufacturer has supplies that fit into this system. Bio Fire Diagnostics, Inc. is the Original Equipment Manufacturer (OEM) of the FilmArray System and are the only distributor of the supplies that work with it.

☐ 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 required panels are made to fit into the FilmArray System and must be compatible in all aspects.

☐ 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:

Theses deliveries are available on a VA FSS contract under Federal Supply Schedule (FSC) 65. Use of VA FSS contract V797D-30085 represents the best value and will result in the lowest overall cost considering price, administrative cost and acquisition lead time.

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

VIP search revealed 13 SDVOSB and 1 VOSB under NAICS code 325413. However, the rule of two does not apply. Market research revealed BioFire Diagnostics Inc. is the only source, proprietary and manufacture capable of delivery supplies. See BioFire sole source letters in ECMS file. There is no small business (to include no VOSB/SDVOSB) distributors.

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 2: Request for Limited Sources Justification Format >\$150K

(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:

There are no other facts other than those already stated.

(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:

Prior to any subsequent acquisitions for these services, market research will be performed to determine if additional sources have entered the market and to ensure that competition is sought to the maximum extent practicable..

(9) 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. I understand that processing of this limited sources justification restricts consideration of Federal Supply Schedule contractors to fewer than the number required by FAR Subpart 8.4. *(This signature is the requestor's supervisor, fund control point official, chief of service or someone with responsibility and accountability.)*

fredricka e smith 393360
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DN: dc=gov, dc=va, o=internal, ou=people,
0.9.2342.19200300.100.1.1=fredricka.smith@va.gov,
c=US, email=fredricka.e.smith@va.gov,
Date: 2017.07.26 08:25:20 -04'00'

07/26/2017

SIGNATURE

Fredricka E. Smith

DATE

Supervisory Medical Technologist - 113

NAME

TITLE

SERVICE LINE/SECTION

659 Salisbury VAMC

FACILITY

(10) APPROVALS IN ACCORDANCE WITH THE VHAPM, Volume 6, Chapter VI: OFOC SOP:

a. CONTRACTING OFFICER'S CERTIFICATION (required): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

Melisha Evans

413046

Digitally signed by Melisha Evans 413046
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c=US, email=Melisha.Evans@va.gov,
Date: 2017.07.26 09:04:00 -04'00'

Melisha Evans, Contracting Officer, NCO 6

b. BRANCH CHIEF CERTIFICATION (required): I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


Jay James, Branch Chief, NCO 06

25 July 17
DATE