

FAR 8 - JUSTIFICATION FOR LIMITING SOURCES <\$150K

Acquisition Plan Action ID: Synthes Trauma Implants

1. Agency and Contracting Activity: Department of Veterans Affairs, VISN 7, 509 Charlie Norwood VA Medical Center, Augusta, Georgia 30904

Transacation#: 509-17-3-921-0006

2. Description of Action:

Nature: New Requirement Follow-on Order
 Mod to Existing Order Number Insert task/delivery order no.

Order against: FSS Contract Number: VA119-17-D-0008

Name of Proposed Contractor: Depuy Synthes
Street Address: 1690 Russell Road, PO Box 1766
City, State, Zip: Paoli, PA 19301
Phone: 800-523-0322

3. Description of Supplies or Services:

The estimated value of the proposed action is \$ 65,334.77

Trauma implant set (cannulated screws, plates, etc.) by Depuy Synthes that are currently used at this facility and have proven success. These items are on a national standardized contract.

4. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by FAR 8.405-6. Mark the applicable exception:

An urgent and compelling need exists, and following the procedures would result in unacceptable delays(FAR 8.405-6(a)(1)(i)(A));

Only one source is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; (FAR 8.405-6(a)(1)(i)(B)) or

In the interest of economy and efficiency, the new work is a logical follow-on to an original Federal Supply Schedule order and the original order was placed in accordance

Chapter VI: Other Than Full and Open Competition (OFOC) SOP
Attachment 1: Justification for Limiting Sources \$3.5K up to \$150K

with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures.** (FAR 8.405-6(a)(1)(i)(C))

5. **Rational/explanation to support cited authority:** Only one responsible source is available because Depuy Synthes is the manufacturer of these trauma implants and therefore must be an exact match to the instruments surgeons are already using because they are familiar with these implants and to ensure continuity of care delivered exact replacement is being sought.

This is a purchase against a national standardized contract.

6. BRAND NAME ONLY: This buy is estimated to exceed \$25,000 and this documentation will be posted along with the RFQ on e-Buy, as required by FAR 8.405-6(b)(3).

Brand-name is requested because the replacement pieces must match the existing set for the set to be useful and therefore requires it to come from the same manufacturer. Since Depuy Synthes is the only manufacturer of the requested set, they are the only manufacturer capable of providing the supplies requested. If we are unable to purchase the exact set from the manufacturer to replace missing implants, then the set is a loss and a complete new set would be needed and would result in delays to patient care.

7. Note that this determination satisfies the requirements of FAR 8.405-6. The requirement to prepare a written justification IAW FAR 6.303 does not apply to Federal Supply Schedules.

Sterlyn Frazier
Contract Specialist
Date: _____


Sebastian Anderson
Contracting Officer/Designee
Date: 08/29/2017