

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-5822

1A. PROJECT/TASK No.

676-17-3-969-0086

1B. ESTIMATED AMOUNT:

\$24,750.00

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

The Physical Medicine & Rehab Department at the Tomah VAMC in Tomah, WI has a need for one (1), brand name only, UltraMIST Wound Therapy System. The UltraMIST, delivers low frequency, non-contact ultrasound to wounds to stimulate healing through improved microcirculation, mechanical micro-organism reduction and improved function of cellular components that mitigate chronic inflammatory factors.

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

The UltraMist Wound Therapy System, by ALLIQUA, is the lone low frequency ultrasound unit for wound care on the market that is non-contact. Other ultrasonic wound care products are contact debridement systems, which are essentially just vibrating curettes. The other system's treatment tips are not disposable and require autoclaving, or are designed more for surgical applications. The UltraMist Wound Therapy System penetrates 2 – 5 mm below the skin's surface without contact.

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

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

Market research indicates the following:

- VetBiz search was conducted using the search criteria of NAICS Code: 339113 and Keywords: "UltraMIST" and "ALLIQUA." The searches resulted in one (1) match for SDVOSB and Veteran Owned Small Business (VOSB) vendors who possibly can fulfill the requirement.

- 1.) AB MARTIN SERVICES, INC. (d.b.a. DAV SUPPLY) (DUNS: 14-480-7240) – SDVOSB – requested confirmation that they can provide the requirement; no response was provided.

- Ability One website search was conducted; Ability One does not provide the required product.

- Sources Sought VA69D-17-N-1542 was issued to e-Buy on 08/09/2017, closing 08/15/2017. No vendors provided a response that they can provide this requirement.

- FSS Search was conducted resulting in no FSS vendors providing requirement.

ALLIQUA BIOMEDICAL indicated that they do not sell directly to the VA, they run everything through MARATHON MEDICAL (12-265-8151), a SDVOSB.

Based on the information provided above, it is determined this procurement will be fulfilled by sole sourcing a purchase order to MARATHON MEDICAL, i/a/w: FAR 6.302-1.

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