

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

Acquisition Plan Action ID: VA246-17-AP-10473

1. **Contracting Activity:** Department of Veterans Affairs, VISN 06, Hampton Medical Center, 100 Emancipation Drive, Hampton VA 23667.

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

This is a Sole Source Justification for the continued support provided by Philips Healthcare Informatics, Inc. to maintain the VISN 6 Picture Archive and Communication System (PACS) Hardware/Software Support and Data Storage for FY 2018. This continuation will serve to provide the uninterrupted services as to not impact current daily operations and provide the necessary prevention in data loss historical patient data records and images that would be detrimental to the Department of Veteran Affairs and its patient population serviced by the Radiology Departments at all VISN 6 Medical Centers.

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

VISN 6 VA Medical Centers Radiology Departments current software infrastructure for PACS was previously standardized on Philips Healthcare IntelliSpace software/hardware infrastructure. Currently the requirement is to maintain PACS Software Support and Data Storage for the continued use of the PACS Software on VA owned servers. The contractor is required to provide Hardware and software support of the Philips IntelliSpace Platform, web distribution and ability for the radiologists to perform remote reading, maintain workstations, provide and maintain IntelliSpace PACS Clinical Applications, maintain the existing virtual storage of images, and provide comprehensive Services to include but not limited to, 24/7 remote support, OS & AV patches, software updates, software upgrades, perform root cause analysis's of system issues and maintain IntelliSpace solution operability with less than one percent down time. The estimated Total Value of this requirement is approximately \$_____.

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

- (X) (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
() (2) Unusual and Compelling Urgency per FAR 6.302-2;
() (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
() (4) International Agreement per FAR 6.302-4
() (5) Authorized or Required by Statute FAR 6.302-5;
() (6) National Security per FAR 6.302-6;
() (7) Public Interest per FAR 6.302-7;

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 current infrastructure for VISN 6 based on a previous standardization effort is Philips IntelliSpace PACS Hardware/Software on VISN 6 Servers. Philips Healthcare is the manufacturer of the Intellispace solution in use and has been charged for the past 8 years to provide it operational support and maintain data storage and backups. This continuation will serve to provide the necessary continuity for use in current daily operations and the prevent any historical data loss that would be detrimental to the Department of Veteran Affairs and its patient population serviced by the Radiology Departments within VISN 6 until such time the replacement system is brought online.

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

This requirement for the previously identified VISN 6 Medical Centers is to avoid a gap in service while maintaining operational support and the loss of historical data necessary for these two Medical Center Radiology Department's daily operations. The follow-on contract SPM2D1-11-D-8385 Delivery Order VA797-N-16-F-0005 was competed and awarded by the National Acquisition Center (NAC) for a Base Year and four Option Years. However, there have been many delays in getting this new system online and fully functional.

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

Initial market research revealed that Philips intends to offer the same price per unit that has been contracted for over the past four years. Since the pricing was previously found fair and reasonable, the contracting officer has a high confidence that fair and reasonable pricing shall be received prior to the award of any subsequent contract action.

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

The follow-on contract was recently awarded by the VA NAC SPM2D1-11-D-8385 Delivery Order VA797-N-16-F-0005. This contract is to merely fill the gap between the FY17 contracts that were put in place and the migration to the new McKesson Solution.

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

None

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

Philips Healthcare Informatics, Inc.
4100 E. 3rd Ave, Ste 101
Foster City, CA 94404-4819

11. A 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 follow-on contract was a competitive requirement that was recently awarded by the VA NAC SPM2D1-11-D-8385 Delivery Order VA797-N-16-F-0005.

- 12. 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 and belief.

Estherline Johnson
Administrative Officer
Radiology and Nuclear Medicine Service

Date

13. Approvals in accordance with the VHAPM Part 806.3 OFOC SOP:

- a. **Contracting Officer or Designee's Certification (required):** I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

KEITH W. HUNTER
Contracting Officer
Network Contracting Office 6

Date

- b. **One Level Above the Contracting Officer:** I certify the justification meets requirements for other than full and open competition.

NANCY L. BAILEY
Director of Contracting
Network Contracting Office 6

Date

- c. **VHA SAO HCA Review and Approval:** I have reviewed the foregoing justification and find it to be complete and accurate to the best of my knowledge and belief and recommend approval.

JOSEPH P. MALETTA
Executive Director
SAO East

Date