

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. Contracting Activity:

Department of Veterans Affairs, VISN 04, James E VanZandt VA Medical Center.

This is justification for other than full and open competition.

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

This is a new contract for labor/travel hours only.

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

Need vendor (specifically Hewlett Packard) to assist our local IRM staff and build/configure a radiologist computer/server (workstation). The required delivery of work performed should be prior to August 3, 2012.

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

☒ (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):

There is only one responsible source (Hewlett Packard) that can configure this highly specialized medical (radiologist) workstation primarily due to the complexity of issues and proprietary nature of service. This workstation must be configured without delay due to an essential equipment requirement. Delays is causing an extreme hardship for the radiologist with reporting issues and efficiency, which ultimately delays timely care for our Veterans.

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

Due to the complexity of issues and urgency of service (configuration/repairs), there is only one responsible or acceptable source in the market place skilled to perform this service.

SOP Other Than Full and Open Competition

Original Date (3/22/2011)

7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The price quotation by Hewlett Packard appears fair and reasonable when compared to similar calls for service on radiology computer infrastructure.

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

MARKET RESEARCH FOR COMPETENT RESOURCES WAS CONDUCTED WITHOUT AVAILABLE OR SIMILAR SERVICES THAT HAVE BEEN OFFERED BY HEWLITT PACKARD. DUE TO THE COMPLEXITY OF ISSUES AND SECURITY OF PROPRIETARY INFORMATION AMONG MANUFACTURERS, THE INFORMATION AND SKILLS NECESSARY TO MAKE THE NECESSARY ADJUSTMENTS AND REPAIRS ARE SIGNIFICANTLY LACKING IN THE MARKET PLACE.

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


The specifications of this workstation are very unusual and specific. The requested repairs/configuration cannot be duplicated by other sources. Hewlett Packard is the only vendor with the necessary and proprietary information to make the necessary adjustments and resolve issues.

10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** State "See Section VI above."

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:**

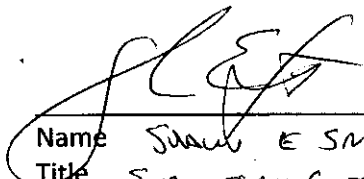
Due to the complexity and urgency of solutions and the significance of information necessary to make repairs, no actions are planned to overcome barriers to competition when acquiring future services for this specific workstation.

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.
(This signature is the requestor's supervisor, fund control point official, chief of service, someone with responsibility and accountability)


Name DR. Ronald Kihm, M.D. Date 6/21/2012
Title Chief, Radiology Service
Facility JAMES E Van Zandt VA Medical Center

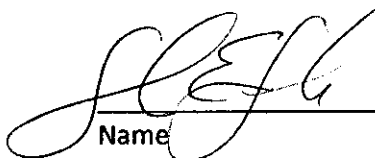
13. **Approvals in accordance with FAR 6.304** This part if filled out by Contracting Staff as part of the Justification

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


Name Shawn E. Smith
Title Supervisory Contract Specialist
Facility

7/10/12
Date

- b. **NCM/PCM (Required \$3K and above):** I certify the justification meets requirements for other than full and open competition.


Name
Network Contract Manager
VISN/PCA X

7/10/12
Date

VHA Head of Contracting Activity (HCA) Approval Process

Head of Contracting Activity (HCA) – Process for Authorities which **require** HCA approval.

- Network and Program Contracting Managers (NCM/PCM) will electronically transmit each HCA package with the request for approval through the Service Area Office (SAO).
- SAO will review the request ensuring all packages submitted contain the required documentation. Upon approval the SAO Director or Designee will enter the request in the Acquisition Resource Center (ARC) – HCA Community site located at: <http://arc.aac.va.gov/Acquisition/ARCCommunities/VHAHCA/Pages/default.aspx>
- The SAO Director or Designee will log the document on the tracking sheet and save it in the appropriate SAO folder based on the request type. The SAO or designee will then send a message to the “VHA CO HCA Requests” mail group to alert 10F that a request has been submitted for review.
- The Operations Director or designee will review and concur on the task package. After concurrence, the document will be prepared for the signature of the Chief Procurement and Logistics Officer or when required transmitted directly to the Deputy Senior Procurement Executive (DSPE) after CPLO concurrence.
- When the CPLO or DSPE approves and signs or denies the request, the document will be scanned into the ARC community and the SAO will be electronically notified.