

LIMITED SOURCES JUSTIFICATION

ORDER >\$150,000

FAR PART 8.405-6

Acquisition Plan Action ID: VA257-17-AP-9854

- 1. Contracting Activity:** Department of Veterans Affairs, VISN 17, Audie L. Murphy Medical Center.

NCO- 17, Network Contracting Activity
5441 Babcock Rd, Ste 302 (10N17/90C)
San Antonio, TX 78240

671-18-1-196-0001: GE HEALTHCARE SERVICE AGREEMENT

2.

Description of Action: This acquisition is conducted under the authority of the Multiple-Award Schedule Program (41 U.S.C. 251 and 40 U.S.C. 501). This is a new requirement. The STVHCS intends to negotiate and award a task order on a sole source basis with General Electric Healthcare Company. GE Healthcare is the only responsible source that can perform preventive maintenance inspections, repairs, upgrades, calibrations and replacement of defective parts for General Electric Healthcare Company Diagnostic Imaging Digital Systems.

- 3. Order against:** ☒ FSS Contract Number: VA797H-17-D-0024


Name of Proposed Contractor: GENERAL ELECTRIC COMPANY

Street Address: 3000 N GRANDVIEW BLVD W-443

City, State, Zip: WAUKESHA, WI 53188

Phone: 262-951-9104

- 4. Description of Supplies or Services:**

The estimated value of the proposed action is 

General Electric Healthcare Company shall provide on-site preventive maintenance inspections, calibrations, upgrades, repair services and provide Original Equipment Manufacturers (OEM) repair parts essential for repair.

(4) IDENTIFY THE AUTHORITY AND SUPPORTING RATIONALE (see 8.405-6(a)(1)(i)(A), (B), and (C) or 8.405-6(b)), AND IF APPLICABLE, A DEMONSTRATION OF THE PROPOSED CONTRACTOR'S UNIQUE QUALIFICATIONS TO PROVIDE THE REQUIRED SUPPLY OR SERVICE. (CHECK ALL THAT APPLY AND COMPLETE)

☒ 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; General Electric Healthcare Company is the manufacturer of the General Electric Healthcare Company Diagnostic Imaging Digital Systems and the only source that can provide the required service that will not void or modify any original manufacturer's requirements on the equipment due to the proprietary nature of the equipment.

(5) DESCRIBE WHY YOU BELIEVE THE ORDER REPRESENTS THE BEST VALUE CONSISTENT WITH FAR 8.404(d) TO AID THE CONTRACTING OFFICER IN MAKING THIS BEST VALUE DETERMINATION:

Pricing is based off NAC Contract: VA797H-17-D-0024

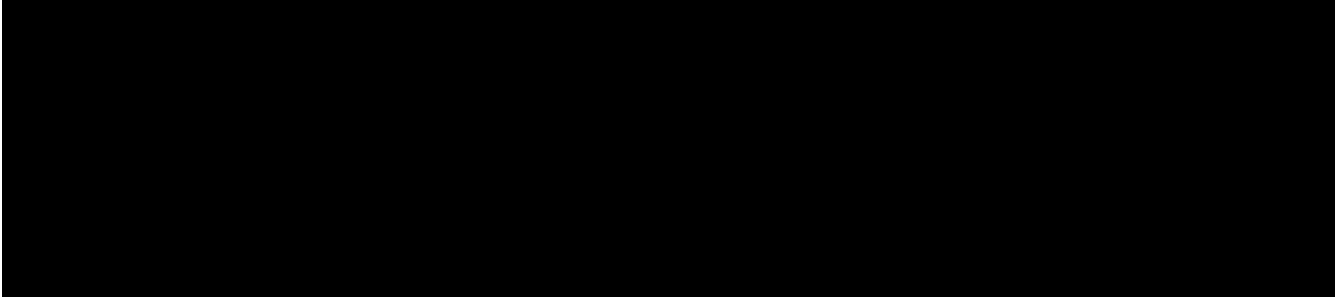
(6) DESCRIBE THE MARKET RESEARCH CONDUCTED AMONG SCHEDULE HOLDERS AND THE RESULTS OR A STATEMENT OF THE REASON MARKET RESEARCH WAS NOT CONDUCTED:

Market Price was determined to be fair in comparison of previous contract pricing: VA257-16-J-0596 in the amount of \$887,866.79. Pricing is based off NAC Contract: VA797H-17-D-0024. GE Healthcare has performed service regarding the existing service in previous years: VA257-16-J-0596. Procurement was sole sources due to proprietary nature and equipment being under warranty.

(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:

The major barrier to competition is the proprietary nature of the software, upgrades and diagnostic codes required to maintain the Diagnostic Imaging Digital System. There is no other known source that can provide the service. The General Electric Healthcare Company is presently providing this service. Failure to use OEM parts, software or certified service engineers may cause damage to our systems or potential harm to our veteran patients. Once equipment is no longer under warranty in approximately 1-3 years, any qualified technician could repair, perform preventative maintenance without voiding any warranty. This is a six-month contract due to continuity of service.

(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.)*

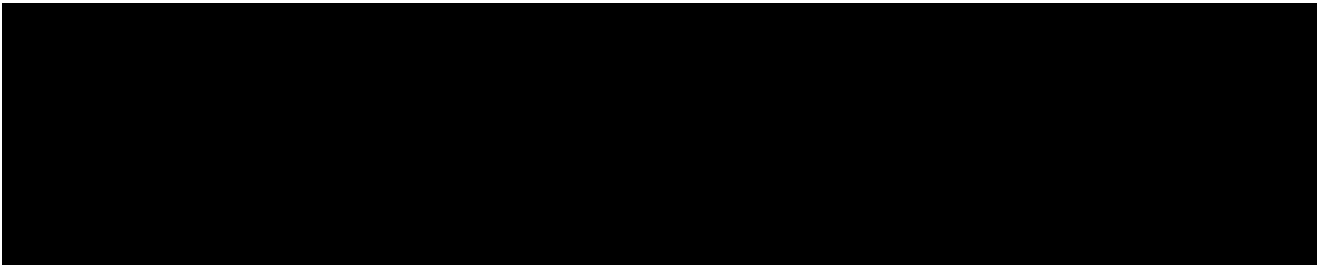


(10) APPROVALS IN ACCORDANCE WITH THE VHAPM Part 806.3 OFOC SOP: *This part is filled out by Contracting Staff as part of the Justification*

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



b. One Level Above the Contracting Officer (Required over \$150K but not exceeding \$700K): I certify the justification meets requirements for other than full and open competition.



- 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 (if over \$68 million) or approve (\$700K to \$68 million) for other than full and open competition.

