

DEPARTMENT OF VETERANS AFFAIRS

**FAR 8 – Justification for Limiting Sources (LSJ)
For
Limiting Sources (<\$150K)**

Acquisition Plan Action ID: _693-18-3-179-0039

- 1. Contracting Activity:** Department of Veterans Affairs, VISN 4, VA Medical Center, 1111 East End Blvd., Wilkes-Barre, PA 18711 (693)
- 2. Description of Action:** New requirement for PlasmaBlade™ to be used during implantation of devices (i.e. pacemakers, AICD and lead revisions).
Order against: FSS Contract Number: V797P-2110D

Name of Proposed Contractor: Medtronic
Street Address: 180 International Drive
City, State, Zip: Portsmouth, NH 03801
Phone: 570 262-5438

3. Description of Supplies or Services:

The estimated value of the proposed action is \$ 26573.25.

Requirement is for PlasmaBlade™ Unit consisting of AEX Generator PlasmaBlade™ #40-405-1 to include Universal Generator Cart #34-108-1 and five single use Plasma Blades 4.0 #PS200-040.

Medtronic is the sole manufacturer of the proprietary PlasmaBlade™, which utilizes “radio frequency” versus “AC current” as indicated by Claudio Mateos, Medtronic Sales Representative.

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\(a\)\(1\)\(i\)\(B\)](#));

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 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\(a\)\(1\)\(i\)\(C\)](#)); or

Items peculiar to one manufacturer. An item peculiar to one manufacturer can be a particular brand name, product, or a feature of a product, peculiar to one manufacturer). A brand name item, whether available on one or more schedule contracts, is an item peculiar to one manufacturer ([FAR 8.405-6\(b\)](#)).

5. Rational/explanation to support cited authority:

Medtronic is the sole manufacturer of the proprietary PlasmaBlade™ Unit, which utilizes “radio frequency” versus “AC current”. This state of the art technology is unique to this device and provides reduced risk and lowers inadvertent injury to Veteran patients. Provides for better patient care outcomes. Medtronic is the manufacturer and sells direct. There are no distributors for this product.

6. BRAND NAME ONLY (*Delete this section if it does not apply*): 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 8.405-1\(e\)](#).

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.

Signature: _____

Name: AMANDA SAUNDERS

Title: Contracting Officer

Facility: NCO4

Date: 4/24/18

Signature: _____

Name:

Title: Branch Chief, Hybrid 2

Facility: NCO4

Date: