

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval (J&A)
For
Other Than Full and Open Competition (>\$150K)
BRAND NAME ONLY

Acquisition Plan Action ID: 558-18-3-017-0032

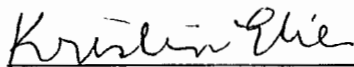
1. **Contracting Activity:** Department of Veterans Affairs, VISN 6, Durham VA Medical Center plans to contract by means other than full and open competition in response to procurement request 558-18-3-017-0032.
2. **Nature and/or Description of the Action Being Processed:** This procurement request is for BRAND NAME ONLY – Medivator Endoscope Reprocessing equipment in accordance with FAR 13.5 Simplified Procedures for Certain Commercial Items and specifically FAR 13.501 Special Documentation Requirements, where acquisitions conducted under Simplified Acquisition Procedures are exempt from the requirements of FAR Part 6, but still require a justification using the format of FAR 6.303-2. The FSC code for this procurement is 6515 and the NAICS code is 334510. A firm-fixed price purchase order will be made to an authorized distributor for Medivator equipment.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The requested equipment is Medivator Advantage Plus Endoscope Reprocessing equipment. The equipment is used to by both the sterile processing services area, and the GI clinic to disinfect scopes.
4. **Statutory Authority Permitting Other than Full and Open Competition:**
 - (X) (1) Only One BRAND NAME 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 BRAND NAME or Nature of the Acquisition Requires the Use of the Authority Cited Above:**

The Durham VAMC currently utilizes Medivator Advantage Plus endoscope reprocessor equipment and products throughout its Sterile Processing department, as well as the GI clinic. The need for standardization is very important in the reprocessing of surgical instruments. It is vitally important that surgical instruments be cleaned and sterilized sufficiently for patient safety. The use of different (brands of) reprocessing equipment introduces and increases the probability of error in sterilization time and temperature. Additionally, supplies for this equipment are stocked by the Logistics department and if another brand of equipment is introduced, an entire inventory of additional supplies will need to be maintained. This introduces another variable and further increases the risk of the wrong cleaning agent

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Attachment 3: Request for Sole Source Justification Format >\$150K

being used on the wrong equipment. As stated above, sterilization of surgical equipment is a patient safety issue and the use standardized equipment supports this safety initiative.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** Sources Sought Notice 36C24618Q9007 was posted on FedBizOpps on 5/7/2018 seeking authorized distributors for this equipment.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The anticipated cost for the endoscope reprocessing equipment is [REDACTED]. Since there is one known SDVOSB and one known SB with a FSS contact that are authorized providers, a solicitation will be posted on FedBizOpps as a small business set-aside. A fair and reasonable cost will be obtained through competition.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** Market research was conducted by searching GSA Advantage, checking the VIP database, and by posting a Sources Sought Notice on FedBizOpps seeking authorized distributors.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** There are no other facts other than those already stated.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None.
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:** None
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.



Kristin Larson Ellis
Program Support- Sterile Processing Service
Durham VA Medical Center

5-16-18

Date

13. **Approvals in accordance with the VHAPM, Volume 6, Chapter VI: OFOC SOP.**

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



Dori Dabbs
Contracting Officer
NCO 6

5/16/2018

Date

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- b. Director of Contracting /Designee (Required over \$150K but not exceeding \$700K): I certify the justification meets requirements for other than full and open competition.

KEESHIA R
NEWMAN
254911

Digitally signed by KEESHIA
R NEWMAN 254911
Date: 2018.05.16 15:20:41
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Keeshia Newman
Director of Contracting Designee
NCO 6

Date