

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval (J&A)
For
Other Than Full and Open Competition (>SAT)

Acquisition Plan Action ID: VA250-18-AP-9931

1. **Contracting Activity:** Department of Veterans Affairs, VISN 10, Cleveland VA Medical Center, NCO
10
541-18-3-2821-0431

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

Prosthetic hands required for research in sensory restoration using peripheral nerve stimulation. The hands with custom sensors and hardware to be able to give the wearer information about what they are touching. A study has been planned, and IRB approval has been acquired, to investigate the impact of continuous sensory restoration in a home and community environments on patient outcomes and task performance. This hand, coupled with the sensor system, will be used by research volunteers to carry out this study. 16 Bebionic hands and associated wrist and glove hardware are required. This will be a new Open Market Firm Fixed Price Purchase Order.

FAR13.5 Simplified Procedures for Certain Commercial Items: This procurement is for 16 Bebionic hands and associated wrist and glove hardware 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.

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

16 Bebionic hands and associated wrist and glove hardware deleivered as needed over one year.

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

FAR13.5 Simplified Procedures for Certain Commercial Items: The authority for applying the Simplified Procedures for Commercial Items of FAR 13.5 is 41 U.S.C. 1901 and is implemented by for restricting competition on this procurement via FAR 13.106-1(b)(2).

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):**

This hand is being chosen for the take home sensory restoration system because it is robust enough to be used daily in a variety of activities and is the only product available with a proven track record of providing powered wrist rotation capability.

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

Product catalogs online of open market products, GSA, NAC, the National Strategic Sourcing Sharepoint, and Vetbiz were reviewed. Product research determined that there were no other manufacturer or distributor can currently meet the government needs. In addition the research personnel queried Website of potential prosthetic hand providers and consulted technical experts in this field from Ocean State Research Center (Linda Resnik) and Cleveland FES and APT Centers (Matt

VHAPM Part 806.3 Other Than Full and Open Competition (OFOC) SOP
Attachment 2: Request for Sole Source Justification Format >SAT

Schiefer, Dustin Tyler, Emily Graczyk, Matt Williams, Joris Lambrecht).

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

The anticipated cost to the Government is in line with the IGE and market research.

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

Product catalogs online of open market products, GSA, NAC, the National Strategic Sourcing Sharepoint, and Vetbiz were reviewed. Product research determined that there were no other manufacturer or distributor can currently meet the government needs. In addition the research personnel queried Website of potential prosthetic hand providers and consulted technical experts in this field from Ocean State Research Center (Linda Resnik) and Cleveland FES and APT Centers (Matt Schiefer, Dustin Tyler, Emily Graczyk, Matt Williams, Joris Lambrecht).

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:

Otto Bock Healthcare LP
DUNS: 010332831 CAGE Code: 3BL00
11501 Alterra Parkway, Suite 600
Austin, TX, 78758-3597

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 contracting office along with the medical facility will continue to conduct market research to determine if any new equipment, distributors, or competitors enter the market.

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.

Name: Holly Henry
Title: Administrative Officer
Facility: Louis Stokes Cleveland VAMC

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.

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Christopher A. Callihan
Contracting Officer
NCO 10

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

Jason E. Lawson
Branch Chief – Ohio Supply Team
Network Contracting Office 10 (Ohio, Indiana, & Michigan)