

Attachment 1: Request for SDVOSB/VOSB Sole Source Justification Format >SAT

DEPARTMENT OF VETERANS AFFAIRS

**Justification and Approval (J&A)
For
Other Than Full and Open Competition (>SAT)**

Acquisition Plan Action ID: _ 36C250-18-AP-1680 _

1. **Contracting Activity:** Department of Veterans Affairs, NCO 10 Contracting, VISN 10, Cleveland VA Medical Center, Cleveland, OH is seeking to purchase a Humphrey Visual Field Analyzer 3. The purchase request/2237 is: 541-18-3-250-0475.
2. **Nature and/or Description of the Action Being Processed:** Justification for Sole Source procurement, for the Cleveland VA Medical Center requirement of a Humphrey Visual Field Analyzer 3, IAW VAAR 819.7007. Pursuant to 41 USC §3304(a)(5), 38 U.S. Code § 8127, as implemented by FAR 6.302-5 (Authorized or Required by Statute).
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Painesville CBOC will be moving into a new Clinic in the summer of 2018. They will be adding an additional Optometry lane, and will require the purchase of a visual field analyzer. To satisfy this requirement, all the following must be included: visual field analyzer, compatible printer, and an optometry table with power. Procurement shall include delivery, installation, training, one-year warranty, and operator and service manuals. Brand name only is being requested to interface with legacy data. Market research indicates other manufacturer products are not compatible with the agency's needs.
4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §3304(a)(5), 38 U.S. Code § 8127, as implemented by FAR 6.302-5 (Authorized or Required by Statute). COs may use the non-competitive (sole source) procedures authorized in VAAR 819.7007 or 819.7008 up to \$5,000,000. Check the specific VAAR clause used below:
(X) 819.7007 Sole source awards to a verified service-disabled veteran-owned small business; or
5. **Demonstration that the Contractor's Unique Qualifications and/or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** The Humphrey Visual Field Analyzer 3 is currently used in the Cleveland VAMC and all outlying CBOCs. The requested equipment is being purchased for the new Painesville CBOC. Purchase of completely new equipment would not be cost effective, would require training, and possibly delay patient care. Also, the equipment requested is directly replacing older version to meet updated requirements. It is the belief of the Government it is in the Government's best interest to procure this specific brand due to the need for compatibility with the existing system and continuity of care across the Cleveland Veterans Health Care System.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** In addition to the market research detailed in paragraph 8 below a Special Notice of Intent to Sole Source Synopsis will be posted to FedBizopps IAW FAR 5.201(b)(1).

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7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:**
Based on comparison to a recently awarded contracts and comparison to the manufacturer prices, it is anticipated that the proposed pricing will be fair and reasonable and in the best interest of the government.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** IAW 810.001-70, a search of the Vendor Information Page (VIP) or Vetbiz using NAICS Code 339115, keyword "Zeiss" revealed 1 Service-Disabled Veteran-Owned and Veteran-Owned Small Business (SDVOSB/VOSB) concern. Additional market research to include VA Advantage, FedBizOpps (FBO) and FPDS did not provide a reasonable expectation of receiving two or more offers/quotes from capable and verified VOSBs. Rule of Two determined not attainable. A review of VA Advantage revealed zero schedule contracts. A search of the SAC, NAC, MSPV-NG and NX Equipment Catalog listings also resulted in zero schedule contracts. The National Strategic Source Listing lead to in zero schedule contracts. Per an authorized distributor list received from the Carl Zeiss Products National Accounts Manager, Corps Biologics, LLC. is the sole authorized SDVOSB reseller of Zeiss Products.
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:** 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:** Ordering activities will continue to conduct market research to determine if any other software and/or equipment becomes available that can fulfill the Government's requirements.
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.

Melissa D. Sosa, Program Specialist
Melissa D. Sosa

7/17/18
Date

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.

Dwight Petsche
Contracting Officer
NCO 10

Date