

**LIMITED SOURCES JUSTIFICATION**

**ORDERS >\$3,000**

**FAR PART 8.405-6(g)**

**2237 Transaction # or Vista Equipment Transaction #: 537-12-4-969-0554**

This acquisition is conducted under the authority of the Multiple Award Schedule Program. The material or service listed in par.3 below is sole source, therefore, consideration of the number of contractors required by FAR Subpart 8.4-Federal Supply Schedules, is precluded for the reasons indicated below.

Restricted to the following source: Provide original manufacturer's name for material or contractor's name for service. (if a sole source manufacturer distributes via dealers, ALSO provide dealer information.)

Manufacturer/Contractor: Candela Corporation

Manufacturer/Contractor POC & phone number: Matthew Sherman, 508-358-7400

Mfgr/Contractor Address: 530 Boston Post Road  
Wayland, MA 01778

Dealer/Rep address/phone number: N/A

The requested material or service represents the minimum requirements of the Government.

**(1) AGENCY AND CONTRACTING ACTIVITY:**

Network Contracting Office 12

115 South 84<sup>th</sup> St., Suite 101

Milwaukee, WI 53214-1476

**VISN:**

12

**(2) NATURE AND/OR DESCRIPTION OF ACTION BEING APPROVED:**

Limited Source Justification for the procurement dermatological laser equipment for the Jesse Brown VA Medical Center in Chicago, IL. This is a firm-fixed price, brand-name only procurement of Candela Corporation dermatological lasers.

**(3) (a) A DESCRIPTION OF THE SUPPLIES OR SERVICES REQUIRED TO MEET THE AGENCY'S NEED:**

Per VA Acquisition Regulation 808.002 - Priorities for use of Government supply sources, the requested equipment falls under mandatory Federal Supply Schedule (FSS) 65 II Medical Equipment and Supplies, contract V797P-4451B. The Jesse Brown VA Medical Center has a requirement for the following equipment:

Part No.	Description	Qty
GENTLEMAX 755/1064 LASER SYSTEM W/DCD	GENTLEMAX 755/1064 LASER SYSTEM W/DCD	1
0920-21-0201	GENTLEMAX WARRANTY 1 YR	1
8095-00-0476	PF1 EYEWEAR 755/1064 OD7 CE	10
8095-00-0476	PATIENT GOGGLES	5
1600-00-0212	CAN, 12PK, HFC-134a/1000 GRAM	2
COM-SD-INSA	CLINICAL INSERVICE TRAINING -- ADDITIONAL	4
VBEAM PERFECTA GRAY LASER SYSTEM	VBEAM PERFECTA GRAY LASER SYSTEM	1
0920-21-0087	VBEAM PERFECTA, WARRANTY, 3YR	1
8095-00-0475	LASER EYEWEAR 5.2@5920597	10
8095-00-0420	GOGGLES, OD>5.0, 591-598mm	5
1600-00-0212	CAN, 12PK, HFC-134a/1000 GRAM	2
COM-SD-INSA	CLINICAL INSERVICE TRAINING -- ADDITIONAL	4

**(b) ESTIMATED DOLLAR VALUE: \$ 217,526.80**

**(c) REQUIRED DELIVERY DATE: September 2012**

**(4) IDENTIFICATION OF THE JUSTIFICATION RATIONALE (SEE FAR 8.405-6), 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)**

- Specific characteristics of the material or service that limit the availability to a sole source (unique feature, function of the item, etc.). Describe in detail why only this suggested source can furnish the requirements to the exclusion of other sources.

The Candela GentleMax 755/1064 laser is the only product in the marketplace that has: a three millisecond pulse at settings from six to 18 mm at up to 20 J/ cm<sup>2</sup>, incorporating both 1064 nm and 755 nm wavelengths on one platform with dynamic cooling for patient safety. The Candela VBeam laser is the only product in the marketplace that is a pulse dye laser at 595 nm, at 8 micro pulses, with a 12 mm spot and dynamic cooling for patient safety.

**(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.**

The requested equipment is on mandatory supply schedule 65 II A. Per FAR 8.404 – Use of Federal Supply Schedules, pricing has already been determined to be fair and reasonable. The Contract Specialist has determined that the prices for the items not on contract are also fair and reasonable.

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

The End-User consulted with other dermatologists, conducted internet research, and consulted various vendors for information on dermatological laser products. Although other lasers were identified, none had the specific characteristics desired and stated above in Section 5. The Contract Specialist was also unable to find any equivalent lasers on mandatory FSS schedule 65 II A.

**(7) ANY OTHER FACTS SUPPORTING THE JUSTIFICATION:**

None.

(3) 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:

None.

(9) REQUIREMENTS CERTIFICATION: I certify that the requirement outlined in this justification is a bonfide 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.)

Diana Williams  
SIGNATURE

8-21-12  
DATE

Diana Williams  
NAME

Admin Officer  
TITLE

Medical Service  
SERVICE LINE/SECTION

537  
FACILITY

**(1.) APPROVALS IN ACCORDANCE WITH FAR 8.405-6(h):**

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

Jason Brattis, CO  
CONTRACTING OFFICER'S SIGNATURE

8/21/12  
DATE

JASON BRATTIS, CO  
NAME AND TITLE

GRAC  
FACILITY

HIGHER LEVEL APPROVAL (For orders over \$500,000):  REQUIRED  NOT REQUIRED

**b. NCM/or Designee :** I certify the justification meets requirements for restricting consideration of Federal Supply Schedule contractors to fewer than the number of required by FAR Subpart 8.4.

Christani Hange  
NAME

8/22/2012  
DATE

VISN 12 NCM