

DEPARTMENT OF VETERANS AFFAIRS

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

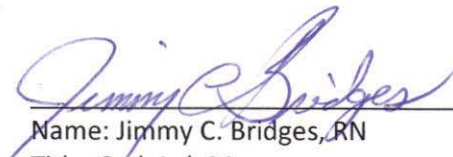
Acquisition Plan Action ID: VA256-18-AP-0342

1. **Contracting Activity:** Department of Veterans Affairs, VISN 16, Jackson Medical Center, MS & NCO 16 Contracting Supply Team A, 2237# 586-18-3-047-0082, estimated \$354,828.80.
2. **Nature and/or Description of the Action Being Processed:** **FAR13.5 Simplified Procedures for Certain Commercial Items:** This procurement is for Phillips Healthcare Brand Name IntelliSpace R3.X Database Upgrade. The action will be competed SDVOSB Set-Aside with a Brand Name Restriction, resulting in a Firm-Fixed Price Contract, 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.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Jackson VA Healthcare System is in need of an upgrade to the existing Phillips Xcelera Solutions Systems currently used throughout the Medical Center. The Phillips Xcelera System will be upgraded with the new Phillips IntelliSpace Cardiovascular R3.X software due to an obsolete and unsupported Operating System. The IntelliSpace Cardiovascular R3.X software upgrade would allow for continuity and compatibility with existing patient records and insure that existing images and reports would remain accessible for clinicians. An upgrade for this proprietary software system can only be purchased through Philips Healthcare, as well as through their authorized SDVOSB partners.
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):** A Statement of Proprietorship was obtained from Phillips Healthcare confirming only Phillips brand name can be used for the software upgrade. Phillips Healthcare has SDVOSB partners that can provide the software upgrade for the Government. Phillips Intellispace will help to streamline the clinic workflow and improve operational performance across the cardiovascular department.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** As stated above, the software upgrade needed can only be procured as a brand name, but it can be competed SDVOSB set-aside among Phillips Healthcare authorized SDVOSB partners.
7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** Historical procurements as shown on a FPDS search for similar procurements reflected

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similar pricing to the IGE. It is expected to receive quotes with fair and reasonable price close to the IGE.

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 through FPDS searches, internet web search, GSA Advantage search, NAC Catalog search, and contacting Philips for a proprietorship statement.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** Phillips brand is the only available brand in the market capable of providing the requirement. The requirement will be competed SDVOSB set-aside with a Brand Name Justification.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** Phillips Healthcare, Alliant Healthcare.
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:**
Continuous Market Research will be performed to ensure future requirements can be competed among other competitors in the event a similar system from a different brand is developed. At this time it is in the best interest to the Government to compete this requirement set-aside for SDVOSB's with a Brand Name Justification.
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: Jimmy C. Bridges, RN

Title: Cath Lab Manager

Facility: G.V. (Sonny) Montgomery VAMC

8/9/2018
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.

CLAY K JONES 685130

Digitally signed by CLAY K JONES 685130
Date: 2018.08.09 15:00:00 -05'00'

Name: Clay K. Jones

Title: Contracting Officer

Facility: NCO 16

Date

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- 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.

SUSAN E HAYS
1046805

Digitally signed by SUSAN E
HAYS 1046805
Date: 2018.08.09 15:04:32
-05'00'

Name: Susan E. Hayes
NCO 16 Division Chief

Date