

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Network 16 Contracting Activity, Biloxi Medical Center. Justification for Other Than Full and Open Competition for 520-18-3-031-0141.

2. Nature and/or Description of the Action Being Processed: Oculus Pentacam AXL and other related equipment/software/accessories. This requirement is an upgrade replacement to the existing equipment already owned and operated by the Gulf Coast Veterans Health Care System that has reached its life expectancy. A firm-fixed price commodities contract is contemplated.

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

One each of the following: Oculus Pentacam AXL includes: Pentacam Scheimpflug Camera with integrated Optical Biometer, XYZ movable base, head and chinrest, power supply, USB Cable, dust cover, wooden design table, 21.5 all-in-one computer including Windows, wireless mouse, mini-keyboard and floating license key. Includes Pachymetry Software, Densitometry Software, 3D Chamber Analyzer Software, Corneal Topography Software, Belin-Ambrosio Enhanced Ectasia Software, Holladay Report, Contact Lens Fitting Software, 3D Cataract Analysis with Pentacam Nucleus Staging Software, corneal Optical Densitometry, Indices Report and AXL specific Software including IOL-power calculation. Two Service manuals and Two Operator Manuals. All Software Licensing. One Year Warranty on Parts & Labor. Including Installation & Training by Oculus Representatives. Printer not included. Also, includes Digital Imaging and Communications (DICOM) for Pentacam. Shipping and Handling included. The estimated dollar value of the acquisition is \$83,790. The delivery and performance period is within 30 days After Receipt of Order (ARO).

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

- (X) (1) Only One Responsible Source and No Other Supplies or Services 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 Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

Only One Responsible Source (FAR 6.302-1) – The VAGCVHCS Ophthalmology Department currently owns and operates existing Oculus Pentacam equipment. For continuity of research and for continuity of patient care, it is critical that our ophthalmologists utilize the exact same highly specialized equipment throughout the department. The only other alternative would be to replace the existing ophthalmology equipment in addition to procuring the new equipment that is required. This would then, in-effect, double the cost of the VA's requirement because not only would we have to purchase the new equipment but we would also have to purchase other equipment to replace the existing equipment so that

all of the equipment would be the same and from the same manufacturer. Again, continuity of research and continuity of patient care is critical for our Ophthalmology Department and having the same manufacturer's equipment throughout the department will help ensure that this takes place.

The upgraded version of the Pentacam has more capabilities than the current outdated equipment and is clinically proven to provide the information necessary to treating the eye conditions and needs of our Veterans/patients. The Pentacam AXL has a rotating Scheimpflug camera to take optical cross sections of the anterior eye segment via three-dimensional images. The rotating Scheimpflug camera also calculates measurements of the anterior and posterior corneal surfaces of the eye, which computes full pachymetric data for both the pre- and postoperative cornea.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: This requirement will be initially posted on the Federal Business Opportunities website in a Pre-Solicitation Notice stating that we intend to negotiate directly with OCULUS, Inc. on a sole-source basis. Oculus, Incorporated is the proprietary distributor of the Pentacam AXL. We will correspond with any other companies that express an interest in this requirement.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The undersigned contracting officer does not anticipate any problems with determining the anticipated cost of this requirement to be fair and reasonable. The contracting officer will seek copies of published price lists that reflect the prices being advertised for the equipment. In the absence of any published price lists, the contracting officer will seek copies of contracts, purchase orders, or invoices that reflect the same or similar equipment that was sold to other Government or commercial customers.

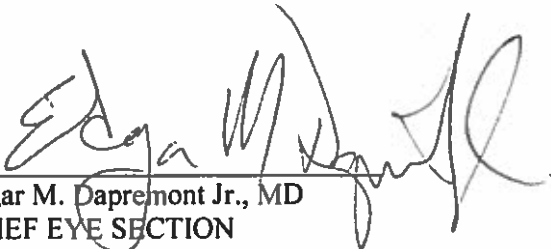
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Market Research was not conducted because the Ophthalmology Department requires continuity of ophthalmology equipment in order to be able to conduct the same level of research and in order to be able to provide continuity of care for our Veterans. The only way to be able to do this is to procure new equipment from the manufacturer from whom we currently own the same equipment.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: N/A

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: If any other commercial sources of supply express an interest in this acquisition from viewing the Federal Business Opportunities website Pre-Solicitation posting, we will correspond with them concerning this requirement.

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: If further expansion at the Biloxi VA occurs or if a total replacement of current ophthalmology equipment becomes necessary because of newer technology, we will research other company's equipment and related products available in the commercial marketplace and on VA and GSA Federal Supply Schedules in order to maximize competition.

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.



Edgar M. Dapremont Jr., MD
CHIEF EYE SECTION
SURGERY SERVICE
VAGCVHCS – BILOXI MEDICAL CENTER

8 Aug 18

Date

13. Approvals in accordance with FAR 6.304

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

Melanie Hawley
CONTRACTING OFFICER
BILOXI, NETWORK 16 CONTRACTING ACTIVITY

Date