

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 2237# 520-12-4-9342-0168.

2. Nature and/or Description of the Action Being Processed: Skytron Supply Cabinets, Table Accessory Cabinet, Drawer Cabinet Combination, Warming Cabinet with Adjustable Shelves, and Side Panels. A firm-fixed price commodities contract is contemplated.

3. Description of Supplies/Services Required to Meet the Agency's Needs: Eight (8) each Non-Porous Solid Surface Material Supply Cabinets; four (4) each Solid Surface Material Table Accessory Cabinet; four (4) each Non-Porous Solid Surface Material Drawer Cabinet Combination; two (2) each Warming Cabinets with Adjustable Shelves; four (4) each Non-Porous Solid Surface Material Side Panels; and Installation. The total estimated value of the acquisition is \$136,137.20. The performance period is 60 days After Receipt of Order (ARO) not including Installation.

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' Surgery Department currently owns and utilizes existing Skytron Cabinets, Drawer Cabinet Combinations, Warming Cabinets and Side Panels. The VA's requirement is to match existing cabinetry already in place and being used by the Surgery Department as we would like to keep the cabinetry the same for both ease of use and for room uniformity and aesthetics.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: A Presolicitation Notice will be posted on the Federal Business Opportunities website stating the Government's intent to negotiate with Skytron on a sole-source basis. This will give any other companies in the commercial market a chance to identify

themselves to us and present their case as to why the Government should not pursue obtaining the above listed requirements on a sole-source basis through Skytron.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The undersigned Contracting Officer will seek copies of published price lists showing where these equipment items are sold to the general public at the same prices proposed. In the absence of any published price lists, the undersigned will seek copies of invoices or copies of purchase orders/contracts where the vendor has sold these same products to other Government or commercial customers at the price proposed to the Government.

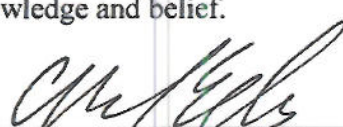
8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Market Research was conducted to assure that we are requesting the same equipment utilized throughout our Surgery Department as we would like to keep the cabinetry the same for both ease of use and for room uniformity and aesthetics.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: Purchase Descriptions suitable for full and open competition have not been developed because the VAGCVHCS would like to keep the cabinetry the same for both ease of use and for room uniformity and aesthetics.

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: We will continue to search for sources of supply in the commercial market to see what other equipment is available before making any subsequent acquisitions for similar equipment required.

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.


C. NEAL ELLIS, MD
Chief, Surgery Service
VAGCVHCS - BILOXI MEDICAL CENTER


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.


WILLIAM A. GEARY
Contracting Officer
Network 16 Contracting Office

10 Sep 12
Date

b. CHIEF P&C: I certify the justification meets requirements for other than full and open competition.


DONNA FRAZZA
Chief, Purchasing and Contracting
Network 16 Contracting Office

9/10/12
Date