

DEPARTMENT OF VETERANS AFFAIRS

**FAR 8 – Justification for Limiting Sources (LSJ)
For
Limiting Sources (<SAT)**

Acquisition Plan Action ID: 36C246-19-AP-4757

- 1. Contracting Activity:** Department of Veterans Affairs, VISN 06, Durham VA Medical Center
NCO 6/RPO East PR# 558-19-4-122-0327.
- 2. Description of Action:** New Requirement

Order against: ☒ FSS Contract Number: V797P-4366b

Name of Proposed Contractor: Cadwell
Street Address: 909 N Kellogg St.
City, State, Zip: Kennewick, WA 99336
Phone: (800) 245-3001

3. Description of Supplies or Services:

The estimated value of the proposed action is \$ 16,283.68

This is a procurement for Electromyography (EMG) Ultrasound System. The EMG and nerve conduction studies (NCS) measurement of muscle and nerve function. The test induces mild electrical current to stimulate nerves via thin sterile needles inserted into the muscles and nerves. A display of wave formations is produced which are interpreted to determine how well the nerves and muscles work. Product requested by service that meets the need of the Government is the Sierra Summit. This procurement is for one system and is only available on FSS via the manufacturer a Cadwell a small business.

4. Authority:

ORDER AGAINST FSS: Authority of the Multiple Award Schedule Program, Title III of the Federal Property and Administrative Services Act of 1949 (41 USC 251, et seq.); Title 40 USC 501, Services for Executive Agencies; and Section 803 of the National Defense Authorization Act of 2002 (PL 107-107) and implemented by [FAR 8.405-6](#). Mark the applicable exception:

☐ **An urgent and compelling need exists**, and following the procedures would result in unacceptable delays([FAR 8.405-6\(a\)\(1\)\(i\)\(A\)](#));

☐ **Only one source** is capable of providing the supplies or services required at the level of quality required because the supplies or services are unique or highly specialized; ([FAR 8.405-6\(a\)\(1\)\(i\)\(B\)](#));

☐ In the interest of economy and efficiency, the new work is **a logical follow-on** to an original Federal Supply Schedule order and the original order was placed in accordance with the applicable Federal Supply Schedule ordering procedures. **The original order was not previously issued under sole-source or limited-sources procedures** ([FAR 8.405-6\(a\)\(1\)\(i\)\(C\)](#)); or

☒ **Items peculiar to one manufacturer.** An item peculiar to one manufacturer can be a particular brand name, product, or a feature of a product, peculiar to one manufacturer). A brand name item, whether available on one or more schedule contracts, is an item peculiar to one manufacturer ([FAR 8.405-6\(b\)](#)).

5. **Rational/explanation to support cited authority:** A Search was conducted on GSA for Sierra Summit and only the manufacturer was listed as a contract holder for the particular product. SIN 62IIA/A-62 was searched on eLibrary, correspondence was sent out to all businesses found under the SIN 62IIA and category A-62. No business in eLibrary had a schedule contract for the Sierra Summit or an equal to system.
6. Note that this determination satisfies the requirements of [FAR 8.405-6](#). The requirement to prepare a written justification [IAW FAR 6.303](#) does not apply to Federal Supply Schedules.

Contract Specialist

Branch Chief - Supervisor