

Attachment 1: Request for SDVOSB/VOSB Sole Source Justification Format >SAT

DEPARTMENT OF VETERANS AFFAIRS

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

Acquisition Plan Action ID: 36C260-19-AP-3890

1. **Contracting Activity:** Department of Veterans Affairs, Veterans Health Administration, Regional Procurement Office West, Network Contracting Office 20 on behalf of VISN 20, Spokane VA Medical Center, 2237: 668-19-3-9961-0046
2. **Nature and/or Description of the Action Being Approved:** This action is a new requirement and will be a firm-fixed price sole source award to a VIP verified SDVOSB using the statutory authority listed in 4 below.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** the Zeiss | Cirrus model 5000 ophthalmoscope is required to import and integrate the Cirrus Model HD OCT 4000 raw data and perform Ganglion Cell Analysis, Macular Scan, Glaucoma Scan with exact scanning speed at 27,000 A-scans a second, while utilizing an LSO Fundus Camera (Line Scanning Laser Ophthalmoscope).
Item 1: (1 ea), Cirrus 5000 Ophthalmoscope

Estimated Amount: [REDACTED]
Estimated Delivery or Period of Performance: 30 Days ARO
4. **Statutory Authority Permitting Other than Full and Open Competition:** 41 USC §3304(a)(5), 38 U.S. Code § 8127(c), as implemented by FAR 6.302-5 (Authorized or Required by Statute). COs may use the non-competitive (sole source) procedures authorized in VAAR 819.7007 or 819.7008 up to \$5,000,000. Check the specific VAAR clause used below:
(X) 819.7007 Sole source awards to a verified service-disabled veteran-owned small business; or
() 819.7008 Sole source awards to a verified veteran-owned small business
5. **Demonstration that the Contractor's Unique Qualifications and/or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** Based on 38 U.S.C. 8127 (c), the authority allows sole source awards to Corps Biologics LLC and the SDVOSB concern has been determined to be a responsible source and meets eligibility requirements in VAAR 813.7003.
6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable, including whether a notice was or will be publicized as required by [subpart 5.2](#) and, if not, which exception under [5.202](#) applies:** SDVOSB vendor, Corps Biologics LLC, responded on 08/28/2019 to a sources sought email (sent 08/24/2019) with a quote and signed letter from the manufacturer, Zeiss, which states Corps Biologics LLC is an authorized distributor of the Zeiss item requested.

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7. **Determination by the CO that the Anticipated Cost to the Government will be Fair and Reasonable:** Previous procurements of this identical Zeiss item were [REDACTED] Corps Biologics LLC. This previous purchase record was found in the 'Federal Procurement Database System-Next Generation' and uploaded to the eCMS briefcase for reference.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** A sources sought email was sent to 73 SDVOSB/VOSB vendors under NAICS code 339115 and only one response was recorded. The responding vendor, Corps Biologics LLC, provided a letter of authorization produced and signed by Zeiss representatives stating that Corps Biologics was the sole SDVOSB authorized distributor of the Zeiss item requested. This revelation was followed by an FPDS-NG search to determine the quoted price fair and reasonable and a final oral solicitation was issued to Corps Biologics LLC to obtain a final official priced quote. As well, a previous open market RFI was posted to FBO which received 0 responses.
- Any Other Facts Supporting the Use of Other than Full and Open Competition:** None. The authority allows sole source awards to SDVOSB based on 38 U.S.C. 8127(c) and that the SDVOSB concern has been determined to be a responsible source with respect to performance.
9. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:**
1. Corps Biologics LLC
10. **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:** The market will be surveyed prior to any future acquisitions for the supplies or services being acquired. At that point, it can be determined if there is competition available and the rule of 2 can be met.
11. **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: Scott James
Title: Contract Specialist
Facility: NCO 20, Vancouver, Washington
12. **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.

VHAPM Part 819.7007/7008 Sole Source Awards to a Verified Service-Disabled Veteran-owned Small
Business/Veteran-owned Small Business

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Mike Allred
Branch Chief, NCO20
J&A Log: 2019-09-09T14:33:45