

**DEPARTMENT OF VETERANS AFFAIRS**

**Justification and Approval**

**For**

**Other Than Full and Open Competition**

1. **Contracting Activity:** Department of Veterans Affairs, VISN 12, Edward Hines VA Hospital Medical Center. Department of Veterans Affairs, NCO 12, Great Lakes Acquisition Center, 115 South 84<sup>th</sup>, Suite 101, Milwaukee, WI 53214-1476.

Other than full and open competition, Purchase Request No. 578-13-1-067-0014.

2. **Nature and/or Description of the Action Being Processed:** New firm-fixed price contract for the procurement of hemodialysis supplies for the Edward Hines VA Hospital. These supplies are needed for direct patient care.

3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The following supplies are requested:

Part No.	Description	Qty	Unit
101025	Set, Hemodialysis Admin, DBL Needle w/Prime Line Attached, PVC	50	BX
109733	Bicarbonate, Dialysis, Powder, 720GM, Cartridge, Bicart 10	108	BX
110634	Dialyzer, Hemodialysis Hollow Filament, Polyurethane, Hi Flux	48	BX

Required Date: November 2013

Estimated Cost: \$26,370.00

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;

(X) (2) Unusual and Compelling Urgency per FAR 6.302-2;

5. **Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):** The Hines VA Hospital currently uses the Phoenix System dialysis equipment. The Phoenix System will not operate with any other blood cartilage line or Bicart supplies, except those supplied by Gambro Renal Products.

Additionally, due to patient treatment loads, the Hine VA has an urgent and compelling need for the additional supplies requested in Part 3. Without the immediate purchase of these supplies, patient care may be directly impacted.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** None, due to the proprietary nature of the requested supplies.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** The requested supplies are manufactured and distributed by Gambro. Pricing for these supplies is market "list" price and these prices have remained the same over the last several years. Additionally, to use other vendors' supplies, the Phoenix Hemodialysis System would need to be replaced at considerable additional cost to the Government. Replacing this system would not be cost effective at this time.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** The purchase of these supplies is a recurrent need; no additional market research is needed. The requested supplies are only available from Gambro Renal Products.
9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** None.
10. **Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:** None.
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:** None.

