

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval


For

Other Than Full and Open Competition

1. **Contracting Activity:** VA Pittsburgh Healthcare System.
2. **Nature and/or Description of the Action Being Processed:**  
Brand Name Only and Only One Responsible Source Sole Source Award for a firm-fixed-price contract. To St. Jude Medical, Inc.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**  
Furnish St. Jude Medical, Inc. Iliumien PCI Optimization System. Estimated amount \$79,500.
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):**

It is essential to the Government's needs to purchase the St. Jude Medical, Inc. Iliumien PCI Optimization Intravascular Imaging System, since it is necessary for use in the Cath Lab of the VA Pittsburgh Healthcare System, and since it is the only System of its kind, with its features, for its intended use. St. Jude Medical, Inc. is also the sole exclusive seller of their above mentioned System. (See email from Sonia Krugh of St. Jude Medical, Inc., dated 12/12/2012, in the Contract File under the PR Action, under Index P03)

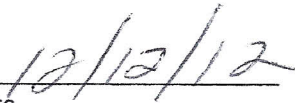
1. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: A Notice of Intent to Sole Source will be posted to Fedbizopps for 3-5 days.
2. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The price quoted of \$79,500, is less than the price St. Jude Medical previously charged the VA Louisville, KY Facility under VA Purchase Order# 603A29085/Contract#VA249-12-P-2924. (See copy of previous VA Order, in the Solicitation Action under Index S23).
3. 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 determine if the items were considered commercial off the shelf items, and since the item has been previously sold to the Government, it is considered a Commercial Item. In addition, a Search was conducted on Google, using the words "St. Jude Medical Illumien PCI Optimization System" and there were no results. In addition, a Search was conducted on GSA e-Library and GSA Advantage, using St. Jude Medical and Illumien System, and no results were found. (See print screen results from these websites in the Procurement Action Briefcase under Action Index P02)
4. Any Other Facts Supporting the Use of Other than Full and Open Competition:  
None
5. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition:  
None
6. 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: NA
7. 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: Joann Orbin  
Title: Admin Officer  
Facility: 646

12/12/12  
Date

8. 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.

  
Name: Ronald Mazzei  
Title: Contract Specialist  
Facility: HJ Heinz

  
Date

- b. VISN/PCA QA: I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.

\_\_\_\_\_  
Name

Title

Facility

\_\_\_\_\_  
Date

- c. NCM/PCM: I certify the justification meets requirements for other than full and open competition.

LYNNE D.  
DICKERHOFF 153052

Digitally signed by LYNNE D. DICKERHOFF 153052  
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gov, cn=LYNNE D. DICKERHOFF 153052  
Date: 2012.12.13 16:22:28 -05'00'

for Linda Buccigrossi

\_\_\_\_\_  
Name

Network Contract Manager

VISN/PCA X

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Date