

DETERMINATION OF LIMITATION OF SOURCES

1. CONTRACTING ACTIVITY:

Department of Veterans Affairs, Network Contracting Office (NCO 21)

2. DESCRIPTION OF ACTION:

This action limits competition for the acquisition of multiple components for the da Vinci Robotic Surgical System at the San Francisco VA Medical Center.

3. DESCRIPTION OF SUPPLIES/SERVICES:

The below listed components are part of the da Vinci Robotic Surgical System; Intuitive Surgical, Inc. is the only supplier and manufacturer of this robot.

(400161) 5MM CANNULA SEAL (1)	(420142) MONOPOLAR CAUTERY (2)
(420260) 8.5MM ENDOSCOPE (1)	(420143) MARYLAND DISSECTOR (2)
(420206) 8.55 CANNULA SEALS (1)	(420146) CURVED SCISSORS (2)
(371679) 8.5MM ENDOSCOPE (1)	(420011) 5MM CANNULA (3)
(420117) NEEDLE DRIVER (2)	(400160) CAUTERY SPATULA (1)
(420139) SCHERTEL GRASPER (2)	(371938) 8.5MM ENDOSCOPE 0 DEGREE (1)
	(371939) 8.5MM 30 DEGREE (1)

Purchase Request: 662-13-2-054-1450

The estimated value is

Purchase Request: 662-13-2-096-0042

The estimated value is

Total:

4. AUTHORITY CITED:

FAR 13.106(b)(1), only one source is reasonably available because only one manufacturer will meet the Government's needs.

5. REASON FOR AUTHORITY CITED:

The authority cited in paragraph 4 must be used because the components needed are only manufactured and supplied by Intuitive Surgical. In order for the da Vinci Surgical Robot to remain operable at VASFMC, it must be equipped with the compatible components supplied by Intuitive Surgical Inc.

6. EFFORTS MADE FOR SOLICITING FROM OTHER VENDORS:

This requirement will be synopsisized in the GPE as required by FAR 5.201.

7. FAIR AND REASONABLE COST DETERMINATION:

The Contracting Officer has determined that the anticipated price will be determined to be fair and reasonable. A Price Negotiation Memorandum (PNM) will detail how the Government has determined that the anticipated costs will be fair and reasonable.

As this item has been determined to be commercial, cost or pricing data will not be required. Pricing techniques such as are described in FAR 15.404-1(b)(2), will be used to establish price fairness and reasonableness.

8. MARKET RESEARCH:

Market Research was conducted by searching and reviewing FBO, FPDS, and eCMS. The GSA website was also reviewed for existing vendors that could satisfy the requirements. It was determined that the product was not available on GSA and that the product is only available from Intuitive Surgical, Inc and no other suppliers can satisfy agency requirements.

9. SUPPORTING FACTS:

Review of the FDA website revealed that there are no "Equivalent" manufacturers for Intuitive Surgical's Components.

Intuitive Surgical Robots and many of its components utilize patented technology, and as such, the company is the only vendor that can successfully satisfy the requirements for this purchase.

Any supporting data that is the responsibility of technical or requirements personnel (*e.g.*, verifying the Government's minimum needs or requirements or other rationale for limited sources) and which form a basis for the justification have been certified as complete and accurate by the technical or requirements personnel. The evidence for this is the "Technical Data to Support a Restricted Competition" in the contract file.

10. LISTING OF SOURCES:

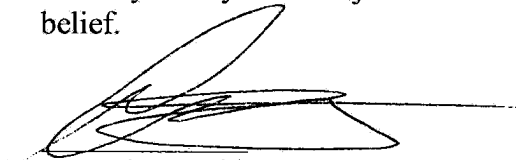
Intuitive Surgical, Inc
1266 Kifer Road
Sunnyvale, CA 94086
(877) 408 – 3872

11. STATEMENT OF ACTIONS:

A notification will be issued that advises that the Government intends to procure via sole source. However, if any contractor believes they have an equivalent product, they are encouraged to contact the Contract Specialist for more information.

12. CONTRACTING OFFICER CERTIFICATION:

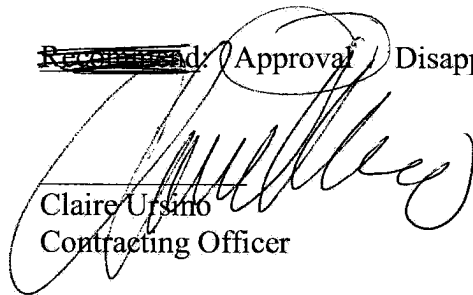
I hereby certify that this justification is accurate and complete to the best of my knowledge and belief.



Denard M. Fobbs Jr
Contract Specialist

2-12-13
Date

~~Recommended:~~ ☒ Approval ☐ Disapproval



Claire Ursino
Contracting Officer

2-12-13
Date