

DEPARTMENT OF VETERANS AFFAIRS

Justification and Approval

For

Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, VISN 1, OIT NETWORK 1, VAMC Providence /2237 Transaction #523-13-1-6557-0011. (Task Order \$3,200.00)
2. **Nature and/or Description of the Action Being Processed:** Support needed for MED ID software used to produce patient identification wristbands. Patient identification circular specifies that critical patient information be printed on the wristbands. Software and specialized wristbands have been in use since April 2006. IDIQ to provide support across VISN1.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:**
 - Five (5) year IDIQ for Annual Support for DHIdentifiOR (MedID) Term: Delivery Task Orders for one year from date of award.
 - Application version upgrades including new features and enhanced functionality
 - Cache Entrée
 - Upgrade installation documentation
 - Make available to customer telephone consultation during normal business hours 8am – 8pm EST M-F
 - Correct any software error, and provide to customer at no additional cost, any error corrections and any improvement changes in the software. Full terms in SOW.
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):** Bio-Optronics is the developer of the software. They are the only source to provide authorized upgrades. Software upgrades are considered direct replacement components. Software must be fully licensed updates. Developer only upgrades must be applied to the software to insure functionality for this Patient Safety process. Without authorized developer support and updates, the software would not be deemed reliable for

use for Patient Safety Aspects by Patient Safety Manager.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:

Currently sole source. The requesting service will continue to monitor the market for goods and services of this type.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:

Maintenance and support pricing is calculated as a percent of the original installation cost, which is an indirect measure of the size of the installation and the amount of maintenance and support required. While it was not possible to obtain the size of installations in other VISNs, a sampling of their maintenance P.O.s was obtained. They are:

San Juan, Puerto Rico - \$3,864.00

Mountain Home, TN - \$8,590.00

Washington, DC - \$4,744.00

These are comparable to the range of prices we are being charged.

Comparison was also made to some VISN 1 historical costs:

Providence: 2010-2011 - \$2,787.00, 2011-2012 \$4,830 IDIQ, \$3,200.00

White River Junction: 2012-2013 - \$8,138.00 - IDIQ \$4,640.00

Bedford: 2007-2012 - \$1,695.00 - IDIQ \$1,520.00

BPOC Manchester 2012-2013 - \$6,150.00 IDIQ \$5,540.00

Togus 2013-2014 - \$5,495.00 - IDIQ \$4,860.00

This IDIQ pricing compares favorably to historical costs. Moreover, in consideration of the stability and efficiency of the IDIQ the vendor has agreed to a 10% reduction in their normal pricing, and also has agreed to hold this pricing without increase for the next five (5) years

CONCLUSION: The proposed pricing appears to be eminently fair and reasonable when compared to other VISNs and the past amounts paid, and especially favorable in light of the offer to hold the prices for five years.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons

Market Research Was Not Conducted: Market research not done as the developer owns the software licensing aspect.

^by the service

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: Continued use of this software is critical to provide a safe patient environment with respect to proper identification for treatment, clinical testing and medication administration.

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:

Approval must be made by Patient Safety Manager and all staff on campus and at remote sites for VA staff must be trained and competent.

12. **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.

Pedchenko, Dawn M


Digitally signed by Pedchenko, Dawn M
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ou=InternalStaff, cn=Pedchenko, Dawn M
Date: 2013.09.04 09:22:17 -04'00'

Dawn Pedchenko

August 27, 2013

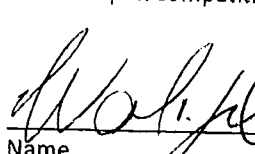
13. **Approvals in accordance with FAR 6.304**

- 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 John Young
Title Team Lead, Specialty Team NCO 1, 90C
Facility 00241/NCO 1/90C

9-4-2013
Date

- b. **NCM/PCM (Required \$3K and above):** I certify the Justification meets requirements for other than full and open competition.


Name
Walter Zaborski
Supervisor, Specialty Team
00241/NCO 1/90C

9-6-2013
Date