

## DEPARTMENT OF VETERANS AFFAIRS

### Justification and Approval For Other Than Full and Open Competition

1. **Contracting Activity:** Department of Veterans Affairs, NCO 12, Great Lakes Acquisition Center, 115 South 84<sup>th</sup> Street, Milwaukee, WI 53214
2. **Nature and/or Description of the Action Being Processed:** Justification and approval for other than full and open competition for the purchase of one Zeiss OPMI Lumera 700 microscope and accessories for the Clement J. Zablocki VA Medical Center in Milwaukee, WI. This procurement will proceed on a brand-name only, firm-fixed price basis.
3. **Description of Supplies/Services Required to Meet the Agency's Needs:** The Clement J. Zablocki VA Medical Center has a one-time buy requirement for the following microscope equipment and accessories:

Part No.	Description	Qty
305953-9900-000	ZEISS OPMI LUMERA 700 MICROSCOPE ON FLOORSTAND WITHOUT ILLUMINATION UNIT	1
302681-9100-000	ASSISTANT MICROSCOPE WITH ELECTRICAL ZOOM FOR OPMI LUMERA 700	1
302681-9023-000	SCI ILLUMINATION FOR MAIN AND ASSISTANT SCOPE, W/O SLIT	1
302681-9160-000	KERATOSCOPE	1
304977-9023-000	SUPERLUX 180 EYE FUTURE	1
304970-9020-000	FOOT CONTROL PANEL WIRELESS FCP WI	1
304970-8760-000	CAN BUS CABLE FOR FOOTSWITCH, 6M LONG	1
303797-9140-000	TILTABLE TUBE 110A MOTORIZED INVERTER	1
305810-9001-000	22MM ASEPSIS CAPS	1
305542-0000-000	WIDEFIELD, PUSH-IN EYEPIECE 10X	2
302652-9905-000	OBJECTIVE, F=200 APO	1
303797-9140-000	TILTABLE TUBE 110A MOTORIZED INVERTER	1
305810-9001-000	22MM ASEPSIS CAPS	1
305542-0000-000	WIDEFIELD, PUSH-IN EYEPIECE 10X	2
305953-9082-000	ADDITIONAL DISPLAY	1
305953-9037-000	INT 22" TFT MONITOR W BRACKET LUMERA 700	1
305810-9001-000	22MM ASEPSIS CAPS	2
305810-9017-000	ASEPSIS CAPS LUMERA 700	1
000000-1055-278	DUST COVER FOR OPMIA BLUE	1
302681-9740-000	INTEGRATED HD CAMERA	1

302681-9765-000	OPTION MEDIALINK HD	1
309438-9002-000	TRNSPT CASE OPMI LUMERA 700 FLOOR STAND	1
302721-9030-000	BASIC AND FOCUSING UNIT, ELECTRICAL	1
305810-9001-000	22MM ASEPSIS CAPS	1
302721-9100-000	OPHTHALMOSCOPY LENS 60D	3
302721-9080-000	OPHTHALMOSCOPY LENS 128D	3
302721-9060-000	STER LENS HOLDER RESIGHT OR OBJ F=200MM	3
302721-9200-000	STERILISATION TRAY FOR LENS HOLDER	3
302721-9040-000	DOVETAIL-FAS SET	1

Total Estimated Price is \$204,028.92.

Estimated delivery is fourth quarter (July-Sep) of 2013.

**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):**

The Clement J. Zablocki VA Medical Center requires an ophthalmologic operating microscope which has all of the following characteristics/specifications:

1. An integrated keratoscope.

Integrated means the keratoscope and wiring is contained within the microscope body. There are a number of hand-held and surgical keratoscopes on the market. Devices that are not within the structural body of the microscope have a number of disadvantages. The facility wishes to reduce the possibility of damage which may occur (to externally mounted devices) when the microscope is moved. Also, cables that attach to external recording devices are tripping hazards to personnel.

2. The keratoscope does not need to be removed for the addition of the BIOM used in posterior segment surgery.

3. The microscope has a non-contact fundus viewing system with motorized focus.

4. The operating microscope must have an integrated camera.

Integrated means the camera is contained within the microscope body. A camera body on the external surface of the microscope tube is undesirable because externally mounted cameras are prone to physical manipulation. Additionally, cameras mounted on a beam splitter often need to be moved side-to-side depending on which eye is being operated on. Cabling issues are detailed in item 1 above. Internal cameras have a distinct advantage of never being moved, disconnected, or requiring adjusting because they reside inside the microscope body.

5. The operating microscope must have an integrated recording system.

Integrated means the recording device is physically contained within the body of the microscope. An integrated recording system alleviates the need to attach the microscope pedestal to an external recording device avoiding floor cabling which can be a safety hazard.

6. The recording device must be activated by the same foot pedal that controls the microscope.

When performing microsurgery, movement of the lower extremities can cause excessive vibrations. Having a single foot pedal minimizes the amount of lower extremity movement.

7. The operating microscope must have the ability to switch between xenon and halogen light sources without changing bulbs.

Some surgeons prefer xenon and some prefer halogen light sources. There are occasions where both halogen and xenon light sources may be desired during the same case. Having the ability to quickly and efficiently switch between these light sources is essential.

8. The operating microscope must have stereoscopic observer tube optics with a camera installed.

The Clement J. Zablocki VA Medical Center is a teaching institution. All cases are recorded, thus requiring a camera. We require stereoscopic optics in the observer tube during all parts of the case, including retro illumination.

9. An integrated USB recording function for direct video capture on USB storage medium.

10. The system automatically adjusts both inverters when the fundus viewing system is inserted. This reduces of XY speed, inverts the X-Y coupling, and deactivates the light of OPMI LUMERA 700.

11. A wireless, fully-programmable, foot control panel.

12. In the event of a malfunction or failure of a motorized function (such as zoom, slit illumination, SCI or focus), the surgical procedure needs to be safely concluded. A manual

operation mode allows the microscope to function safely via special knobs until the surgical procedure can be safely ended.

13. The motorized retina protection filter (blue barrier filter) which provides added protection against phototoxicity and can be activated via foot control panel or handgrips.

14. Completely APO chromatic optics with high light transmission, resulting in maximum image quality for surgery and documentation

15. An integrated beam splitter which guarantees a constant working height even when additional accessories are attached (i.e. stereo co-observation tube) .

The Carl Zeiss Meditec OPMI Lumera 700 ophthalmic microscope is the only identified product that has all of the required features specified above. Accordingly, Metro Medical Equipment & Supply, Inc. is the sole firm capable of providing the requested equipment, which satisfies all of the Clement J. Zablocki VA Medical Center's requirements.

6. **Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable:** This is a brand-name only, sole source procurement as Metro Medical Equipment & Supply, Inc. is the only source for the requested equipment. Past procurements of the same equipment support a sole source procurement methodology. An Intent to Sole Source Notice will be posted to FBO giving interested parties the opportunity to submit information pertinent to this procurement.
7. **Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable:** Contracting Officer has determined the pricing indicated in Part 3 is "market" or "list" pricing. Also, the same items have been purchased within the last fiscal year at comparable prices.
8. **Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted:** The requestors conducted the following market research: internet searches, product literature review, 3<sup>rd</sup> party published product comparisons, and interviewing of peers at other facilities.

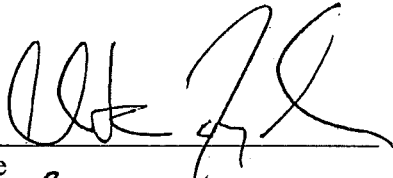
Additionally, the Contracting Officer reviewed recent procurements of the same equipment, reviewed FSS, FBO, and open market sources and has determined this is a sole source procurement.

9. **Any Other Facts Supporting the Use of Other than Full and Open Competition:** The VA intends to award a sole source award to Metro Medical Equipment & Supply, Inc. for the purchase of an OPMI Lumera 700 Ophthalmology Floorstand Microscope. Carl Zeiss Meditec is the sole manufacturer of the Zeiss line of ophthalmic and surgical products. The Zeiss line of ophthalmic diagnostic products is sold through direct sales representatives with geographic territory alignments. Sales to the US Federal Government are through an agreement with Metro Medical Equipment & Supply, Inc. of St. Louis, Missouri.

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. There is only one source which meets the requirements /specifications for the desired equipment.


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.

  
Name \_\_\_\_\_  
Title SUMED  
Facility MILWAUKEE VAMC

9/10/13  
Date

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 \_\_\_\_\_  
Contracting Officer  
Network Contracting Office 12, Great Lakes Acquisition Center

9-10-13  
Date

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

Christine Hansen  
Christine Hansen  
Network Contract Manager  
Network Contracting Office 12, Great Lakes Acquisition Center

9/10/2013  
Date