

SIMPLIFIED ACQUISITION SOLE SOURCE JUSTIFICATION
FOR ACQUISITIONS UNDER \$250K

Activity: The Department of Health and Human Services, Indian Health Service (IHS) proposes to enter into a purchase order on a basis of other than full and open competition for the following acquisition as implemented by FAR Subpart 13.106.

1. **Requisition#:** IHS1461911
2. **Description of Supplies or Services:** Operating Room (OR) Uninterruptible Power Supply (UPS) Procurement
3. **Estimated Value of Procurement:** ██████████
4. **Recommended Sources:** N/A DUNS: N/A
5. **Reason for Sole Source/Limited Sources/Expedited Processing:**

- Only one source (unique capabilities)
- Proprietary drawings, specifications, and/or engineering data, patents, copyrights.
- Brand Name essential to the Government's needs.
- Standardization Program supported by Agency Head Determination and Findings (D&F).
- Unusual and Compelling Urgency (limited sources)
- Authorized or required by statute

Justification Narrative:

This brand name justification is to procure a UPS for supporting the ORs.

6. **Impact to the Government if not awarded in accordance with Section 5 above:**

Even though the procurement timeframe is of significant importance, a lengthy process was utilized to ensure the UPS identified for this procurement would function as required and physically fit within the available space. The available space includes code clearance requirements and space required for moving the UPS during preventative maintenance actions. The Area Office OEHE electrical contractor (CEI) was hired to research and identify various UPS options. Upon investigation by CEI, only two commercial-off-the-shelf units met the power and space requirements. These include the specified Eaton and a Schneider UPS. Due to the critical nature of this system and to ensure these units would function as required, CEI met with Eaton and Schneider at their offices. This manufacturer visit resulting in the understanding that only the Eaton would function as required. This process to identify the unit(s) compatible with the requirements was three to four months long.

If the OR UPS is not procured in accordance with Section 5 above and vendor proposals are allowed to include various brands based on power and space requirements, this process will need to be revisited for each technically acceptable proposal due to the complexity of the UPS system and the critical nature of the supported operating room electrical systems.

The OR UPS system is required due to the potential for power failures during operations. While the power is restored within the Life Safety Code requirement of 10 seconds, the 10 second outage causes significant issues with the surgical equipment. A power failure during surgery recently occurred resulting in this procurement requirement; therefore, the procurement timeframe is of significant importance.

7. Program Office Certification

This is to certify that the portions of this justification that have been developed by the undersigned program office personnel, including supporting information and/or data verifying the Government’s minimum needs or requirements, or other rationale for limited sources, are accurate and complete.

Official	Name & Title	Signature	Date
Project Officer	Dwayne Melton, Engineer	Dwayne A. Melton -S <small>Digitally signed by Dwayne A. Melton -S Date: 2023.01.04 09:02:05 -07'00'</small>	1/4/2023
Project Officer’s Immediate Supervisor	Lance Matthews, Facility Manager	Lance Matthews -S <small>Digitally signed by Lance Matthews -S Date: 2023.01.04 14:56:09 -07'00'</small>	1/4/2023

8. Contracting Officer Certification

This is to certify that the justification for the proposed acquisition has been reviewed and that to the best of my knowledge and belief the information and/or data provided to support the rationale and recommendation for approval is accurate and complete.

Official	Name	Signature	Date
Contracting Officer		Jeremy D. Steel -S <small>Digitally signed by Jeremy D. Steel -S Date: 2023.01.24 15:17:29 -07'00'</small>	