

# OFFER SUBMISSION PACKAGE

SOLICITATION: SP0600-03-R-0067

PURCHASE PROGRAM: 4.6

THE ENCLOSED SOLICITATION COVERS THE PERIOD: DATE OF AWARD  
THROUGH: 31 DECEMBER 2004

To be timely, offers must be received at the Defense Energy Support Center by:  
September 19, 2003 @ 1:00 PM, EST, FT. BELVOIR, VIRGINIA

## INSTRUCTIONS:

1. One copy of this Offer Submission Package must be returned to the Defense Energy Support Center as your offer. All documents to be completed and returned are contained in this Offer Submission Package:

  X   Standard Form 1449  
  X   Schedule Sheets  
  X   Applicable Fill-In Clauses

2. Be sure to check your offer prices in Section B for accuracy and legibility prior to submission. Initial all changes. Sign and Date the Standard Form 1449 in ink.

3. If you are submitting your offer by facsimile, please limit your facsimile transmission to the contents of this Offer Submission Package.

4. By submission of this package, you are stating that ALL terms and conditions of the entire solicitation are accepted and apply to your offer unless clearly stated herein.

ATTACHMENT 1

SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, & 30				1. REQUISITION NUMBER <b>SCO600-0014 &amp; Amds 0001/0002</b>		PAGE 1 OF 34	
2. CONTRACT NUMBER		3. AWARD/EFFECTIVE DATE		4. ORDER NUMBER		5. SOLICITATION NUMBER <b>SP0600-02-R-0067</b>	
7. FOR SOLICITATION INFORMATION CALL:		a. NAME <b>Catherine A. Draper, DESC-BZA</b>				b. TELEPHONE NUMBER (no collect calls) <b>(703) 767-9259</b>	
8. OFFER DUE DATE <b>September 19, 2003 1:00 P.M. EST</b>		9. ISSUED BY <b>ATTN DESC-BZA RM 2954 DEFENSE ENERGY SUPPORT CENTER 8725 JOHN J KINGMAN RD SUITE 4950 FORT BELVOIR VA 22060-6222</b>		10. THIS ACQUISITION IS <input checked="" type="checkbox"/> UNRESTRICTED <input type="checkbox"/> SET ASIDE  <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> SMALL DISADV BUSINESS  <input type="checkbox"/> 8(A)  NAICS:325998MFR/426990DLR SIZE STANDARD: <b>See Clause L2.05-2</b>		11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE  13a. THIS CONTRACT IS RATED ORDER UNDER DPAS (15 CFR 700)  13b. RATING  14. METHOD OF SOLICITATION <input type="checkbox"/> RFQ <input type="checkbox"/> IFB <input checked="" type="checkbox"/> RFP	
12. DISCOUNT TERMS		15. DELIVER TO <b>SEE SCHEDULE</b>		16. ADMINISTERED BY <b>SEE BLOCK 9</b>		17. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER <input type="checkbox"/>	
17a. CONTRACTOR / OFFEROR CODE		FACILITY CODE		18a. PAYMENT WILL BE MADE BY CODE <b>HQ0104</b>		DEFENSE FINANCE AND ACCOUNTING SERVICE - COLUMBUS CENTER STOCK FUND DIRECTORATE FUELS ACCOUNTING AND PAYMENTS DIVISION ATTN: DFAS-FVSFA-CO P.O. BOX 182317 COLUMBUS OH 43218-6250	
TELEPHONE NO.:		FAX NO.:		18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a. UNLESS BLOCK BELOW IS CHECKED <input type="checkbox"/> SEE ADDENDUM			
19. ITEM NO.		20. SCHEDULE OF SUPPLIES/SERVICES		21. QUANTITY		22. UNIT	
		<b>SEE CLAUSE B17 (SCHEDULE)</b> LIST YOUR PRICES BESIDE ITEM NUMBERS ON SCHEDULE SHEETS					
				23. UNIT PRICE		24. AMOUNT	
25. ACCOUNTING AND APPROPRIATION DATA						26. TOTAL AWARD AMOUNT (For Govt. Use Only)	
[X] 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4. FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA (X) ARE ( ) ARE NOT ATTACHED. [ ] 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4. FAR 52.212-5 IS ATTACHED. ADDENDA ( ) ARE ( ) ARE NOT ATTACHED.							
[ ] 28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN _____ COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED HEREIN.				[ ] 29. AWARD OF CONTRACT: REFERENCE _____ OFFER DATED _____ YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH HEREIN, IS ACCEPTED AS TO ITEMS..			
30a. SIGNATURE OF OFFEROR/CONTRACTOR				31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)			
30b. NAME AND TITLE OF SIGNER (TYPE OR PRINT)		30c. DATE SIGNED		31b. NAME OF CONTRACTING OFFICER (TYPE OR PRINT)		31c. DATE SIGNED	
				<b>WILLIAM A. MACLAREN JR.</b>			
32a. QUANTITY IN COLUMN 21 HAS BEEN [ ] RECEIVED [ ] INSPECTED [ ] ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED				33. SHIP NUMBER		34. VOUCHER NUMBER	
				[ ] PARTIAL [ ] FINAL		35. AMOUNT VERIFIED CORRECT FOR	
32b. SIGNATURE OF AUTHORIZED GOVT. REPRESENTATIVE		32c. DATE		36. PAYMENT [ ] COMPLETE [ ] PARTIAL [ ] FINAL		37. CHECK NUMBER	
				38. S/R ACCOUNT NUMBER		39. S/R VOUCHER NUMBER	
41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT		41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER		41c. DATE		40. PAID BY	
				42a. RECEIVED BY (Print)			
				42b. RECEIVED AT (Location)			
				42c. DATE REC'D (YY/MM/DD)		42d. TOTAL CONTAINERS	

**INDEX OF CLAUSES****CLAUSE TITLE****CLAUSE NUMBER****PAGE****SECTION B**

B17	SUPPLIES TO BE FURNISHED (LUBES)(DESC MAR 1985)	OSP- 4-14
-----	---	-----------

**SECTION E**

E33.07	MANUFACTURING AND FILLING POINTS (LUBES)(DESC JUL 2003)	OSP-15
--------	---	--------

**SECTION F**

F3.02	TRANSPORT TRUCK AND/OR TRUCK AND TRAILER FREE TIME AND DETENTION RATES (BULK/LUBES)(DESC JUN 1996)	OSP-16
-------	---	--------

F29.02	CONTRACTOR ORDERING AGENTS (LUBES)(DESC APR 1968)	OSP-16
--------	---	--------

**SECTION G**

G9.07	ELECTRONIC TRANSFER OF FUNDS PAYMENTS - CORPORATE TRADE EXCHANGE (DESC FEB 2003)	OSP-17-18
-------	---	-----------

**SECTION I**

I238.02	NOTICE OF PRICE EVALUATION PREFERENCE FOR HUBZONE SMALL BUSINESS CONCERNS (JAN 1999)	OSP-19
---------	---	--------

**SECTION J****LIST OF DOCUMENTS, EXHIBITS & OTHER ATTACHMENTS**

OFFER SUBMISSION PACKAGE	ATTACHMENT 1
SF1449 - SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS	ATTACHMENT 2
DESC-P 19.2 AND DESC 19.1 - SMALL BUSINESS SUBCONTRACTING PLAN	ATTACHMENT 3

**SECTION K**

K1.01-10	OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS ) (ALT I/III) (APR 2001/OCT 2000/OCT 2000)	OSP-21-29
K1.01-12	SMALL BUSINESS PROGRAM NOTICE (DESC MAR 1999)	OSP-29
K1.05	OFFEROR REPRESENTATIONS AND CERTIFICATION – COMMERCIAL ITEMS (NOV 1995)	OSP-29
K5	USE OF ELECTRONIC DATA INTERCHANGE (DESC MAY 1994)	OSP-29-30
K33.01	AUTHORIZED NEGOTIATORS (DESC JAN 1998)	OSP-30
K45.01	FACSIMILE OR ELECTRONIC INVOICING (DESC JAN 1998)	OSP-31
K85	DISCLOSURE OF OWNERSHIP OR CONTROL BY THE GOVERNMENT OF A TERRITORY COUNTRY (MAR 1998)	OSP-31

**SECTION L**

L2.05-2	INSTRUCTIONS TO OFFERORS – COMMERCIAL ITEMS (BULK) (DESC SEP 2000)	OSP-32-33
---------	--	-----------

SECTION B**B17 SUPPLIES TO BE FURNISHED (LUBES) (DESC MAR 1985)**

The supplies to be furnished hereunder, the minimum individual delivery, the methods of delivery, the points of delivery, the estimated quantities, and the prices therefore are as follows:

(DESC 52.207-9F25)

PURCHASE REQUEST: SC0600-03-0014 & Amds 0001-0002  
 INHIBITOR, FUEL SYSTEM ICING (FSII) (HIGH FLASH)  
 DIETHYLENE GLYCOL MONOMETHYL ETHER (DIEGME)  
 NSN 6850-01-057-6427 (SIH)  
 SPECIFICATION: MIL-DTL-85470B

THE FOLLOWING ITEMS ARE BEING SOLICITED ON A FOB DESTINATION BASIS ONLY:

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0001	<b>UY7009</b> <b>DFSP VERONA, NY</b> 5449 West Main Street Verona, NY 13478 POC: William Tyler (315) 337-3128 DELIVERY HOURS: 0730-1400, M-F MIN/MAX: 5,000/5,000 GALLONS <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	10,000	
0002	<b>UY7344</b> <b>DFSP PAULSBORO, Paulsboro, NJ</b> ST Services Inc. DFSP Paulsboro, 3rd Street & Billingsport Rd, Paulsboro, NJ 08066 POC: Enrique Chaguay, Ph: (356) 423-3432 / Fax: x5889 DELIVERY HOURS: 0800-1630, M-F MIN/MAX: 5,000/6,000 GALLONS <u>NOTE:</u> 3-inch quick disconnect male CamLock coupler & minimum of 20ft of hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	100,000	
0003	<b>UY7327</b> <b>DFSP CARTERET, NJ</b> Gatx Terminals Corp. 78 Lafayette Street, Carteret, NJ 07008 DELIVERY HOURS: 0900-1600, M-F POC: Joseph Fish (732) 541-5161 ext 302 MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> Discharge pump & hose with 3-inch quick disconnect male CamLock coupler required on TT. <u>NOTE:</u> Tank capacity is 210,000 USG. <u>NOTE:</u> TT mode restricted to destination offers.	TT	110,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0004	<b>UY7310</b> <b>DFSP PITTSBURGH, PA</b> 520 Narrows Run Rd Corapolis, PA 15108 DELIVERY HOURS: 0600-1400, M-F POC: Kathy Wise (412) 264-5570 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> 3-inch quick disconnect male CamLock coupler & minimum of 20ft of hose required on TT. <u>NOTE:</u> Any/all accessible points on trailer must be sealed, including caps on pumps. Terminal will not accept product if these points are not sealed. <u>NOTE:</u> TT mode restricted to destination offers.	TT	20,000	
0005	<b>UY7300</b> <b>DFSP BALTIMORE, MD</b> ST SERVICES 1800 Frankfurst Ave. Baltimore, MD 21226 DELIVERY HOURS: 0900-1600, M-F POC: Robert Kirk (410) 354-5439 MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> TT must be equipped with side discharge pump and hose. <u>NOTE:</u> TT mode restricted to destination offers.	TT	85,000	
0006	<b>UCJAMC</b> <b>COLONIAL PIPELINE JAMESTOWN, VA</b> 147 Blow Flates Road James City County, VA 23185 DELIVERY HOURS: 0900-NOON, M-F POC: L.F. Strong (757)545-7004 & CALL IN ADVANCE MIN/MAX: 5,000/15,000 Gallons <u>NOTE:</u> discharge pump, hose 4-inch wide & 20ft long and standard 4 quick lock connections (couplers) required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	155,000	
0007	<b>UCPRTS</b> <b>COLONIAL P/L PORTSMOUTH, VA</b> Craney Island Naval Depot Cedar Lane Portsmouth, VA 23703 DELIVERY HOURS: 0900-NOON, M-F POC: L.F. Strong (757) 545-7004 & CALL IN ADVANCE MIN/MAX: 5,000/15,000 Gallons <u>NOTE:</u> Discharge pump, hose 4-inch wide & 20ft long and standard 4 quick lock connections (couplers) required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	215,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0008	<b>UY7331</b> <b>DFSP CRANEY ISLAND, NORFOLK, VA</b> Fleet & Industrial Supply Center Craney Island Operations, Bldg. 288 4501 Cedar Lane Portsmouth, VA 23703-2071 DELIVERY HOURS: 0800-1600, M-F POC: Larry Torrey (757) 322-9023 MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> Discharge pump, hose 4-inch wide & 20ft long and standard 4 quick lock connections (couplers) required on TT. <u>NOTE:</u> Stapping charts and product specification sheets must be provided. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	
0009	<b>UY7265</b> <b>DFSP SELMA, NC</b> Transmontaigne Terminaling Inc. 2427 West Oak St Selma, NC 27576 DELIVERY HOURS: 0700-1600, M-F POC: Terry Murray (919)965-9027, Tom Bailey (919)965-9442 MIN/MAX: 5,000/10,500 Gallons <u>NOTE:</u> Discharge pump and hose with 3-inch female fittings required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	160,000	
0010	<b>UY7246</b> <b>DFSP BREMEN, GA</b> Support Terminal Operating Partnership (ST Services) 870 Alabama Ave Bremen, GA 30110 DELIVERY HOURS: 0800-1200, M-F POC: Brandon Hammond (770) 537-4437 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0011	<b>UY7066</b> <b>DFSP MACON, GA</b> Standard Transpipe Macon, GA 31206-5849 DELIVERY HOURS: 0800-1600, M-F POC: Ray McCranie (912) 788-1877 MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	55,000	
0012	<b>UY7221</b> <b>ITAPCO PIPELINE, GA</b> ITAPCO P/L, Columbus Transportation Co. 5255 Miller Road, Columbus, GA 31909 DELIVERY HOURS: 0800-1600, M-F POC: Vince Wright (706) 561-0160 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0013	<b>UY7083</b> <b>KEY WEST PIPELINE CO., FL</b> DFSP Key West P/L, Key West, FL 33040-2276 DELIVERY HOURS: 0800-1600, M-F POC: Call (305) 297-4812 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	
0014	<b>UY7060</b> <b>DFSP MONTGOMERY, AL</b> Standard Transpipe 460 Hunter Loop Road Montgomery, AL 36108-1825 DELIVERY HOURS: 0800-1600, M-F POC: Michael Rushton (334) 269-2972 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	25,000	
0015	<b>UY7184</b> <b>DFSP MOUNDVILLE, AL</b> Standard Services Inc. 2 <sup>nd</sup> Ave., P.O. Box 68 Moundville, AL 35474-0068 DELIVERY HOURS: 0800-1600, M-F POC: Johnny Goines (205) 371-2250 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0016	<b>UY7069</b> <b>TEPPCO BOSSIER CITY, LA</b> TEXAS EASTERN Product P/L Co. Barkdale Blvd. Bossier City, LA 71111-5598 DELIVERY HOURS: 0800-1600, M-F POC: Rodney Lummus (318) 746-2587 MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> Due to restricted clearance, landing legs should be raised to the level of chassis top for entry to this location. <u>NOTE:</u> Discharge pump and hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	50,000	
0017	<b>UY7311</b> <b>DFSP INDIANAPOLIS, IN</b> Transmontaigne Terminaling Inc. 10700 County Road 300 N. Indianapolis, IN 46234 DELIVERY HOURS: 0800-1400, M-F POC: Gary Gray (317) 297-9489, 24hrs before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Pump & 25ft of hose adaptable to 2-inch female CamLock connection. <u>NOTE:</u> TT mode restricted to destination offers.	TT	15,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0018	<b>UY7307</b> <b>DFSP LEBANON, OH</b> TE Products Pipeline 2700 Hart Road Lebanon, OH 45036-9619 DELIVERY HOURS: 0800-1700, M-F POC: Call (513) 932-7972, 24hrs before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Clean pump and 40ft of hose adaptable to 3-inch female coupling required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	35,000	
0019	<b>UY7340</b> <b>DFSP TOLEDO CITGO, OH</b> CITGO PETROLEUM CORP. C/O Petroleum Contract Services LLC 1840 Otter Creek Road Oregon, Ohio 43616 DELIVERY HOURS: 0800-1600, M-F POC: Pete Krivas / Bob Truax / Bryan Fletcher (419) 698-8055 ext 10 or (734) 320-5345 Call 24hrs before delivery MIN/MAX: 5,000/10,000 Gallons <u>NOTE:</u> Pump and 25ft hose adaptable to 2-inch male CamLock fitting required on delivery vehicle. <u>NOTE:</u> TT mode restricted to destination offers.	TT	15,000	
0020	<b>UY7261</b> <b>DFSP WOOD RIVER, IL</b> Conoco PL Co. P.O. Box 145 (Wood River) South Delmar Hartford, IL 62048 DELIVERY HOURS: 0600-1400, M-F POC: Call (618) 251-2783, 24hrs before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, 80ft hose adaptable to 2-inch male coupler. Provide drip pan/bucket and no broken seals accepted. <u>NOTE:</u> TT mode restricted to destination offers.	TT	40,000	
0021	<b>UY7308</b> <b>DFSP NOVI, MI</b> Delta Fuels of Michigan Inc. 40600 Grand River Novi, MI 48375 DELIVERY HOURS: 0700-1400, M-F POC: Call (248) 478-3651 ext 127, 24hrs before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, 40ft of hose adaptable to 2-inch female CamLock fitting. <u>NOTE:</u> TT mode restricted to destination offers.	TT	15,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0022	<b>UY7150</b> <b>DFSP HOUSTON, TX</b> Williams Energy 12901 American Petroleum Road Galena Park, TX 77547 DELIVERY HOURS: 0800-1600, M-F POC: Chuck Bigi (713) 330-2750 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	220,000	
0023	<b>UY7053</b> <b>HOLLY CORPORATION, ID</b> North Canyon Creek Road Mountain Home, ID 83647 DELIVERY HOURS: 0800-1600, M-F POC: Blake Tarver (208) 587-3880 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0024	<b>UY7235</b> <b>KINLEY CORPORATION, ID</b> 1220 West Gowen Road Boise, ID 83705 DELIVERY HOURS: 0800-1600, M-F POC: Joseph Churella (208) 344-0078 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	
0025	<b>UY7304</b> <b>DFSP TULSA, OK</b> 2120 S. 33rd W. Ave. Tulsa, OK 74107 DELIVERY HOURS: 0800-1600, M-F POC: Don Johnson (918) 582-9847 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, 20ft of hose with adapter to fit 2-inch Quick couple hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	
0026	<b>UY7341</b> <b>DFSP OLATHE, KS</b> Williams Pipeline Company 13745 West 145th street Olathe, KS 66062 DELIVERY HOURS: 0800-1500, M-F POC: Al Massey or Darrell Cook (913) 281-0771 ext 101 or Cell: (816) 830-1701 MIN/MAX: 1,500/5,000 Gallons <u>NOTE:</u> Tank truck must be equipped with pump & 50ft of 2- inch female coupling. <u>NOTE:</u> Tank capacity is 3,500 USG. <u>NOTE:</u> TT mode restricted to destination offers.	TT	15,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0027	<b>UY7313</b> <b>DFSP TEPPCO, AR</b> Texas Eastern Products Pipeline Co. 5145 Graham Road Jacksonville, AR 72076 DELIVERY HOURS: 0700-0800, M-F POC: Tommy Camerson (501) 982-1613 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & 20ft of hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	35,000	
0028	<b>UY7021</b> <b>DFSP GRAND FORKS, ND</b> 4128A 27th Ave. North Grand Forks, ND 58203-1338 DELIVERY HOURS: 1200-1400, M-F POC: Call (701) 795-1383, 24hrs before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Clean pump & hose adaptable to 3-inch female coupling required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	20,000	
0029	<b>UY7306</b> <b>ELS JET RAPID CITY, SD</b> ELL Jet Terminal 2945 Elgin Rapid City, SD 57709-0032 DELIVERY HOURS: 0700-1400, M-F POC: Ph: (605) 342-1374 / Cell: (605) 390-4126/2401 Call for directions MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, 40 ft of hose with adapter to fit 2- inch male coupling required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	25,000	
0030	<b>UY7170</b> <b>WILLIAMS P/L CO. (OMAHA), OMAHA, NE</b> Idaho Pipeline, 13029 S. 13 <sup>th</sup> St. Omaha, NE 68123-2075 DELIVERY HOURS: 0800-1200, M-F POC: Call (402) 292-2824, 24 hours before delivery MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Clean pump & hose adaptable to 3-inch female coupling required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	25,000	
0031	<b>UY7082</b> <b>MCCAIN PIPELINE CO, MARION, MS</b> P.O. Box 430 Marion, MS 39342-1003 DELIVERY HOURS: 0800-1600, M-F POC: Clayton Spears (601) 632-1118 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	20,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0032	<b>UCTUCS</b> <b>KINDER MORGAN TUCSON, PIMA, AZ</b> 3842 Refinery Way Tucson, AZ 85713 DELIVERY HOURS: 0800-1600, M-F POC: Tom Payton (520) 748-0671 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & high capacity pressure hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	60,000	
0033	<b>UCYUMA</b> <b>KINDER MORGAN YUMA, AZ</b> 6471 South County 7-E Yuma, AZ 85365 DELIVERY HOURS: 0800-1600, M-F POC: John Brown (520) 726-5222 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT <u>NOTE:</u> TT mode restricted to destination offers.	TT	25,000	
0034	<b>UCPHOE</b> <b>KINDER MORGAN PHOENIX, MARICOPA, AZ</b> 49 N. 53rd Ave. Phoenix, AZ 85043 DELIVERY HOURS: 0800-1600, M-F POC: Richard Harmon (602) 278-8564 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & high capacity pressure hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	72,000	
0035	<b>UY7204</b> <b>DFSP ALAMOGORDO, NM</b> Standard Transpipe 6026 S. Hwy 54 P.O. Box 109 Alamogordo, NM 88311 DELIVERY HOURS: 0800-1600, M-F POC: Leland Bain (505) 437-7500 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, 4 sections of 2-inch hoses (15ft each) with ends wrapped in plastic & 2 fittings required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0036	<b>UY7078</b> <b>KINDER MORGAN NORTH LINE, NV</b> 301 Nugget Avenue Sparks, NV 89431 DELIVERY HOURS: 0800-1600, M-F POC: Gerard (775) 358-6971 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	40,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0037	<b>UCPLNV</b> <b>CALNEV PIPELINE, CLARK, NV</b> 5049 Sloan Lane Las Vegas, NV 89115 DELIVERY HOURS: 0800-1600, M-F POC: Dennis Sullivan (702) 644-3943 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	70,000	
0038	<b>FP2027</b> <b>HILL AFB, LAYTON, UT</b> 649 ABG/LGSC 00-AMC Hill AFB, UT 84056-5733 DELIVERY HOURS: 0700-1400, M-F POC: SSGT Irvine / SSGT MChesny (801) 777-4014 / 4016 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	5,000	
0039	<b>UY7318</b> <b>DFSP PORTLAND, OR</b> Shore Terminals 9400 N.W. St., Helens Road Portland, OR 97231 DELIVERY HOURS: 0700-1600, M-F POC: B. Dugan (503) 285-8283 MIN/MAX: 5,500/6,500 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	15,000	
0040	<b>N00406</b> <b>DFSP PUGET SOUND, WA</b> Naval Supply Center (Fuels Center Depot), P.O. Box 8 Manchester, WA 98353 DELIVERY HOURS: 0800-1400, M-F POC: Larry Williamson (360) 476-2145 ext 229 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	80,000	
0041	<b>UY7322</b> <b>DFSP PASCO, SPOKANE, WA</b> Chevron Pipeline Northwest 2003, S. Graham Rd Medical Lake, WA 99022 DELIVERY HOURS: 0800-1600, M-F POC: Xnat Zee Everette (509) 531-6750 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0042	<b>UY7121</b> <b>DFSP SAN PEDRO, CA</b> 3171 N. Gaffey Street San Pedro, CA 90731-1099 DELIVERY HOURS: 0700-1700, M-F POC: Clarence Wilson (310) 832-2607 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	60,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0043	<b>UCPLCA</b> <b>CAL NEV PIPELINE, CA</b> 73 Air Base Road (George AFB) Adelanto, CA 92301 DELIVERY HOURS: 0800-1400, M-F POC: Bob Brown (760) 254-2616 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	30,000	
0044	<b>N00244</b> <b>DFSP PT LOMA, CA</b> DFSP Point Loma, Fleet & Industrial Supply Center 199 Rosecrans Blvd. Fuel Department, Bldg 50 Pt Loma Sub Base San Diego, CA 92106 DELIVERY HOURS: 0700-1400, M-F POC: Steve Frey (619) 553-1314 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	70,000	
0045	<b>UCCONC</b> <b>KINDER MORGAN CONCORD, COTRA COSTA, CA</b> 1550 Solano Way Concord, CA 94520 DELIVERY HOURS: 0700-1300, M-F POC: Mark Boelter (925) 682-7493 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose & a 2-inch female fitting required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	100,000	
0046	<b>UCROSE</b> <b>KINDER MORGAN ROSEVILLE, YUBA, CA</b> "F" street & Gavin-Mandery Dr. Beale AFB, CA 95903 DELIVERY HOURS: 0800-1700, Tue-Fri POC: Ken Yeo (916) 632-1183 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose & a 2-inch female fitting required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	10,000	
0047	<b>UCFRES</b> <b>KINDER MORGAN FRESNO, CA</b> 2064 E. Malaga Ave. Fresno, CA 93725 DELIVERY HOURS: 0730-1430, Tue-Thur POC: Jason Brothers (559) 237-8407 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	65,000	

<u>ITEM</u>	<u>DODAAC/ ACTIVITY</u>	<u>RECEIPT MODE</u>	<u>QUANTITY GALLONS</u>	<u>UNIT PRICE/ GALLON</u>
0048	<b>UCCOLT</b> <b>KINDER MORGAN COLTON, SAN BERNARDINO, CA</b> 2359 Riverside Ave. Bloomington, CA 92316 DELIVERY HOURS: 0800-1600, M-F POC: Mike Taylor (909) 873-5152 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose & a 2-inch male fitting required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	20,000	
0049	<b>UCIMPE</b> <b>KINDER MORGAN IMPERIAL, CA</b> 345 West Aten Road Imperial, CA 92251 DELIVERY HOURS: 0800-1600, M-F POC: Martin Medina (702) 352-0992 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose & a 2-inch female fitting required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	20,000	
0050	<b>UY7329</b> <b>DFSP SELBY, CA</b> 98 San Pablo Ave. Crockett, CA 84525 DELIVERY HOURS: 0600-1300, M-F POC: Chuck Sivil (510) 787-1076 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose & a 2-inch male fitting required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	45,000	
0051	<b>M67865</b> <b>MCAS MIRAMAR, CA</b> DFSP Miramar (MCAS Miramar) Fuel Branch 7229 Miramar Way San Diego, CA 92145-2007 DELIVERY HOURS: 0700-1500, M-F POC: Larry Murphy/Jim Smith (858) 577-1396 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump, hose adaptable to 3-inch CamLock fitting is required on TT. <u>NOTE:</u> Delivery vehicle must be configured as tractor trailer because area has limited space & truck must be able to back up. "Double Rigs" are unacceptable for deliveries. <u>NOTE:</u> Storage tank capacity: 15,000 USG. <u>NOTE:</u> TT mode restricted to destination offers.	TT	60,000	
0052	<b>N00244</b> <b>DFSP PT LOMA, CA</b> Fleet & Industrial Supply Center 199 Rosecrans Blvd., Fuel Department, Bldg 50 Pt Loma Sub Base, San Diego, CA 92106 DELIVERY HOURS: 0700-1400, M-F POC: Steve Frey (619) 553-1314 MIN/MAX: 5,000/6,000 Gallons <u>NOTE:</u> Discharge pump & hose required on TT. <u>NOTE:</u> TT mode restricted to destination offers.	TT	70,000	

**SECTION E**

**E33.07 MANUFACTURING AND FILLING POINTS (DESC JUL 2003)**

The name and complete addresses of the manufacturing and filling points for each product to be furnished hereunder are as follows:

<u>PRODUCT</u>	<u>NAME AND COMPLETE ADDRESS MANUFACTURING POINT - FILLING POINT</u>
----------------	--

(DESC 52.246-9F50)

**SECTION F**

**F3.02 TRANSPORT TRUCK AND/OR TRUCK AND TRAILER FREE TIME AND DETENTION RATES (BULK/LUBES)  
(DESC JUN 1996)**

(a) Upon arrival of Contractor's transport truck or truck and trailer, the receiving activity shall promptly designate the tanks into which the load is to be discharged. Free time will commence at the time the discharge hose is connected to fill pipe at the delivery point specified and will end when discharge is completed. For items involving multiple drops, time between drops will not be included in free time. Contractor shall be paid for detention beyond free time for delays caused by the Government. A minimum of one hour free time is required. Rate for detention shall be comparable to regulated tariffs governing the local area of receiving activity.

(1) Free time for unloading transport truck or truck and trailer: \_\_\_\_\_.

(2) Rate for detention beyond the free time: \_\_\_\_\_.

(b) The above will not be considered in the evaluation of offers for award, except that free time of less than one hour or detention rates not comparable to regulated tariffs may render an offer unacceptable/bid nonresponsive.

UNLESS OFFEROR INDICATES OTHERWISE, FREE TIME WILL BE CONSIDERED UNLIMITED.

(c) DETENTION COSTS. Any invoices for detention costs will be forwarded directly to the Contracting Officer.

(DESC 52.247-9FA5)

**F29.02 CONTRACTOR ORDERING AGENTS (LUBES) (DESC APR 1968)**

In the event the name and address of the office to which orders should be forwarded are not furnished below or in writing within two working days from the offer opening date, all orders issued hereunder shall be forwarded to the Contractor's office from which the offer was submitted. The Contractor shall be responsible for seeing that orders are forwarded to any regional or area offices from which product is to be shipped in such time as to accomplish delivery within the permissible delivery lead time set forth under the ORDERS/DELIVERY TIME clause. For this purpose, date of receipt of the order as specified under the ORDERS/DELIVERY TIME clause shall be the date on which the order is received by the office to which it is addressed.

ITEM NUMBER

CONTRACTOR AGENT'S NAME AND ADDRESS

(DESC 52.216-9F90)

**SECTION G**

**THIS CLAUSE APPLIES ONLY TO DESC-FUNDED ITEMS.**

**G9.07 ELECTRONIC TRANSFER OF FUNDS PAYMENTS - CORPORATE TRADE EXCHANGE (DESC FEB 2003)**

(a) The Contractor shall supply the following information to the Contracting Officer no later than 5 days after contract award and before submission of the first request for payment. The bank designated as the receiving bank must be located in the United States and must be capable of receiving Automated Clearing House (ACH) transactions.

NAME OF RECEIVING BANK: \_\_\_\_\_  
(DO NOT EXCEED 29 CHARACTERS)

CITY AND STATE OF RECEIVING BANK: \_\_\_\_\_  
(DO NOT EXCEED 20 CHARACTERS)

AMERICAN BANKERS ASSOCIATION NINE DIGIT IDENTIFIER OF RECEIVING BANK: \_\_\_\_\_

ACCOUNT TYPE CODE: (Contractor to designate one)

CHECKING TYPE 22

SAVINGS TYPE 32

RECIPIENT'S ACCOUNT NUMBER ENCLOSED IN PARENTHESES: \_\_\_\_\_  
(DO NOT EXCEED 15 CHARACTERS)

RECIPIENT'S NAME: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

STREET ADDRESS: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

CITY AND STATE: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

**NOTE:** Additional information may be entered in **EITHER** paragraph (b) **OR** paragraph (c) below. Total space available for information entered in (b) **OR** (c) is 153 characters.

**(b) SPECIAL INSTRUCTIONS/OTHER IDENTIFYING DATA:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(DO NOT EXCEED 153 CHARACTERS)

OR

G9.07 (CONT'D)

(c) **THIRD PARTY INFORMATION:** Where payment is to be forwarded from the receiving bank to another financial institution for deposit into Contractor's account, the following information **must** be supplied by the Contractor: Second Bank Name, City/State and/or Country, Account Number, and Account Name.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(DO NOT EXCEED 153 CHARACTERS)

(d) **CONTRACTOR'S DESIGNATED OFFICIAL SUBMITTING ELECTRONIC FUNDS TRANSFER INFORMATION.**

NAME: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

TITLE: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

TELEPHONE NUMBER: \_\_\_\_\_  
(DO NOT EXCEED 25 CHARACTERS)

SIGNATURE: \_\_\_\_\_

(e) Any change by the Contractor in designation of the bank account to receive electronic transfer of funds in accordance with this clause must be received by the Contracting Officer no later than 30 days prior to the date the change is to become effective.

**(f) The electronic transfer of funds does not constitute an assignment of such funds in any form or fashion.**

(g) In the event corporate trade exchange (CTX) payments cannot be processed, the Government retains the option to make payments under this contract by check.

**(h) NOTICE TO FOREIGN SUPPLIERS.**

(1) Payment may be made through the Federal Reserve Wire Transfer system. The bank designated as the receiving bank must be located in the United States and must be capable of receiving ACH transactions. The appropriate American Bankers Association nine-digit identifier must be supplied in order for payments to be processed through CTX.

(2) If your account is with a foreign bank that has an account with a bank located within the United States, the U.S. bank may be designated as the receiving bank. The recipient's name and account number shall identify the foreign bank, and transfer instructions to supplier's account must be specified in (b) **OR** (c) above.

(3) The Third Party information supplied in (c) above will be located in the first RMT segment of the CTX payment information sent to the receiving bank.

(i) Notwithstanding any other provision of the contract, the requirements of this clause shall control.

(DESC 52.232-9FJ1)

**SECTION I****I238.02 NOTICE OF PRICE EVALUATION PREFERENCE FOR HUBZONE SMALL BUSINESS CONCERNS (JAN 1999)**

(a) **DEFINITION. HUBZone small business concern**, as used in this clause, means a small business concern that appears on the List of Qualified HUBZone Small Business Concerns maintained by the Small Business Administration.

**(b) EVALUATION PREFERENCE.**

(1) Offers will be evaluated by adding a factor of 10 percent to the price of all offers, except—

- (i) Offers from HUBZone small business concerns that have not waived the evaluation preference;
- (ii) Otherwise successful offers from small business concerns;
- (iii) Otherwise successful offers of eligible products under the Trade Agreements Act when the dollar threshold for application of the Act is exceeded (see 25.402 of the Federal Acquisition Regulation (FAR)); and
- (iv) Otherwise successful offers where application of the factor would be inconsistent with a Memorandum of Understanding or other international agreement with a foreign government.

(2) The factor of 10 percent shall be applied on a line item basis or to any group of items on which award may be made. Other evaluation factors described in the solicitation shall be applied before application of the factor.

(3) A concern that is both a HUBZone small business concern and a small disadvantaged business concern will receive the benefit of both the HUBZone small business price evaluation preference and the small disadvantaged business price evaluation adjustment (see FAR clause 52.219-23). Each applicable price evaluation preference or adjustment shall be calculated independently against an offeror's base offer. These individual preference amounts shall be added together to arrive at the total evaluated price for that offer.

(c) **WAIVER OF EVALUATION PREFERENCE.** A HUBZone small business concern may elect to waive the evaluation preference, in which case the factor will be added to its offer for evaluation purposes. The agreements in paragraph (d) of this clause do not apply if the offeror has waived the evaluation preference.

[ ] Offer elects to waive the evaluation preference.

(d) **AGREEMENT.** A HUBZone small business concern agrees that in the performance of the contract, in the case of a contract for-

(1) Services (except construction), at least 50 percent of the cost of personnel for contract performance will be spent for employees of the concern or employees of other HUBZone small business concerns;

(2) Supplies (other than procurement from a nonmanufacturer of such supplies), at least 50 percent of the cost of manufacturing, excluding the cost of materials, will be performed by the concern or other HUBZone small business concerns;

(3) General construction, at least 15 percent of the cost of the contract performance incurred for personnel will be spent on the concern's employees or the employees of other HUBZone small business concerns; or

(4) Construction by special trade contractors, at least 25 percent of the cost of the contract performance incurred for personnel will be spent on the concern's employees or the employees of other HUBZone small business concerns.

(e) A HUBZone joint venture agrees that in the performance of the contract, the applicable percentage specified in paragraph (d) of this clause will be performed by the HUBZone small business participant or participants;

(f) A HUBZone small business concern nonmanufacturer agrees to furnish in performing this contract only end items manufactured or produced by HUBZone small business manufacturer concerns. This paragraph does not apply in connection with construction or service contracts.

(FAR 52.219-4)

**SECTION J**

OFFER SUBMISSION PACKAGE

ATTACHMENT 1

SF1449 – SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS

ATTACHMENT 2

DESC-P 19.2 AND DESC 19.1 - SMALL BUSINESS SUBCONTRACTING PLAN

ATTACHMENT 3

**SECTION K****K1.01-10 OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS (ALTS I/III)  
(APR 2001/OCT 2000/OCT 2000)****(a) DEFINITIONS.** As used in this provision--

(1) **Emerging small business** means a small business concern whose size is no greater than 50 percent of the numerical size standard for the standard industrial classification code designated.

**(2) Forced or indentured child labor means** all work or service—

(i) Exacted from any person under the age of 18 under the menace of any penalty for its nonperformance and for which the worker does not offer himself voluntarily; or

(ii) Performed by any person under the age of 18 pursuant to a contract, the enforcement of which can be accomplished by process of penalties.

**(3) Service-disabled veteran-owned small business concern—****(i) Means a small business concern—**

(A) Not less than 51 percent of which is owned by one or more service-disabled veterans or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more service-disabled veterans; and

(B) The management and daily business operations of which are controlled by one or more service-disabled veterans or, in the case of a veteran with permanent and severe disability, the spouse or permanent caregiver of such veteran.

(ii) Service disabled veteran means a veteran, as defined in 38 U.S.C. 101(2), with a disability that is service-connected, as defined in 38 U.S.C. 101(16).

(4) **Small business concern** means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and size standards in this solicitation.

**(5) Veteran-owned small business concern means a small business concern—**

(i) Not less than 51 percent of which is owned by one or more veterans (as defined at 38 U.S.C. 101(2)) or, in the case of any publicly owned business, not less than 51 percent of the stock of which is owned by one or more veterans; and

(ii) The management and daily business operations of which are controlled by one or more veterans.

(6) **Women-owned business concern** means a concern that is at least 51 percent owned by one or more women; or in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and whose management and daily business operations are controlled by one or more women.

**(7) Women-owned small business concern means a small business concern--**

(i) That is at least 51 percent owned by one or more women; or, in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and

(ii) Whose management and daily business operations are controlled by one or more women.

**(b) TAXPAYER IDENTIFICATION NUMBER (TIN) (26 U.S.C. 6109, 31 U.S.C. 7701). (Not applicable if the offeror is required to provide this information to a central contractor registration database to be eligible for award.)**

(1) All offerors must submit the information required in paragraphs (b)(3) through (b)(5) of this provision to comply with debt collection requirements of 31 U.S.C. 7701(c) and 3325(d), reporting requirements of 26 U.S.C. 6041, 6041A, and 6050M, and implementing regulations issued by the Internal Revenue Service (IRS).

(2) The TIN may be used by the Government to collect and report on any delinquent amounts arising out of the offeror's relationship with the Government (31 U.S.C. 7701(c)(3)). If the resulting contract is subject to the payment reporting requirements described in FAR 4.904, the TIN provided hereunder may be matched with IRS records to verify the accuracy of the offeror's TIN.

**(3) TAXPAYER IDENTIFICATION NUMBER (TIN).**

] TIN: \_\_\_\_\_

] TIN has been applied for.

] TIN is not required because:

] Offeror is a nonresident alien, foreign corporation, or foreign partnership that does not have income effectively connected with the conduct of a trade or business in the U.S. and does not have an office or place of business or a fiscal paying agent in the U.S.

] Offeror is an agency or instrumentality of a foreign government;

] Offeror is an agency or instrumentality of a Federal, state, or local government;

] Other. State basis. \_\_\_\_\_

K1.01-10 (CONT'D)

**(4) TYPE OF ORGANIZATION.**

- Sole proprietorship;  
 Partnership;  
 Corporate entity (not tax-exempt);  
 Corporate entity (tax-exempt);  
 Government entity (Federal, State, or local);  
 Foreign government;  
 International organization per 26 CFR 1.6049-4;  
 Other: \_\_\_\_\_

**(5) COMMON PARENT.**

- Offeror is not owned or controlled by a common parent.  
 Name and TIN of common parent:  
 Name \_\_\_\_\_  
 TIN \_\_\_\_\_

(c) Offerors must complete the following representations when the resulting contract is to be performed inside the United States, its territories or possessions, Puerto Rico, the Trust Territory of the Pacific Islands, or the District of Columbia. Check all that apply.

**(1) SMALL BUSINESS CONCERN.** The offeror represents as part of its offer that it--

- is  
 is not

a small business concern.

**(2) VETERAN-OWNED SMALL BUSINESS CONCERN. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.)** The offeror represents as part of its offer that it--

- is  
 is not

a veteran-owned small business concern.

**(3) SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS CONCERN. (Complete only if the offeror represented itself as a veteran-owned small business concern in paragraph (c)(2) of this provision.)** The offeror represents as part of its offer that it--

- is  
 is not

a service-disabled veteran-owned small business concern.

**(4) SMALL DISADVANTAGED BUSINESS CONCERN. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.)** The offeror represents, for general statistical purposes, that it--

- is  
 is not

a small disadvantaged business concern as defined in 13 CFR 124.1002.

K1.01-10 (CONT'D)

**(5) WOMEN-OWNED SMALL BUSINESS CONCERN. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.)** The offeror represents that it--

- is
- is not

a women-owned small business concern.

**NOTE: Complete paragraphs (c)(6) and (c)(7) only if this solicitation is expected to exceed the simplified acquisition threshold.**

**(6) WOMEN-OWNED BUSINESS CONCERN (OTHER THAN SMALL BUSINESS CONCERN). (Complete only if the offeror is a women-owned business concern and did not represent itself as a small business concern in paragraph (c)(1) of this provision.)**

The offeror represents that it -

- is

a women owned business concern.

**(7) TIE BID PRIORITY FOR LABOR SURPLUS AREA CONCERNS.** If this is an invitation for bid, small business offerors may identify the labor surplus areas in which costs to be incurred on account of manufacturing or production (by offeror or first-tier subcontractors) amount to more than 50 percent of the contract price.

**(8) SMALL BUSINESS SIZE FOR THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM AND FOR THE TARGETED INDUSTRY CATEGORIES UNDER THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM.** (Complete only if the offeror has represented itself to be a small business concern under the size standards for this solicitation.)

**(i) (Complete only for solicitations indicated in an addendum as being set-aside for emerging small businesses in one of the four designated industry groups (DIGs)).** The offeror represents as part of its offer that it--

- is
  - is not
- an emerging small business.

**(ii) (Complete only for solicitations indicated in an addendum as being for one of the targeted industry categories (TICs) or four designated industry groups (DIGs)).** The offeror represents as follows:

(A) The offeror's number of employees for the past 12 months (check the Employees column if size standard stated in the solicitation is expressed in terms of number of employees); or

(B) The offeror's average annual gross revenue for the last 3 fiscal years (check the Average Annual Gross Number of Revenues column if size standard stated in the solicitation is expressed in terms of annual receipts).

(Check one of the following:)

<u>NUMBER of EMPLOYEES</u>	<u>AVERAGE ANNUAL GROSS REVENUES</u>
<input type="checkbox"/> 50 or fewer	<input type="checkbox"/> \$1 million or less
<input type="checkbox"/> 51 - 100	<input type="checkbox"/> \$1,000,001 - \$2 million
<input type="checkbox"/> 101 - 250	<input type="checkbox"/> \$2,000,001 - \$3.5 million
<input type="checkbox"/> 251 - 500	<input type="checkbox"/> \$3,500,001 - \$5 million
<input type="checkbox"/> 501 - 750	<input type="checkbox"/> \$5,000,001 - \$10 million
<input type="checkbox"/> 751 - 1,000	<input type="checkbox"/> \$10,000,001 - \$17 million
<input type="checkbox"/> Over 1,000	<input type="checkbox"/> Over \$17 million

K1.01-10 (CONT'D)

(9) (Complete only if the solicitation contains the clause at FAR 52.219-23, NOTICE OF PRICE EVALUATION ADJUSTMENT FOR SMALL DISADVANTAGED BUSINESS CONCERNS, or FAR 52.219-25, SMALL DISADVANTAGED BUSINESS PARTICIPATION PROGRAM - DISADVANTAGED STATUS AND REPORTING, and the offeror desires a benefit based on its disadvantaged status.)

(i) **GENERAL.** The offeror represents that either--

(A) It--

is

is not

certified by the Small Business Administration as a small disadvantaged business concern and identified, on the date of this representation, as a certified small disadvantaged business concern in the database maintained by the Small Business Administration (PRO-Net), and that no material change in disadvantaged ownership and control has occurred since its certification, and, where the concern is owned by one or more individuals claiming disadvantaged status, the net worth of each individual upon whom the certification is based does not exceed \$750,000 after taking into account the applicable exclusions set forth at 13 CFR 124.104(c)(2); or

(B) It--

has

has not

submitted a completed application to the Small Business Administration or a Private Certifier to be certified as a small disadvantaged business concern in accordance with 13 CFR 124, Subpart B, and a decision on that application is pending, and that no material change in disadvantaged ownership and control has occurred since its application was submitted.

(ii) **JOINT VENTURE UNDER THE PRICE EVALUATION ADJUSTMENT FOR SMALL DISADVANTAGED BUSINESS CONCERNS.** The offeror represents, as part of its offer, that it is a joint venture that complies with the requirements in 13 CFR 124.1002(f) and that the representation in paragraph (c)(7)(i) of this provision is accurate for the small disadvantaged business concern that is participating in the joint venture. The offeror shall enter the name of the small disadvantaged business concern that is participating in the joint venture: \_\_\_\_\_.

(10) (Complete if the offeror represented itself as disadvantaged in paragraph (c)(2) or (c)(9) of this provision.) The offeror shall check the category in which its ownership falls:

Black American

Hispanic American

Native American (American Indians, Eskimos, Aleuts, or Native Hawaiians).

Asian-Pacific American (persons with origin from Burma, Thailand, Malaysia, Indonesia, Singapore, Brunei, Japan, China, Taiwan, Laos, Cambodia (Kampuchea), Vietnam, Korea, The Philippines, U.S. Trust Territory of the Pacific Islands (Republic of Palau), Republic of the Marshall Islands, Federated States of Micronesia, the Commonwealth of the Northern Mariana Islands, Guam, Samoa, Macao, Hong Kong, Fiji, Tonga, Kiribati, Tuvalu, or Nauru).

Subcontinent Asian (Asian-Indian) American (persons with origins from India, Pakistan, Bangladesh, Sri Lanka, Bhutan, the Maldives Islands, or Nepal).

Individual/concern, other than one of the preceding.

K1.01-10 (CONT'D)

(11) **HUBZONE SMALL BUSINESS CONCERN. (Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.)** The offeror represents as part of its offer that--

(i) It--

- is
- is not

a HUBZone small business concern listed, on the date of this representation, on the List of Qualified HUBZone Small Business Concerns Maintained by the Small Business Administration, and no material change in ownership and control, principal place of ownership, or HUBZone employee percentage has occurred since it was certified by the Small Business Administration in accordance with 13 CFR Part 126; and

(ii) It--

- is
- is not

a joint venture that complies with the requirements of 13 CFR Part 126, and the representation in paragraph (c)(11)(i) of this provision is accurate for the HUBZone small business concern or concerns that are participating on the joint venture. (The offeror shall enter the name or names of the HUBZone small business concern or concerns that are participating in the joint venture:

\_\_\_\_\_.)


**Each HUBZone small business concern participating in the joint venture shall submit a separate signed copy of the HUBZone representation.**

(d) **CERTIFICATIONS AND REPRESENTATIONS REQUIRED TO IMPLEMENT PROVISIONS OF EXECUTIVE ORDER 11246.**

(1) **PREVIOUS CONTRACTS AND COMPLIANCE.** The offeror represents that--

(i) It--

- has
- has not

participated in a previous contract or subcontract subject to the EQUAL OPPORTUNITY clause of this solicitation; and

(ii) It--

- has
- has not

filed all required compliance reports.

K1.01-10 (CONT'D)

(2) **AFFIRMATIVE ACTION COMPLIANCE.** The offeror represents that--

(i) It--

- has developed and has on file
- has not developed and does not have on file

at each establishment, affirmative action programs required by rules and regulations of the Secretary of Labor (41 CFR Subparts 60-1 and 60-2), or

(ii) It--

has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

(e) **CERTIFICATION REGARDING PAYMENTS TO INFLUENCE FEDERAL TRANSACTIONS (31 U.S.C. 1352).**

**(Applies only if the contract is expected to exceed \$100,000).** By submission of its offer, the offeror certifies to the best of its knowledge and belief that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress on his or her behalf in connection with the award of any resultant contract.

(f) **BUY AMERICAN ACT - TRADE AGREEMENTS - BALANCE OF PAYMENTS PROGRAM CERTIFICATE (DFARS 252.225-7006).** **(Applies only if DFARS clause 252.225-7007, TRADE AGREEMENTS ACT, is incorporated by reference in this solicitation.)**

(1) The offeror certifies that--

- (i) Each end product, except the end products listed in subparagraph (2) below, is a domestic end product (as defined in the BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM clause of this solicitation); and
- (ii) Components of unknown origin are considered to have been mined, produced, or manufactured outside the United States or a qualifying country.

(2) The offeror must identify and certify all end products that are not domestic end products.

(i) The offeror certifies that the following supplies qualify as "U.S.-made end products" but do not meet the definition of **"domestic end product"**:

\_\_\_\_\_  
(Insert line item no.)

(ii) The offeror certifies that the following supplies are qualifying country end products:

_____	_____
(Insert line item no.)	(Insert country of origin)

(iii) The offeror certifies that the following supplies are qualify as designated country end products:

_____	_____
(Insert line item no.)	(Insert country of origin)

(iv) The offeror certifies that the following supplies qualify as Caribbean Basin country end products:

_____	_____
(Insert line item no.)	(Insert country of origin)

(v) The offeror certifies that the following supplies qualify as NAFTA country end products:

_____	_____
(Insert line item no.)	(Insert country of origin)

K1.01-10 (CONT'D)

(vi) The offeror certifies that the following supplies are other nondesignated country end products:

\_\_\_\_\_  
(Insert line item no.)

\_\_\_\_\_  
(Insert country of origin)

(LIST AS NECESSARY)

(3) Offers will be evaluated by giving preference to U.S.-made end products, qualifying country end products, designated country end products, NAFTA country end products, and Caribbean Basin country end products over other end products.

(g) **BUY AMERICAN ACT - NORTH AMERICAN FREE TRADE AGREEMENT (NAFTA) IMPLEMENTATION ACT - BALANCE OF PAYMENTS PROGRAM CERTIFICATE (DFARS 252.225-7035). (Applies only if DFARS clause 252.225-7036, NORTH AMERICAN FREE TRADE AGREEMENT (NAFTA) IMPLEMENTATION ACT, clause is incorporated by reference in this solicitation.)**

(1) The offeror certifies that--

(i) Each end product, except the end products listed in subparagraph (2) below, is a domestic end product (as defined in the BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM clause of this solicitation); and

(ii) Components of unknown origin are considered to have been mined, produced, or manufactured outside the United States or a qualifying country.

(2) The offeror must identify and certify all end products that are not domestic end products.

(i) The offeror certifies that the following supplies qualify as "U.S.-made end products," but do not meet the definition of **"domestic end products"**:

\_\_\_\_\_  
(Insert line item number)

(ii) The offeror certifies that the following supplies are qualifying country (except Canada) end products:

\_\_\_\_\_  
(Insert line item number)

\_\_\_\_\_  
(Insert country of origin)

(iii) The offeror certifies that the following supplies qualify as NAFTA country end products:

\_\_\_\_\_  
(Insert line item number)

\_\_\_\_\_  
(Insert country of origin)

(iv) The offeror certifies that the following supplies are other foreign end products:

\_\_\_\_\_  
(Insert line item number)

\_\_\_\_\_  
(Insert country of origin)

(LIST AS NECESSARY)

(3) Offers will be evaluated by giving preference to U.S.-made end products, qualifying country end products, or NAFTA country end products over other end products.

K1.01-10 (CONT'D)

**(h) CERTIFICATION REGARDING DEBARMENT, SUSPENSION OR INELIGIBILITY FOR AWARD (EXECUTIVE ORDER 12549).**

The offeror certifies, to the best of its knowledge and belief, that--

(1) The offeror and/or any of its principals

- are
- are not

presently debarred, suspended, proposed for debarment, or declared ineligible for the award of contracts by any Federal agency,

and

(2)  have or  
 have not,

within a three-year period preceding this offer, been convicted of or had a civil judgment rendered against them for: commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a Federal, state or local government contract or subcontract; violation of Federal or state antitrust statutes relating to the submission of offers; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, or receiving stolen property; and

- are or
- are not

presently indicted for, or otherwise criminally or civilly charged by a government entity with, commission of any of these offenses.

**(i) CERTIFICATION REGARDING KNOWLEDGE OF CHILD LABOR FOR LISTED END PRODUCTS (EXECUTIVE ORDER 13126). [The Contracting Officer must list in paragraph (i)(1) any end products being acquired under this solicitation that are included in the List of Products Requiring Contractor Certification as to Forced or Indentured Child Labor, unless excluded at 22.1503(b).]**

(1) List End Product.

(Insert end product)	(Insert country of origin)
(Insert end product)	(Insert country of origin)
(Insert end product)	(Insert country of origin)
(Insert end product)	(Insert country of origin)
(Insert end product)	(Insert country of origin)

**(2) CERTIFICATION. [If the Contracting Officer has identified end products and countries of origin in paragraph (i)(1) of this provision, then the offeror must certify to either (i)(2)(i) or (i)(2)(ii) by checking the appropriate block.]**

(i)  The offeror will not supply an end product listed in paragraph (i)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product.

## K1.01-10 (CONT'D)

(ii) [ ] The offeror may supply an end product listed in paragraph (i)(1) of this provision that was mined, produced, or manufactured in the corresponding country as listed for that product. The offeror certifies that it has made a good faith effort to determine whether forced or indentured child labor was used to mine, produce, or manufacture any such end product furnished under this contract. On the basis of those efforts, the offeror certifies that it is not aware of any such use of child labor.

(FAR 52.212-3/Alts I/III)

**K1.01-12 SMALL BUSINESS PROGRAM NOTICE (DESC MAR 1999)  
NOTICE.**

(a) If this solicitation is for supplies and has been set aside, in whole or in part, for small business concerns, then the clause in this solicitation providing notice of the set-aside contains restrictions on the source of the end items to be furnished.

(b) Under 15 U.S.C. 645(d), any person who misrepresents a firm's status as a small or small disadvantaged business concern in order to obtain a contract to be awarded under the preference programs established pursuant to sections 8(a), 8(d), 9, or 15 of the Small Business Act or any other provision of Federal law that specifically references section 8(d) for a definition of program eligibility, shall--

- (1) Be punished by imposition of a fine, imprisonment, or both;
- (2) Be subject to administrative remedies, including suspension and debarment; and
- (3) Be ineligible for participation in programs conducted under the authority of the Act.

(DESC 52.219-9F25)

**K1.05 OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS (NOV 1995)**

(a) **DEFINITIONS.** As used in this clause--

(1) **Foreign person** means any person other than a United States person as defined in Section 16(2) of the Export Administration Act of 1979 (50 U.S.C. App. Sec 2415).

(2) **United States person** is defined in Section 16(2) of the Export Administration Act of 1979 and means any United States resident or national (other than an individual resident outside the United States and employed by other than a United States person), any domestic concern (including any permanent domestic establishment of any foreign concern), and any foreign subsidiary or affiliate (including any permanent foreign establishment) of any domestic concern that is controlled in fact by such domestic concern, as determined under regulations of the President.

(b) **CERTIFICATION.** By submitting this offer, the offeror, if a foreign person, company, or entity, certifies that it--

- (1) Does not comply with the Secondary Arab Boycott of Israel; and
- (2) Is not taking or knowingly agreeing to take any action, with respect to the Secondary Boycott of Israel by Arab countries, which 50 U.S.C. App. Sec 2407(a) prohibits a United States person from taking.

(DFARS 252.212-7000)

**K5 USE OF ELECTRONIC DATA INTERCHANGE (DESC MAY 1994)**

(a) **DEFINITIONS.**

(1) **Electronic Data Interchange (EDI)** means the computer-to-computer exchange of business documents between trading partners using a public standard format.

(2) **American National Standards Institute (ANSI)** means the agency that formulates the guidelines for the standards used in EDI transactions. X12 is the ANSI subcommittee responsible for the development and maintenance of guidelines for use in exchanging standard business transactions electronically.

(3) **Trading partner** means any business customer engaging in an EDI program.

(4) **Trading Partner Agreement (TPA)** means the legal document wherein the trading partners agree to the electronic exchange of documents.

(5) **Value Added Network (VAN)** means the electronic mailbox through which EDI partners exchange business transactions.

(b) The Defense Energy Support Center (DESC) may utilize EDI for certain documents in contracts awarded under this solicitation. DESC has implemented a system using the (ANSI) X12 standards, as applicable, for EDI. When EDI procedures are to be used, DESC and the Contractor will enter into a TPA.

(c) [ ] A check in this block indicates that the Contractor has already entered into a TPA with DESC.

(d) Upon submission of the following data, DESC will forward a TPA to the Contractor for execution:

(1) Company Name: \_\_\_\_\_

(2) Point of Contact for EDI: \_\_\_\_\_

K5 (CONT'D)

(3) POC's Telephone Number: \_\_\_\_\_

(4) POC's Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

(5) VAN Service Provider(s): \_\_\_\_\_

(6) Provide information for the following fields:

ISA07      Company Qualifier      \_\_\_\_\_

ISA08      Company Value      \_\_\_\_\_

GS03      Company Value      \_\_\_\_\_

(7) Please identify:

Element Separator:      \_\_\_\_\_

Subelement Separator:      \_\_\_\_\_

Segment Terminator:      \_\_\_\_\_

(e) By execution of the TPA, the Contractor agrees to be bound by the terms and conditions of the agreement governing any transactions with the Government through EDI, in addition to the terms and conditions of the contract. TPAs will be contract independent. Only one will be signed between the Contractor and DESC. As contracts are awarded, the TPA will be incorporated into the specific contracts upon the mutual agreement of the Contractor and DESC.

(f) When a TPA is executed--

(1) The TPA shall identify, among other things, the VAN(s) through which electronic transmissions are made, the Transaction Sets available, security procedures, and guidelines for implementation.

(2) The Contractor shall be responsible for providing its own computer hardware, computer software, and VAN connections necessary to transmit and receive data electronically under the framework of the TPA.

(3) Transaction Sets will be unique to each contract and will be incorporated into contracts as agreed to by the parties.

(4) Nothing in the TPA will invalidate any part of the contract between the Contractor and DESC.

(5) All terms and conditions that would otherwise be applicable to a paper document shall apply to the electronic document.

(DESC 52.232-9F30)

**K33.01      AUTHORIZED NEGOTIATORS (DESC JAN 1998)**

The first page of the offer must show names, titles, and telephone and facsimile numbers (and electronic addresses if available) of persons authorized to negotiate with the Government on the offeror's behalf in connection with this solicitation. The offeror or quoter represents that the following persons are authorized to negotiate on its behalf with the Government in connection with this request for proposals or quotations.

\_\_\_\_\_  
\_\_\_\_\_

(DESC 52.215-9F28)

**K45.01 FACSIMILE OR ELECTRONIC INVOICING (DESC JAN 1998)****(a) FACSIMILE INVOICING.**

- (1) Submission of invoices by facsimile (FAX) is authorized when the offeror will utilize this method of invoicing at all times.
- (2) Offeror shall indicate whether or not he intends to submit invoices via FAX:

[ ] YES                      [ ] NO

- (3) See the SUBMISSION OF INVOICES FOR PAYMENT clause for FAX invoicing procedures.

**(4) RETURN OF INVOICES BY THE PAYING OFFICE.**

(i) Invoices deemed improper in accordance with the Prompt Payment Act may be returned to the offeror via FAX with the reason for return.

- (ii) The offeror's FAX number for returning improper invoices is--

---

(For overseas locations, include the country code)

**(b) ELECTRONIC INVOICING (EDI)**

(1) Electronic submission of invoices via Electronic Data Interchange (EDI) for all applicable items (as defined in the SUBMISSION OF INVOICES FOR PAYMENT clause) is authorized when the offeror will utilize this method of invoicing at all times for those affected items.

- (2) The offeror shall indicate whether it intends to submit electronic invoices via EDI.

[ ] YES                      [ ] NO

- (3) See the SUBMISSION OF INVOICES FOR PAYMENT for electronic invoicing procedures.

(DESC 52.232-9F20)

**K85 DISCLOSURE OF OWNERSHIP OR CONTROL BY THE GOVERNMENT OF A TERRORIST COUNTRY (MAR 1998)****(a) DEFINITIONS.** As used in this provision--

(1) **Government of a terrorist country** includes the state and the government of a terrorist country, as well as any political subdivision, agency, or instrumentality thereof.

(2) **Terrorist country** means a country determined by the Secretary of State, under Section 6(j)(1)(A) of the Export Administration Act of 1979 (50 U.S.C. App. 2405(j)(i)(A)), to be a country the government of which has repeatedly provided support for acts of international terrorism. As of the date of this provision, terrorist countries include Cuba, Iran, Iraq, Libya, North Korea, Sudan, and Syria.

**(3) Significant interest**, as used in this provision means--

(i) Ownership of or beneficial interest in 5 percent or more of the firm's or subsidiary's securities. Beneficial interest includes holding 5 percent or more of any class of the firm's securities in "nominee shares," "street names," or some other method of holding securities that does not disclose the beneficial owner;

(ii) Holding a management position in the firm, such as director or officer;

(iii) Ability to control or influence the election, appointment, or tenure of directors or officers in the firm;

(iv) Ownership of 10 percent or more of the assets of a firm such as equipment, buildings, real estate, or other tangible assets of the firm; or

(v) Holding 50 percent or more of the indebtedness of a firm.

(b) **PROHIBITION ON AWARD.** In accordance with 10 U.S.C. 2327, no contract may be awarded to a firm or subsidiary of a firm if the government of a terrorist country has a significant interest in the firm or subsidiary or, in the case of a subsidiary, the firm that owns the subsidiary, unless a waiver is granted by the Secretary of Defense.

**(c) DISCLOSURE.**

If the government of a terrorist country has a significant interest in the offeror or a subsidiary of the offeror, the offeror shall disclose such interest in an attachment to its offer. If the offeror is a subsidiary, it shall also disclose any significant interest each government has in any firm that owns or controls the subsidiary. The disclosure shall include--

(1) Identification of each government holding a significant interest; and

(2) A description of the significant interest held by each Government.

(DFARS 252.209-7001)

**SECTION L****L2.05-2 INSTRUCTIONS TO OFFERORS - COMMERCIAL ITEMS (BULK) (DESC SEP 2000)**

(a) **NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM (NAICS) CODE AND SMALL BUSINESS SIZE STANDARD.** The NAICS code for this acquisition is 325998MFR/424690DLR. The small business size standard is 1,500 employees:

\_\_\_\_\_ . However, the small business size standard for a concern that submits an offer in its own name, but that proposes to furnish an item that it did not itself manufacture, is 500 employees, including all affiliates.

(b) **SUBMISSION OF OFFERS.** Submit signed and dated offers to the office specified in this solicitation at or before the exact time specified in this solicitation. Offers may be submitted on the SF 1449, letterhead stationery, or as otherwise specified in the solicitation. As a minimum, offers must show--

- (1) The solicitation number;
- (2) The time specified in the solicitation for receipt;
- (3) The name, address, and telephone, and facsimile number of the offeror (and electronic address if available);
- (4) A technical description of the items being offered in sufficient detail to evaluate compliance with the requirements in the solicitation. This may include product literature, or other documents, if necessary;
- (5) Terms of any express warranty;
- (6) Price and any discount terms;
- (7) "Remit to" address, if different from mailing address;
- (8) A completed copy of the representations and certifications in the certification package;
- (9) Acknowledgment of solicitation amendments;
- (10) Names, titles, and telephone and facsimile numbers (and electronic addresses if available) of persons authorized to negotiate on the offeror's behalf with the Government in connection with this solicitation;

---

(11) Name, title, and signature of person authorized to sign the proposal. Proposals signed by an agent shall be accompanied by evidence of that agent's authority, unless that evidence has been previously furnished to the issuing office;

---



---

(12) Past performance information, when included as an evaluation factor, to include recent and relevant contracts for the same or similar items and other references (including contract numbers, points of contact with telephone numbers and other relevant information); and

(13) If the offer is not submitted on the SF 1449, include a statement specifying the extent of agreement with all terms, conditions, and provisions included in the solicitation. Offers that fail to furnish required representations or information, or that reject the terms and conditions of the solicitation may be excluded from consideration.

(c) **PERIOD FOR ACCEPTANCE OF OFFERS.** The offeror agrees to hold the prices in its offer firm for 180 calendar days from the date specified for receipt of offers, unless another time period is specified in an addendum to the solicitation.

(d) **PRODUCT SAMPLES.** When required by the solicitation, product samples shall be submitted at or prior to the time specified for receipt of offers. Unless otherwise specified in this solicitation, these samples shall be submitted at no expense to the Government, and returned at the sender's request and expense, unless they are destroyed during preaward testing.

(e) **MULTIPLE OFFERS.** Offerors are encouraged to submit multiple offers presenting alternative commercial items for satisfying the requirements of this solicitation. Each offer submitted will be evaluated separately.

(f) **LATE SUBMISSIONS, MODIFICATIONS, REVISIONS, AND WITHDRAWALS OF OFFERS.**

(1) Offerors are responsible for submitting offers, and any modifications, revisions, or withdrawals, so as to reach the Government office designated in the solicitation by the time specified in the solicitation. If no time is specified in the solicitation, the time for receipt is 4:30 p.m., local time, for the designated Government office on the date that offers or revisions are due.

(2) (i) Any offer, modification, revision, or withdrawal of an offer received at the Government office designated in the solicitation after the exact time specified for receipt of offers is "**late**" and will not be considered unless it is received before award is made, the Contracting Officer determines that accepting the late offer would not unduly delay the acquisition; and--

(A) If it was transmitted through an electronic commerce method authorized by the solicitation, it was received at the initial point of entry to the Government infrastructure not later than 5:00 p.m. one working day prior to the date specified for receipt of offers; or

(B) There is acceptable evidence to establish that it was received at the Government installation designated for receipt of offers and was under the Government's control prior to the time set for receipt of offers; or

(C) If this solicitation is a request for proposals, it was the only proposal received.

## L2.05-2 (CONT'D)

(ii) However, a late modification of an otherwise successful offer, that makes its terms more favorable to the Government, will be considered at any time it is received and may be accepted.

(3) Acceptable evidence to establish the time of receipt at the Government installation includes the time/date stamp of that installation on the offer wrapper, other documentary evidence of receipt maintained by the installation, or oral testimony or statements of Government personnel.

(4) If an emergency or unanticipated event interrupts normal Government processes so that offers cannot be received at the Government office designated for receipt of offers by the exact time specified in the solicitation, and urgent Government requirements preclude amendment of the solicitation or other notice of an extension of the closing date, the time specified for receipt of offers will be deemed to be extended to the same time of day specified in the solicitation on the first work day on which normal Government processes resume.

(5) Offers may be withdrawn by written notice received at any time before the exact time set for receipt of offers. Oral offers in response to oral solicitations may be withdrawn orally. If the solicitation authorizes facsimile offers, offers may be withdrawn via facsimile at any time before the exact time set for receipt of offers, subject to the conditions specified in the solicitation concerning facsimile offers. An offer may be withdrawn in person by an offeror or its authorized representative if, before the exact time set for receipt of offers, the identity of the person requesting withdrawal is established and the person signs a receipt for the offer.

(g) **CONTRACT AWARD (not applicable to Invitations for Bids).**

(1) The Government intends to award a contract or contracts resulting from this solicitation to the responsible offeror(s) whose proposal(s) represents the best value after evaluation in accordance with the factors and subfactors in the solicitation.

(2) The Government may reject any or all proposals if such action is in the Government's interest.

(3) The Government may waive informalities and minor irregularities in proposals received.

(4) The Government intends to evaluate proposals and award a contract after conducting discussions with offerors whose proposals have been determined to be within the competitive range. If the Contracting Officer determines that the number of proposals that would otherwise be in the competitive range exceeds the number at which an efficient competition can be conducted, the Contracting Officer may limit the number of proposals in the competitive range to the greatest number that will permit an efficient competition among the most highly rated proposals. Therefore, the offeror's initial proposal should contain the offeror's best terms from a price and technical standpoint. While the Government intends to evaluate offers and award a contract after oral or written discussions with offerors, it reserves the right not to conduct discussions, as determined by the Contracting Officer. However, the offeror's initial offer should contain the offeror's best terms from a price and technical standpoint. The Government reserves the right not to conduct discussions as determined by the Contracting Officer. The Government may reject any or all offers if such action is in the public interest; accept other than the lowest offer; and waive informalities and minor irregularities in offers received.

(5) Exchanges with offerors after receipt of a proposal do not constitute a rejection or counteroffer by the Government.

(6) A written award or acceptance of proposal mailed or otherwise furnished to the successful offeror within the time specified in the proposal shall result in a binding contract without further action by either party.

(h) **MULTIPLE AWARDS.** The Government may accept any item or group of items of an offer, unless the offeror qualifies the offer by specific limitations. Unless otherwise provided in the Schedule, offers may be submitted for quantities less than those specified. The Government reserves the right to make an award on any item for a quantity less than the quantity offered, at the unit cost or prices offered, unless the offeror specifies otherwise in the offer.

(i) **AVAILABILITY OF REQUIREMENTS DOCUMENTS CITED IN THE SOLICITATION.**

(1) (i) The GSA Index of Federal Specifications, Standards, and Commercial Item Descriptions, FPMR Part 101-29, and copies of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained for a fee by submitting a request to--

GSA FEDERAL SUPPLY SERVICE SPECIFICATIONS SECTION  
470 EAST L'ENFANT PLAZA SW, SUITE 8100  
WASHINGTON DC 20407  
TELEPHONE: (202) 619-8925  
FAX: (202) 619-8978

(ii) If the General Services Administration, Department of Agriculture, or Department of Veterans Affairs issued this solicitation, a single copy of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained free of charge by submitting a request to the addressee in (i)(1)(i) of this provision. Additional copies will be issued for a fee.

L2.05-2 (CONT'D)

(2) The DoD Index of Specifications and Standards (DoDISS) and documents listed in it may be obtained either through the Defense Standardization Program Internet website at <http://www.dsp.dla.mil> or from the--

DEPARTMENT OF DEFENSE SINGLE STOCK POINT (DoDSSP)  
BUILDING 4 SECTION D  
700 ROBBINS AVENUE  
PHILADELPHIA PA 19111-5094  
TELEPHONE: (215) 697-2667/2179  
FAX: (215) 697-1462

- (i) Automatic distribution may be obtained on a subscription basis.
- (ii) Order forms, pricing information, and customer support information may be obtained--
  - (A) By telephone at (215) 697-2667/2179; or
  - (B) Through the DoDSSP Internet site at <http://assist.daps.mil>.

(3) Nongovernment (voluntary) standards must be obtained from the organization responsible for their preparation, publication, or maintenance.

(j) **DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER. (Applies to offers exceeding \$25,000.)** The offeror shall enter, in the block with its name and address on the cover page of its offer, the annotation "**DUNS**" followed by the DUNS number that identifies the offeror's name and address. If the offeror does not have a DUNS number, it should contact Dun and Bradstreet to obtain one at no charge. An offeror within the United States may call **1-800-333-0505**. The offeror may obtain more information regarding the DUNS number, including locations of local Dun and Bradstreet Information Services offices for offerors located outside the United States, from the Internet home page at <http://www.customerservice@dnb.com>. If an offeror is unable to locate a local service center, it may send an email to Dun and Bradstreet at [globalinfo@mail.dnb.com](mailto:globalinfo@mail.dnb.com).

(FAR 52.212-1, **tailored**/DESC 52.212-9F05)