



Worldwide AE Support Services

Solicitation Number: S-AQMMA-14-R-0394

Agency: Department of State

Office: Office of Acquisitions

Location: Acquisition Management

Notice Details[Packages](#)[Print](#)[Link](#)**Original Synopsis**

Jul 21, 2014

5:52 am

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S-AQMMA-14-R-0394

Notice Type:

Presolicitation

Synopsis:

Added: Jul 21, 2014 5:52 am

This is a request for information (RFI), as described in Federal Acquisition Regulations (FAR) Sub-Part 15.201(c)(7). The purpose of the RFI is to obtain market research, pursuant to FAR Part 10, Market Research, and to identify businesses capable of performing the functions described herein. Offerors shall clearly identify their business status (small, large, 8(a), women-owned, etc.) in the first paragraph of its cover letter. Offerors shall be considered large businesses if the business status is not provided.

This notice is issued solely for information gathering and planning purposes. It does not constitute a request for proposal, or a commitment on the part of the government to conduct a solicitation, for the services identified below in the future. Offerors are advised the government will not pay for information submitted in response to this RFI, nor will it compensate offerors for any costs incurred in the development/submission of its qualifications package.

The procurement may be set-aside, in some capacity, for small businesses. The decision will be based on whether a sufficient number of small business enterprises are determined to be the most highly qualified offerors, at the conclusion of the Stage 1 technical evaluation.

The U.S. Department of State (DOS), Office of Logistics Management, on behalf of the Overseas Buildings Operations (OBO), anticipates awarding at least two indefinite delivery/indefinite quantity contracts to qualified architectural/engineering (A/E) firm-led teams (prime or joint venture) to support the Department's planning, construction, facility rehabilitation, system replacement, physical and technical security upgrade, construction and renovation of communications facilities (information management and emanation security systems), and building maintenance projects and programs at various worldwide Foreign Service posts, as well as OBO offices in the Washington, DC metropolitan area.

This announcement covers professional support services including, but not limited to: the preparation of facility assessments and comprehensive maintenance plans; architectural, interiors, and engineering studies; signage and wayfinding plans; master plans; construction specifications development; and construction contract statements of work; cost estimates for design and construction; operation and planning support services; data integration; engineering feasibility studies; construction environment profiles; business assessment validations; blocking and

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Jul 21, 2014

[Omnibus Prequal. Que...](#)**GENERAL INFORMATION****Notice Type:**

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541 -- Professional, Scientific, and Technical Services/541330 -- Engineering Services

stacking diagrams; site utilization studies/plans; life-cycle analysis; CADD, BIM, and site data archive services; R&D efforts related to building technology; QA/QC initiatives including training; the review of design documents prepared by others; studies and analyses; facility, project, and construction management services. Although no complex interdisciplinary services are required under this contract, limited physical and security design for security and surveillance systems, special forced entry and ballistic resistant construction, and communication centers and their associated systems may be required. Limited design services may be also be performed as part of this contract.

Contract services shall include the following, at minimum: architecture, historic preservation, landscape architecture, interior design, environmental graphic design, electrical, mechanical, fire protection, structural (including blast/seismic), civil/geotechnical engineering, planning, cost estimating, facility management, project management, and construction management. Teams responding to this announcement must be professionally licensed within their discipline, have demonstrated experience coordinating the participating disciplines, working with applicable U.S. laws, codes, and standards, and other U.S. Government requirements.

Each contract shall consist of a one-year base period with four one-year optional service periods. The Government guarantees a minimum of \$50,000 in task orders over the life of each contract. The total amount of orders issued under each contract shall not exceed \$5,000,000 per year. It should be noted that although this is an unrestricted procurement, a partial or total small business set-aside may be considered if sufficient responses are received from highly qualified offerors and warrants moving in that direction.

OBO utilizes accredited web-based Extranet systems (ProjNet and ProjNet-C) for the secure exchange of DOS design/construction data. These services will be initiated to selected contractors with their first task orders. All drawing files that are produced must be in or compatible with AutoCAD Release 2013 or higher and REVIT Architecture 2013. Department of State projects shall demonstrate the value of true integrated design that balances aesthetics, cost, constructability and reliability, following the Guide to Excellence in Diplomatic Facilities.

A two-stage process shall be used in the award selection, as follows:

In Stage 1, prospective offerors will submit portfolios of accomplishment that establish their design and leadership capabilities as the Lead Team and the key discipline core team members that would be responsible for the direction of task orders under this is support services contract. Offerors will be point-scored by a Technical Evaluation Panel (TEP) based on criteria provided in this announcement. Offerors will be ranked and a short-list issued for consideration in Stage 2.

In Stage 2, the short-list of offerors will assemble their technical teams and submit detailed information as to their proposed team, management plan, and past performance on construction documents and relevant submittals. Stage 2 submissions will be reviewed by the TEP. The short-listed offerors will also be required to make presentations to the TEP. The TEP will make a determination of the most highly qualified team consistent with the announced evaluation criteria and will recommend that offeror for award to the OBO Director.

STAGE 1 SUBMISSION REQUIREMENTS AND EVALUTATION CRITERIA

The Stage 1 submission should include the following items, divided into tabbed sections in the order listed below. For the purposes of this evaluation, the core team is comprised of the following ten disciplines: (1) site planning and landscape architecture (2) architecture and master planning (3) space planning and interior design (4) mechanical engineering (5) civil and structural engineering (6)

electrical engineering (7) sustainability (8) physical and technical security (9) project management and (10) pre-construction management.

The assembled content for the Stage 1 submission shall be no more than 80 single-faced or 40 double-sided pages (exclusive of tabbed divider sheets and cover letter) in an 8 ½" x 11" format. The primary text font size shall not be smaller than 10 pt; photo titles, subtext, etc. shall not be smaller than 8 pt. The Stage 1 submission should include the following items, divided into tabbed sections in the order listed below:

(1) Cover Letter. Provide a cover letter referencing the Fedbizopps announcement to which the offeror is applying, briefly describing the A/E team and its location, organizational makeup, and noteworthy accomplishments.

(2) Standard Form 330. Standard Form 330 Architect-Engineer Qualifications, Part II only. Identify the individual, firm, partnership, corporation, association or other legal entity permitted by law to practice the profession of architecture or engineering that will have contractual responsibility for the work. Proposed team information (requirements 3, 4, and 5) may be documented in this stage using Standard Form 330, Part I, Sections A through H, but it is not required.

(3) Leadership of Multi-Disciplinary Services (20 points maximum). Provide a narrative describing the offeror's philosophy of design, challenge of public and international architecture, integrated design leadership, and their commitment to integrated, sustainable, and high-performance projects.

(4) Design and Engineering Innovation (30 points maximum). Submit a portfolio representative of the Lead Team members' abilities to provide design innovation in problem-solving. Offerors shall submit a portfolio of not more than five examples total that have been designed and fully constructed in the last ten years (maximum of 5 pages per example.) The narrative shall address the approach to design thinking and problem-solving process. Examples for each innovation, solution, or process should discuss the challenges and how the client's program, need, functional, or operational objectives benefitted. This section of the submission should cite professional affiliation awards, peer-based professional or industry awards, and provide a client reference contact for each project, including name, title, address, email, phone, and fax numbers. A representative diagram or other appropriate drawings, and a minimum of two photographs must be included for each example.

(5) Core Team Lead Discipline Member Profiles (50 points maximum). Identify Lead Team members of the ten core disciplines and submit a biographical sketch (maximum of three pages per person) including education, professional experience, and recognition for design or engineering efforts inclusive of the portfolio examples. Identify and describe areas of responsibility and commitment to each project.

The short-listed offerors will be notified in writing and requested to submit more detailed information including sub-consultants for Stage 2 evaluation. The government will provide detailed evaluation criteria for both the Stage 2 submission and the interview at an appropriate time after the short-listed firms from Stage 1 are announced.

Since a contract may result in an award over \$500,000, large businesses will be required to submit a small business subcontracting plan prior to contract award. The small business size standard North American Industry Classification System code is 541330, \$14.0 million average.

Selection shall be in accordance with the Brooks Act, P.L. 92-582 (40 U.S.C. 1101-1104). After the successful offeror(s) has been selected, the resultant

contract award will be dependent on the conclusion of successful negotiations.

In order to be eligible for award of this contract, the successful offeror(s) must possess, or be eligible to obtain, a Defense Security Service (DSS) Secret Facility Clearance (FCL), with Secret safeguarding capability, issued in accordance with the National Industrial Security Program Operating Manual, DOD 5220.22-M. Personnel requiring access to classified information or Controlled Access Areas (CAAs) at DOS locations must possess a Secret personnel security clearance issued by the Defense Industrial Security Clearance Office (DISCO). Additionally, the successful offeror selected for contract award must possess, or immediately obtain an Information System (IS) or standalone computer, approved by DSS, for processing classified information. Performance on this contract will require access to the Department's ProjNet-C, for receipt and transmission of all classified information, and a DSS-approved classified IS for processing classified information. Offerors already possessing the necessary FCL should submit their appropriate Commercial and Government Entity (CAGE) Code with their Stage 2 submissions.

If an uncleared offeror from the Stage 2 short-list is recommended to the Director for selection, the Department of State will sponsor the uncleared firm for an FCL. Firms which form joint ventures must also comply with the above FCL requirements. Each entity comprising the joint venture must be issued an FCL, as well as the joint venture. Sponsorship does not guarantee that the firm will receive the clearance.

Contract award cannot be made until the selected firm has been issued at least an Interim Secret FCL. A period of 90 calendar days, from the date of sponsorship, will be allowed for an uncleared contractor to obtain a Secret FCL. If the firm has not obtained the FCL after 90 days, the Government may terminate negotiations with the offeror and may move to select another short-listed firm for award.

Foreign firms are not eligible for FCLs. Only U.S. firms organized and operating in the U.S. or Puerto Rico, or a U.S. possession or trusted territory, are eligible for facility clearances. U.S. firms which are determined to be under Foreign Ownership, Control or Influence (FOCI) are not eligible for an FCL unless actions (as directed and approved by DSS) can be taken to effectively negate or reduce associated FOCI risks to an acceptable level. This process often takes more than the 90 calendar days allotted for clearance. Information on the clearance process can be found on the DSS website, at <http://www.dss.mil>, under Industrial Security.

Certain team subcontractors/consultants may also require FCLs and personnel security clearances. Uncleared team subcontractors/consultants must be sponsored by the short-listed firm, only after that firm receives its own FCL. Firms being considered for award under this acquisition are limited to "United States Person" offerors, as defined in the Act. The offeror(s) must complete and submit one copy as part of its qualification package the pamphlet (bound separately), Certifications Relevant to Public Law 99-399, Statement of Qualifications for Purpose of Section 402 of The Omnibus Diplomatic Security and Antiterrorism Act of 1986. (The pamphlet is attached to this announcement and may also be obtained from the Contracting Officer listed at the end of this notice.)

A firm being considered for award must meet the definition of a "United States person" of P.L. 99-399, Section 402 thereof, as follows: (1) be legally organized in the United States more than five years prior to the issuance of a request for proposal; (2) have its principal place of business in the United States; (3) have performed within the U.S. administrative, technical or professional services similar in complexity, type of construction, and value of the project being solicited; (4) employ U.S. citizens in a least 80 percent of principal management positions in the U.S.; and (5) have existing technical and financial resources in the U.S. to perform the contract. Firms not meeting the "United States persons" requirement will not be considered.

Offerors that meet the requirements described in this announcement are invited to submit the required Stage 1 documents. Offerors shall submit one original signature, two hard copies, and one digital (PDF) version on CD. The submission shall incorporate tabs to clearly identify the different solicitation requirements.

Offerors may find a copy of the SF-330 at the following website:

<http://www.gsa.gov/portal/forms/type/SF>.

Offerors are advised that inaccurate or incomplete submissions, or those not meeting the submission requirements, may result in immediate disqualification.

All Stage 1 submissions (including one hard copy, separately bound, of the statement of qualifications of P.L. 99-399), must be received by 10:00 a.m., Eastern Daylight Time, on August 26, 2014. Requests for clarification must be received, in writing, by Mr. Brian Mulcahy, not later than 2:00 p.m., Eastern Daylight Time, on August 4, 2014. The e-mail address to submit clarification questions is mulcahybf@state.gov. Clarifications received after the deadline, and telephone requests for information, shall not be accepted. The mailing address, including hand-delivery and courier service (Federal Express, UPS), is as follows: Mr. Brian Mulcahy, U.S. Department of State, Office of Logistics Management, 1735 North Lynn Street, Room 425E, Arlington, VA 22209.

Please consult the list of [document viewers](#) if you cannot open a file.

Package #1

Posted Date: July 21, 2014

[Omnibus_Prequal_Quest.doc](#) (61.50 Kb)

Description: Omnibus pre-qualifications form.

Contracting Office Address:

1735 N. Lynn St.
Arlington, Virginia 22209
United States

Primary Point of Contact:

Brian F Mulcahy,
Contracting Officer
mulcahybf@state.gov
Phone: 875-6012

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CERTIFICATIONS

RELEVANT TO PUBLIC LAW 99-399

Statement of Qualifications

for

Purpose of Section 402

of

The Omnibus Diplomatic Security and Antiterrorism Act of 1986

(Public Law 99-399)

Offeror Shall:

1. Complete Certifications 1 through 9

2. Provide documentation:

Tab A, see Certification # 3, required, if applicable

Tab B, see Certification # 7, required

Question 4, If necessary

3. Sign completed pamphlet

CERTIFICATIONS RELEVANT TO PUBLIC LAW 99-399

**Statement of Qualifications for Purpose of Section 402 of the
Omnibus Diplomatic Security and Antiterrorism Act of 1986
(Public Law 99-399)**

Name and address of U. S. person organization providing this information:

Name and address of firm or organization seeking pre-qualification, if different:

Introduction

Section 402 of the Omnibus Diplomatic and Antiterrorism Act of 1986 provides that a “United States person” must meet certain requirements, listed in subsections 402 (c) (2) and (3) of the Act, to be eligible for the statutory preference. To assist individuals to determine whether or not they qualify as a U.S. person or U.S. joint venture person entitled to preference under Section 402, guidance is provided on this pre-qualification form.

For ease of reference, the statutory language will be quoted immediately before the definitions that apply to it. Space for the information requested is provided immediately following definitions. The Department of State reserves the right, in its sole discretion, to interpret and apply the definitions to the information provided by each prospective offeror.

IMPORTANT NOTE: Organizations that wish to use the experience or financial resources of any other legally dependent organization or individual, including parent companies, subsidiaries, or other related firms, must do so by way of a joint venture. A prospective offeror may be an individual organization or firm, a formal joint venture (where the arrangement among the co-venturers has been reduced to writing), or “de facto” joint venture (where no formal agreement has been reached, but the offering entity relies upon the experience of a related U.S. person firm that guarantees performance). To be considered a “qualified United States joint venture person,” every joint venture must have at least one firm or organization that itself meets all the requirements of a U.S. person listed in Section 402. The U.S. person co-venturer will be required to sign a guarantee making the U.S person individually responsible for performance of any contract awarded, notwithstanding the terms of any joint venture agreement.

1. Section 402 (c) (2) (A): “The term ‘United States person’ means a person which—(A) is incorporated or legally organized under the laws of the United States, including the District of Columbia, and local laws.”

Definitions

“INCORPORATED”—This term refers to the successful *de jure* incorporation of a business organization pursuant to the laws of any United States jurisdiction or component thereof.

“LEGALLY ORGANIZED”—This term refers to the legally recognized existence of a prospective offeror’s organization other than a *de jure* corporation (e.g., a partnership) under the laws of any United States jurisdiction or component thereof. Only prospective offerors that have a legal status, including the right to bring suit, to sign contracts, and to hold property under the law of the jurisdiction where they are doing business will qualify as legally organized. A natural person who is a United States citizen acting in his/her entrepreneurial capacity will be deemed to be a “person legally organized” within the scope of this definition, provided that the prospective offeror holds all required licenses to do business in the jurisdiction where he/she is located.

“UNITED STATES”—For purposes of Section 402, the term “United States” shall mean any jurisdiction that is one of the 50 states, the District of Columbia, a United States territory, a United States possession, or the Commonwealths of Puerto Rico and the North Mariana Islands.

Certification # 1: The organization seeking pre-qualification is [] incorporated, [] legally organized under the laws of _____.

2. **Section 402-(c) (2) (B):** “The term ‘United States person’ means a person which—(B) has its principal place of business in the United States.”

Definitions

“PRINCIPAL PLACE OF BUSINESS”—This term refers to the main location of the prospective offeror. For purposes of this section, a prospective offeror must identify only one principal place of business and such location must include at least the offices of the chief operating officer and headquarters staff. Such location must be a United States jurisdiction from which a tax return has been filed or will be filed during the calendar year in which the prospective offeror submits this section 402-(c) information.

“UNITED STATES”—For purposes of Section 402, the term “United States” shall mean any jurisdiction that is one of the 50 states, the District of Columbia, a United States territory, a United States possession, or the Commonwealths of Puerto Rico and the North Mariana Islands.

Certification # 2(a): The organization seeking pre-qualification has its principal place of business in _____(city, state).

Certification # 2(b): Kind of United States jurisdiction income tax return filed or expected to be filed during the current calendar year:

- (i) _____ Jurisdiction (e.g., federal, state, city)
- (ii) _____ Type of return (e.g., income tax, franchise tax, etc.)

3. **Section 402 (c) (2) (C):** “The term ‘United States person’ means a person which—has been incorporated or legally organized in the United States-
- (i) For more than 5 years before the issuance date of the invitation for bids or request for proposals with respect to a construction project under subsection (a) (1); and
 - (ii) For more than 2 years before the issuance date of the invitation for bids or request for proposals with respect to a construction or design project that involves physical or technical security under subsection (a)(2).”

Definitions

“HAS BEEN INCORPORATED OR LEGALLY ORGANIZED”—This term refers to the required continuity of ongoing business. Organizations that have changed only their names have not had any disruption in continuity.

Organizations that have been bought, sold, merged, or otherwise substantially altered or enlarged their principle business activities will have the burden of proving that there have been ongoing operations by the same business entity for the required period of time. If the successor entity has acquired all the assets and liabilities of a preceding business and the predecessor business has no further existence, the successor may claim the incorporation date of the preceding business. In any other circumstance, the prospective offeror must show that the law of the jurisdiction in which it operates regards the prospective offeror as the complete successor in interest of the preceding business for purposes of contractual obligations.

“YEARS”—The term ‘years’ refers to calendar years measured from day of the month to day of the month. For example, January 1, 2002 through December 31, 2002 is one calendar year, as is July 1, 2003 through June 30, 2004.

“ISSUANCE DATE”—The Department expects that the issuance date of the solicitation will be on or about **to be determined**.

Certification # 3: The organization seeking pre-qualification was incorporated or legally organized on _____. **Attachment required.**

If less than the required number of years preceding the date given above (see Section 402 (c)(2)(C) for issuance of the solicitation, the organization seeking pre-qualification claims that it has been in business for the requisite period of time based on the material attached at **Tab A:** _____ (identify). (Material can include such items as certificates of incorporation, partnership agreements, resolutions of boards of directors, etc.)

4. Section 402 (c) (2) (D): “The term ‘United States person’ means a person which—has performed within the United States, **or at a United States diplomatic or consular establishment abroad** administrative and technical, professional, or construction services similar in complexity, type of construction, and value to the project being bid.”

Definitions

“PERFORMED”—This term refers to projects that have been fully completed by the prospective offeror and accepted by the owner or other party to the transaction. Projects still in progress have not yet been ‘performed’ for purposes of this definition.

“WITHIN THE UNITED STATES”—For purposes of this subsection, the term ‘within the United States’ means a United States jurisdiction including a **United States diplomatic or consular establishment abroad** that is the place where the subject matter of the contract or other arrangement was in fact completed. It does not mean the place where the contract was negotiated or signed. The term ‘United States’ means any jurisdiction that is one of the 50 states, the District of Columbia, a United States territory, a United States possession, or the Commonwealths of Puerto Rico and the Northern Mariana Islands and a **United States diplomatic or consular establishment abroad**.

“ADMINISTRATIVE AND TECHNICAL, PROFESSIONAL, OR CONSTRUCTION SERVICES”—These terms refer to the kind of work in which the prospective offeror is interested. If the proposed contract is for construction management services, the prospective offeror will be expected to demonstrate construction management experience. In general, ‘administrative’ means the capacity or ability to manage; ‘technical’ means the specific skills peculiar to the type of work required; ‘professional’ means expert services resulting from advanced training in the type of work required; and ‘construction’ experience if it has not directly performed all of the actual construction activities. Thus, an entity whose only construction work experience was performed by its legally distinct subsidiary or parent will not be considered to have construction experience.

“COMPLEXITY”—This term refers to the physical and technical size and demands of the project.

“TYPE OF CONSTRUCTION”—This term refers to the overall nature of the facilities to be built, including the kinds of materials to be used. Thus, if the contract will require the construction of a multi-story office building, the prospective offeror will be expected to demonstrate experience with facilities of this type.

“VALUE”—This term refers to the total contract price of the project, not to the profit or loss to the contractor.

Certification # 4: List on this page and an attachment if necessary, one or more similar projects completed by the prospective offeror. For each project, provide the following information:

Location: _____ (city and state)
Type of service: _____ (administrative, etc.)
Complexity: _____ (office building, etc.)
Type of construction: _____
Value of project: _____

If the prospective offeror’s participation was as a partner or co-venturer, indicate the percentage of the project performed by the prospective offeror: _____.

5. Section 402 (c)(2)(E): “The term ‘United States person’ means a person which—with respect to a construction project under subsection (a)(1), has achieved total business volume equal to or greater than the value of the project being bid in 3 years of the 5-year period before the date specified in subparagraph (c)(i).”

Definitions

“TOTAL BUSINESS VOLUME”—This term means the dollar value of the gross income or receipts reported by the prospective offeror on its annual federal income tax returns.

“YEARS”—This term refers to the business year of the organization seeking pre-qualification, as reflected on that organization’s federal income tax returns.

“3 YEARS OF THE 5-YEAR PERIOD BEFORE THE DATE SPECIFIED IN SUBPARAGRAPH (C) (i)”—This term refers to the 3 to 5-year period immediately preceding the issuance date of this proposal.

Certification # 5: Please fill out the information below for at least three of the five listed years.

The gross receipts of the organization seeking qualification for its business year 2013:

The gross receipts of the organization seeking qualification for its business year 2012:

The gross receipts of the organization seeking qualification for its business year 2011:

The gross receipts of the organization seeking qualification for its business year 2010:

The gross receipts of the organization seeking qualification for its business year 2009:

6. Section 402(c)(2)(F): “The term ‘United States person’ means a person which—

- (i) Employs United States citizens in at least 80 percent of its principal management positions in the United States;
- (ii) Employs United States citizens in more than half of its permanent, full-time positions in the United States; and
- (iii) Will employ United States citizens in at least 80 percent of the supervisory positions on the foreign buildings office project site.”

Definitions

“UNITED STATES CITIZENS”—This term refers only to natural persons with United States citizenship or nationality, whether acquired by birth or naturalization.

“IN THE UNITED STATES”—This term refers to those positions the prospective offeror maintains within all jurisdictions which are one of the 50 states, the District of Columbia, a United States territory, a United States possession, or the Commonwealths of Puerto Rico or the Northern Mariana Islands.

“PRINCIPAL MANAGEMENT POSITIONS”—This term refers to the chief operating officer of the prospective offeror and those management people reporting directly to him or her. In the case of a partnership, the term refers to every general partner. In the case of a corporation, the term refers to those officers of the corporation who are active in running its day-to-day operations. Members of a corporation’s Board of Directors who do not have operational responsibilities do not occupy “principal management positions” simply by virtue of their service on the Board. In all cases, the term also includes the individual or individuals expected to have primary responsibility for the contract if it is awarded to the prospective offeror. Each prospective offeror is responsible for listing all of its principal management positions and identifying their current occupants by name and citizenship.

“PERMANENT, FULL-TIME POSITIONS”—The term “permanent” refers to jobs with the prospective offeror that are intended to be indefinite, as opposed to limited, season, or project-duration periods. The term “full-time” refers to positions in which the occupants are expected to and ordinarily work 40 hours a week. The term “permanent, full-time positions” covers the portion of the prospective offeror’s workforce that continues to be employed without regard to the fluctuating requirements of production or projects.

“SUPERVISORY POSITIONS”—This term refers to all positions with significant authority to direct the work of others as well as those for which access to classified or controlled documents is required. Such positions will be identified in each contract.

Certification 6(a): The organization seeking pre-qualification has the following staff:

(i) Principal management positions in the United States:

Chief Operating Officer: _____(name)
_____ (citizenship)

(ii.) For each individual reporting directly to the above-named Chief Operating Officer, list position, name, and citizenship:

<u>Position</u>	<u>Name</u>	<u>Citizenship</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

(iii.) Individual(s) expected to have primary responsibility for contract if it is awarded:

_____ (name)
_____ (citizenship)

Certification 6(b): Number of permanent, full-time positions in the United States: _____.

Certification 6(c): Number of United States citizens employed in permanent, full-time positions in the United States: _____.

Certification 6(d): Certification of intent to employ U.S. citizens in a minimum of 80 percent of the supervisory positions identified by the Department of State on this project:

I so certify: _____(signature)
_____ (name typed or printed)
_____ (position)
_____ (date)

7. **Section 402 (c) (2) (G):** “The term ‘United States person’ means a person which has the existing technical and financial resources in the United States to perform this contract.”

Definitions

“**TECHNICAL AND FINANCIAL RESOURCES**”—These terms refer to the capability of the prospective offeror to mobilize adequate staffing and monetary arrangements from within the United States sufficient to perform the contract. Demonstration of adequate staffing levels may be the resumes of current United States citizens and resident aliens with skills and expertise necessary for the work in which the prospective offeror is interested or some other indication of available United States citizen or permanent legal resident human resources. Demonstration of adequate financial resources, they must be issued by entities that are subject to the jurisdiction of United States courts and have agents located within the United States for acceptance of service of process.

Certification # 7: The material showing existing technical and financial resources in the United States must be attached at **Tab B. Attachment required.**

- 8. Section 402 (c) (3): “The term ‘qualified United States joint venture person’ means a joint venture in which a United States person or persons owns at least 51 percent of the assets of the joint venture.”

Definitions

“**JOINT VENTURE**”—This term refers to a formal or *de facto* arrangement by and through which two or more persons or entities associate for the purpose of carrying out the prospective contract. Prospective offerors are advised that a joint venture may not be acceptable for projects requiring a Defense Department facility security clearance because each co-venturer may pose particular problems in obtaining security clearances. (Additionally, the U.S. person co-venturer must agree that it is individually and severally liable for the full performance of and resolution of any and all respects of the contract and matters arising out of it, notwithstanding any provision of the joint venture agreement of law of the jurisdiction under which the joint venture has been created.)

“**ASSETS**”—This term refers to tangible and intangible assets conveyed to or made available for the joint venture by the co-venturers.

Certification # 8:

- (a) The prospective offeror [] is, [] is not, a joint venture.
- (b) If the prospective offeror is a joint venture, the U.S. person participant is:

_____ (name)
_____ (address)
_____ (address)

- (c) If the prospective offeror is a joint venture, the names and countries of citizenship for all co-venturers are as follows:

_____ (name) _____ (citizenship)
_____ (name) _____ (citizenship)

- (d) If the prospective offeror is a joint venture, the U.S. person participant will own at least 51 percent of the assets of the joint venture.

I so certify: _____ (signature)
_____ (name typed or printed)
_____ (position)
_____ (title)

9. Libya—Introduction—Section 406(c) of the Omnibus Diplomatic and Antiterrorism Act of 1986 provides: “No person doing business with Libya may be eligible for any contract awarded pursuant to this Act.” The following information is provided for the benefit of prospective offerors.

Definitions

“PERSON”—This term means any individual or legal entity, whether U.S. or foreign. Subcontractors and others who do not have a direct contractual relationship with the United States are not covered by this section.

“DOING BUSINESS”—This term refers to all transactions of any kind agreed to or performed after the earlier of the date on which the pre-qualification request or other document is submitted to the Department of State or on which the contract, subcontract, program, or other arrangement with the Department of State or contractor is awarded or becomes effective. Any transaction commenced prior to the date of submittal or award and not yet completed must be reported. Transactions that call for continued or future performance will be disqualifying. Transactions that call for continued or future performance will be disqualifying. Transactions that have been completely performed but for which payment has not yet been made must be reported, but will not be disqualifying unless any event other than payment of a previously-agreed upon sum occurs. Examples of disqualifying transactions include any pending litigation arising out of business transactions with Libya, renegotiation of the terms of a loan, and refinancing an amount owed or owing.

“WITH LIBYA”—This term refers to transactions between any person and the Government of Libya, government entities of Libya, or any other organization wholly owned or effectively controlled by the Government of Libya. It is the responsibility of the entity submitting Section 406 information to disclose existing relationships with the entities that it has reasonable grounds to believe are or may be Libyan. In case of doubt or dispute, the Department of State shall determine, in its sole discretion, whether any organization is a governmental entity of Libya, wholly owned by the Government of Libya, or effectively controlled by the Government of Libya.

“CONTRACT AWARDED”—This term establishes a time frame for the bar on doing business with Libya. The time during which a relationship with Libya is prohibited begins on the date the Section 406 information is submitted. For entities not selected for award of contract, the prohibition ceases on the date of award. For the entity that is awarded the contract, the bar continues through the life of the contract, ending on the date of final acceptance of the work.

Certification # 9: NOTE: CHECK APPLICABLE BOX

Based upon the foregoing, I hereby certify on behalf of this organization that it [] is [] is not doing business with Libya as those terms are used in Section 406 (c) of the “Omnibus Diplomatic Security and Antiterrorism Act of 1986.”

SIGNATURE: By signing this document the offeror indicates that to the best of his/her knowledge, all of the representations and certifications provided in response to the questions contained in this “Statement of Qualifications” are accurate, current, and complete and that the Offeror is aware of the penalty prescribed in Title 18 U.S.C. Section 1001 for making false statements.

Name of Company: _____

By:/s/ _____

Name: _____

Title: _____

Date: _____