|  |
| --- |
| Acknowledgement – CREI/FPEI Subcontracts *(RFP Attachment A-5)**(This completed acknowledgement must accompany your offer)* |

|  |
| --- |
| **Offeror Information** |

1. Offeror Name:

***Note****: Include the full name of the firm (not just any operating division) that would be required by you to appear on a subcontract, if one were to be awarded to your firm.*

2. Name and telephone number of the person authorized to conduct negotiations:

Name:       Phone Number:

3. Business Classification *(please check all that apply)*:

Educational Institution  Non-profit Organization  HBCU/OMI Business

|  |
| --- |
| **Terms and Conditions** |

4. The Offeror *acknowledges* *does not acknowledge* the following are acceptable with no modifications, additions, or deletions in case of subcontract award: General Provisions (GPs) Set, Additional General Provisions (AGPs) Set (if applicable), and Subcontract Forms Set (all can be found at<https://acquisition.jpl.nasa.gov/terms-conditions/>).

***Note 1:*** *For educational institutions, the applicable General Provisions Set can either be for a cost-reimbursable or a fixed-price subcontract type; take note which applies.*

***Note 2:*** *Many of the GPs and AGPs cannot be altered without NASA approval.* ***If you answer “does not acknowledge” above, attach a detailed explanation of the exception(s), including a thorough rationale for each exception.***

5. The submittal of a proposal/quotation certifies your organization’s compliance with the requirements specified in form JPL 2892, “Certifications” found in the above-referenced “Subcontract Forms Set.”

6. The Offeror certifies to the best of its knowledge that it does not have any pending material claims against it (legal or otherwise) that may impact JPL’s determination of responsibility under FAR Part 9.  The Offeror will disclose any material claims that may impact JPL’s determination of responsibility under FAR part 9 if the Offeror becomes aware of them. The Offeror’s reasonable assessment will be based upon Offeror’s ability to meet the General Standards outlined in FAR 9.104-1. The disclosure shall state the basis of the claim, party asserting the claim and date of filing (or date the claim arose), court of jurisdiction (if applicable), proposer’s point of contact to discuss the claim with JPL, and a brief summary of the nature and basis of the claim. The Offeror is not obligated to disclose claims or the substance of claims where the Offeror is under an obligation not to disclose the matter.

This disclosure includes, but is not limited to the following:

* Filed or pending lawsuits, demand letters, or administrative actions
* Labor disputes
* Breach of contract claims
* Claims of fraudulent misrepresentation
* Defamation claims
* Claims of misappropriation of trade secrets
* Claims challenging the proposer’s integrity or business ethics
* Claims based on any tort

7. Pursuant to FAR 52.204-25 and section 889(a)(1)(A) & (B) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232), your organization shall not provide nor cause JPL to use any telecommunications or surveillance equipment, system, or service (or a component thereof) from Huawei Technologies Company, ZTE Corporation, Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, Dahua Technology Company (or any subsidiary or affiliate of such entities), or an entity owned, controlled by, or connected to The People’s Republic of China, as determined by the Secretary of Defense.

|  |
| --- |
| **Audit Information** |

8. a. Audit Reports. Your Institution agrees that all Government audit reports directly related to its offer(s) and subcontract, if any, are authorized to be released to JPL.  Yes  No

b. Is your organization a State or Local Government or Nonprofit Organization subject to Uniform Guidance 2 CFR200?  Yes  No (If yes, the “year ending” date of the most recent report is:       *(Attach a copy of the most recent report, unless previously submitted to JPL)*.

|  |
| --- |
| **Offeror Certification** |

The undersigned certifies that he/she is authorized to certify and to commit the Offeror regarding the information on this form and for the total offer amount submitted.

|  |  |  |  |
| --- | --- | --- | --- |
| Authorized Signature: |  | Date: |  |
| Type/Print Name: |  |  | |
| Phone: |  |  | |