

**YEAR 2019 - 2020 - SUPPLIER REPRESENTATIONS and CERTIFICATIONS**

 (CHECK **ALL** APPROPRIATE BOXES)

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**PART "A"**

THIS PART PERTAINS TO ALL SOLICITATIONS/PROCUREMENTS REGARDLESS OF VALUE

In accordance with applicable Government and prime contract requirements, we are required to periodically verify the business size of our suppliers and subcontractors and, to an extent, validate their compatibility with existing Government policies dealing with equal opportunity, minority business, and affirmative action programs.

**1. CERTIFICATION OF BUSINESS SIZE**

 OUR SIZE IS:     SMALL         LARGE

"Small Business" means an independently owned and operated business, not dominant in the field of operation in which it is bidding, and does not exceed the limitation of number of employees and dollar of sales as defined under the Federal Acquisitions Regulation (FAR) clause 19.001, 19.102, 52.219-1 and 13 CFR 121.

**2. TYPE OF ORGANIZATION**

No. of years in business: \_\_\_\_\_

The Seller operates as a (n):

- |   |   |
|---|---|
| <input type="checkbox"/> Individual   | <input type="checkbox"/> Non-profit organization    |
| <input type="checkbox"/> Partnership  | <input type="checkbox"/> Not-for-profit institution |
| <input type="checkbox"/> Joint venture  | <input type="checkbox"/> Hospital                   |
| <input type="checkbox"/> Division   | <input type="checkbox"/> Subsidiary                 |
| <input type="checkbox"/> State or local government agency                                     |   |
| <input type="checkbox"/> Corporation and is incorporated under the laws of the state of _____ |   |

**3. CERTIFICATION OF WOMAN-OWNED/VETERAN OWNED SMALL BUSINESS STATUS**

- |                             |  |
|-----------------------------|--|
| <input type="checkbox"/> IS | <input type="checkbox"/> IS NOT WOMAN-OWNED                    |
| <input type="checkbox"/> IS | <input type="checkbox"/> IS NOT VETERAN OWNED                  |
| <input type="checkbox"/> IS | <input type="checkbox"/> IS NOT SERVICE DISABLED VETERAN OWNED |

A Small Business in this category is a business that is 51% owned and operated by a woman or women or a veteran who take active, daily participation in the running of the business and who are citizens of the United States.

**4. MISCELLANEOUS SECTION**

A. Seller's Inspection/Quality system meets the minimum requirements of:

- |                                     |   |
|-------------------------------------|---|
| <input type="checkbox"/> MIL-Q-9858 | <input type="checkbox"/> MIL-I-45208                                |
| <input type="checkbox"/> ISO 9001   | <input type="checkbox"/> ISO 9002 <input type="checkbox"/> ISO 9003 |

B. Does Seller have union affiliation?

- |                              |                             |  |
|------------------------------|-----------------------------|--|
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | If yes, please enter contract expiration date: _____ |
|------------------------------|-----------------------------|--|

C. Is your business located in a HUBZONE?

- |                              |                             |  |
|------------------------------|-----------------------------|--|
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | SBA CERTIFIED Yes <input type="checkbox"/> No <input type="checkbox"/> |
|------------------------------|-----------------------------|--|

**5. CERTIFICATION OF DISADVANTAGED-OWNED BUSINESS STATUS (Must be U.S. Citizen)**

- |                             |                                 |  |
|-----------------------------|---------------------------------|--|
| <input type="checkbox"/> IS | <input type="checkbox"/> IS NOT | SMALL-DISADVANTAGED OWNED AND CERTIFIED BY THE SMALL BUSINESS ADMINISTRATION. (If YES, please check the appropriate Ethnic Group below) [Please attach SBA certification confirmation] |
|-----------------------------|---------------------------------|--|

- |    |  |
|----|--|
| A. | <input type="checkbox"/> Subcontinent Asian (Asian-Indian)   |
| B. | <input type="checkbox"/> Asian-Pacific Americans   |
| C. | <input type="checkbox"/> Black American (U.S. Citizen)   |
| D. | <input type="checkbox"/> Hispanic American   |
| E. | <input type="checkbox"/> Native American.  |
| F. | <input type="checkbox"/> Historically Black Colleges and Universities (HBCUs) DFAR 52.226-7002, 34 CFR 608.2 |
| G. | <input type="checkbox"/> Minority Institutions (MIs) DFAR 52.226-7002, 34 CFR, Subpart 637.                  |
| H. | <input type="checkbox"/> Other (as approved by the Small Business Administration): _____                     |

A small, socially and economically disadvantaged business is defined as: "A business of which at least 51% is owned by small, socially and economically disadvantaged group members, or, in the case of publicly owned businesses, at least 51% of the stock is owned by one or more socially or economically disadvantaged individuals and whose management and daily business operations are controlled by one or more such individuals. (FAR 52.219-1 and 13 CFR 124.1-1)

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**PART "B" (YOU ARE EXEMPT FROM PART "B" IF YOU HAVE FEWER THAN 50 EMPLOYEES)**

THIS PART PERTAINS TO ALL SOLICITATIONS/PROCUREMENTS \$2,500 AND OVER

1. **CERTIFICATION OF HANDICAPPED REHABILITATION ACT**
  - a. The Seller certifies that it  complies  does not comply with Executive Order 11758, Authority Under Rehabilitation Act of 1973, as amended, regarding employment of handicapped persons.

**PART "C" (YOU ARE EXEMPT FROM PART "C" IF YOU HAVE FEWER THAN 50 EMPLOYEES)**

THIS PART PERTAINS TO ALL SOLICITATIONS/PROCUREMENTS \$10,000 AND OVER

1. **CERTIFICATION OF NON-SEGREGATED FACILITIES (FAR 52.222-21)**
  - a. The Seller certifies that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Seller agrees that a breach of this Certificate is a violation of the Equal Employment Opportunity clause in any contract or subcontract resulting from this solicitation. Furthermore, Seller certifies that it does not discriminate against any employee or applicant for employment due to race, color, sex, or national origin. "Segregated facilities" means any waiting rooms, work area, restrooms, and washrooms, restaurants and other eating areas, time clocks, locker rooms, and other storage or dressing area, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin because of habit, local custom, or otherwise.
2. **AFFIRMATIVE ACTION COMPLIANCE (FAR 52.222-25), the seller represents that:**
  - a. It  has  has not developed an affirmative action program as required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2)
3. **PREVIOUS CONTRACTS AND COMPLIANCE REPORTS (FAR 52.222-22), the Seller represents that:**
  - a. It  has  has not participated in a previous contract or subcontract subject either to the Equal Employment Opportunity clause or this solicitation. (FAR 52.222-26)
  - b. It  has  has not filed all required compliance reports.
4. **AFFIRMATIVE ACTION FOR SPECIAL DISABLED AND VIETNAM VETERANS (FAR 52.222-35)**
  - a. The Seller certifies that it  is  is not in compliance with applicable affirmative action and labor laws pertaining to the employment of Disabled and Vietnam Era Veterans.
5. **EMPLOYMENT REPORTS ON SPECIAL DISABLED AND VIETNAM VETERANS (FAR 52.222-37)**
  - a. The Seller certifies that it  is  is not in compliance with the special reporting requirements pertaining to Employment Reports on Special Disabled Veterans and Veterans of the Vietnam Era.
6. **EQUAL OPPORTUNITY (FAR 52.222-26)**
  - a. The seller represents that it is in agreement with the subject clause and Executive order 11246, as amended, and the rules, regulations and Orders of the Secretary of Labor pertaining to Equal Opportunity.

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**PART "D" NO EXEMPTIONS**

THIS PART PERTAINS TO ALL SOLICITATIONS/PROCUREMENTS \$25,000 AND OVER

**1. CERTIFICATION OF DEBARMENT/SUSPENSION STATUS (FAR 52.209-5/6)**

- a. The Seller certifies that it  is  is not suspended, declared or ineligible in any aspect from entering into contracts with the Federal Government, or in receipt of notice of proposed debarment from any other department of the Federal Government.
- b. The Seller shall provide Teledyne Controls immediate notice in the event of being suspended, debarred, or declared ineligible to receive awards from "any" Federal Agency.

**2. CONTINGENT FEE REPRESENTATION AND AGREEMENT (FAR 52.203-5)**

- a. The Seller certifies that it:
1.  has  has not employed or retained a person(s) or company(ies) to solicit or obtain this contract and,
  2.  has  has not paid or agreed to pay any person(s) or company(ies) employed or retained to solicit or obtain this contract any commission, percentage, brokerage, or other fee contingent upon or resulting from the award of this contract.
- b. Further, the Seller agrees to provide information to Teledyne Controls relating to the above certification upon request or if and when circumstances change.

**3. CERTIFICATE OF INDEPENDENT PRICE DETERMINATION (FAR 52.203-2)**

- a. The Seller certifies that:
1. The prices set forth in *all* offers have been arrive at independently without any consultation, communication, or agreement with any other seller or competitor relating to: (i) those prices, (ii) the intention to submit an offer, and/or (iii) the methods or factors used to calculate the prices offered.
  2. The prices set forth in *all* offers have not been and will not be knowingly disclosed by the seller, directly or indirectly, to any other seller or competitor before bid opening (in the case of a sealed bid solicitation) or contract award (in the case of a negotiated solicitation) unless otherwise required by law; and
  3. No attempt has been made or will be made by the seller to induce any other concern to submit or not to submit an offer for the purpose of restricting competition.
- b. Each signature on an offer is considered to be a certification by the signatory that the signatory:
1. Is the person in the Seller's organization responsible for determining the prices being offered in this bid or proposal and that the signatory has not participated and will not participate in any action contrary to subparagraphs 2(a)(1) through 2(a)(3) above; or
  2. Has been authorized in writing to act as agent for the principals involved in certifying that those principals have not participated, and will not participate in any action contrary to subparagraphs 2(a)(1) through 2(a)(3) above; and further agrees to include name and title of person(s) in Seller's organization responsible for determining the prices offered in bid or proposals on *all* responses to Teledyne Controls solicitations

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**PART "E" NO EXEMPTIONS**

THIS PART PERTAINS TO ALL SOLICITATIONS/PROCUREMENTS \$100,000 AND OVER

**1. CLEAN AIR AND WATER CERTIFICATION (FAR 52.223-1)****a. The Seller certifies that:**

1. Any facility to be used in the performance of a proposed contract  is  is not listed on the Environmental Protection Agency (EPA) List of Violating Facilities.
2. The Seller will immediately make notification to Teledyne Controls of the receipt of any communication from the administrator, or a designee, of the EPA, indicating that any facility that the Seller proposes to use for the performance of a contract is under consideration to be listed on the EPA List of Violating Facilities; and
3. The Seller will include a certification, substantially the same as this certification, including this paragraph (paragraph 3) in every non-exempt subcontract to lower tier subcontractors.

**2. CERTIFICATION AND DISCLOSURE REGARDING PAYMENT TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS (FAR 52.203-11)**

The Seller certifies that payments to influence the issuance of any award  have  have not been made. In the event funds were or will be utilized in any aspect to influence issuance of any award(s), the Seller shall provide a disclosure statement to Teledyne Controls as prescribed by FAR, part 3 and Public Law 101-121.

**3. CERTIFICATE OF PROCUREMENT INTEGRITY (FAR 52.205-8/9)****The Seller certifies:**

- a. To familiarity and compliance with the requirements of subsection 27(a) of the Office of Federal Procurement Policy Act (41 U.S.C. 423), (hereinafter referred to as "the Act") as implemented in the FAR (see FAR 3.104); and
- b. It will report immediately to Teledyne Controls and the Buyer who is responsible for the offer or bid for any contract or the modification of such contract, as the case may be, any information concerning a violation or possible violation of subsections 27(a), (b), (d), or (f) of the Act occurring on/after the effective date of the Act, as implemented in the FAR (see FAR 3.104).