

OVERVIEW

The U.S. Bankruptcy Court, Eastern District of Tennessee (hereafter, the Court), is seeking Open Market proposals for a courtroom video/evidence presentation system that will integrate with the Court's existing courtroom audio system or function as a stand-alone system with audio amplification. The award for the package will be made on a lowest price, technically acceptable basis. The due date for the proposal is **9:00 a.m. ET on August 19, 2017.**

All contract administration will be effected by the Contracting Officer (CO) except as may be delegated. In no event, will any understanding or agreement, contract modification, change order, or other matter in deviation from the terms of this contract between the contractor and a person other than the CO be effective or binding upon the judiciary. All such actions shall be formalized by a proper contractual document executed by the CO. Questions regarding this solicitation may be submitted via email to the CO Lora Finley at: lora_finley@tneb.uscourts.gov. If there is no offer forthcoming in response to this RFQ, please send an email to the CO indicating such. All questions submitted to the Court, as well as the Court's answers to those questions, will be provided to all offerors. Telephoned questions cannot be accepted.

Prospective offerors are encouraged to contact the contracting officer's technical representative (COTR) listed below to schedule a site survey.

Contracting Officer

Lora Finley
U.S. Bankruptcy Court
Eastern District of Tennessee
31 E. 11th Street.
Chattanooga, TN 37402

Lora_Finley@tneb.uscourts.gov
(423) 752-5163, ext. 2251

Contracting Officer's Technical Representative:

Mark Roberson
Howard H. Baker, Jr. United States Courthouse
800 Market Street, STE 330
Knoxville, TN 37902

mark_roberson@tneb.uscourts.gov
Phone: 865-329-4739

The Court is requesting a turnkey installation of a courtroom video/evidence presentation system featuring video signal processing and display sharing and annotation capabilities. The system is to be installed and permanently located in the first-floor courtroom (1C) at the:

Howard H. Baker, Jr. United States Courthouse
800 Market Street
Knoxville, TN 37902

The project requires all necessary material and professional services to facilitate the installation and integration per the scope of work presented later in this document. On-site training of judges and court personnel shall be provided after installation. All specified work must be performed at a time convenient to the Court, in compliance with the Court's calendar. Proposals shall include all labor, travel expenses, meals, lodging, shipping costs and any other costs associated with the installation, including but not limited to wiring, cabling, training, warranty and optional OEM components which may provide a more reliable system. If any part of the above work, (i.e., wiring or cabling) is required to be pre-installed by the Court, vendor's response must clearly indicate this requirement in Appendix B.

The submitted proposal should include responses to the following requirements to ascertain the needs of the Court. These answers also serve as a means for the Court to determine if the proposed product and services are not only the lowest cost to the court, but the most technically acceptable.

All materials submitted in response to this solicitation will become the property of the United States Bankruptcy Court – Eastern District of Tennessee and will be returned only at the court's option. One copy of a submitted proposal will be retained for official files and may become public record. Vendors submitting proposals do so entirely at their expense. There is no express or implied obligation by the court to reimburse a vendor for any costs incurred in preparing or submitting proposals, providing additional information when requested by the court, or by any participation in this RFQ.

Proposals must include the vendor name, address, telephone number, facsimile number, federal tax identification number and DUNS number. Proposals must also include (1) a listing of available start dates after bid award/ the PO issuance date, and (2) a timeline for project implementation.

This RFQ does not constitute a contract, an offer for employment, or an offer to purchase. In addition, any purchase order awarded as a result of this RFQ is subject to any additional restrictions, limitations, or conditions established by the procurement policies within the Court and the Administrative Office of the United States Courts.

The Court is exempt from federal, state, and local taxes and will not make payment for any taxes incurred by the vendor in relation to this procurement.

CURRENT ENVIRONMENT

The courtroom presently consists of a complete audio system with industry standard input and output connections to support auxiliary equipment (portable video conference and presentation equipment).

The court currently uses a temporary presentation solution featuring: a portable cart, laptop computer, document camera, projector & free standing projection-screen, a 1X8 VGA splitter, (3) Cat5-to-VGA converters, (2) 25' VGA cables, (3) 50' Cat5 cables, and 3.5mm audio input connections. Presently, five (5) Dell 1908 monitors are placed in the following locations – (1) prosecution table, (1) defense table, (1) Witness box, (1) law clerk desk, and (1) Judge's bench.

The courtroom has carpeted concrete flooring. There are centralized and daisy-chained conduits connecting floor boxes and access panels (See Appendix C). There are existing Cat5 cables routed from the current podium floor box to floor boxes at both attorney tables and the witness box. These Cat5 cables may be reused to extend video to these locations. The existing audio system's cable infrastructure is routed through the same conduit system. Proposer shall verify feasibility and accessibility of reusing the existing conduits, cables, floor boxes and access panels during an on-site visit. Any recommendations for the court or building owners to modify or construct new cable paths should be clearly specified in the proposal.

The current audio system, audio controls, and all other system functionality are managed via Crestron touch panels located at the (1) Courtroom Deputy station and at the (1) Judge's bench. The audio cabinet/rack is filled with equipment and will not support any additional equipment in support of this effort. Appendix C includes: the current equipment list, connectivity diagrams, pictures of the AUX inputs, an operations manual and a floor plan of the courtroom. The inclusion of this material shall not be considered a substitute for an on-site visit. The proposer shall verify current conditions during an on-site visit.

1.0 SYSTEM REQUIREMENTS

The video/evidence presentation system will provide for the capture, origination, switching, processing, annotation, distribution, and display of composite video, S-video (YC), analog RGBHV, DVI, HDMI, and Display Port signals up to and including 1920 x 1200 resolution.

- 1.0.1 System architecture will deploy HDBaseT technology, and be fully HDCP compliant.
- 1.0.2 Any proposed computer (PCs) system will operate on Windows 7, 8.x, or 10 operating system at the central podium/lectern location. All device interfaces shall conform to industry standards. Include with the proposal the minimum hardware and software requirements which need to be in place prior to installation and used in the proposed system (i.e., physical dimensions, processor speeds, system RAM, hard drive size, etc.).

- 1.0.3 Open architecture - The proposed system shall have an open architecture approach, utilizing devices with standard video and audio interfaces.
- 1.0.4 Compatibility with peripherals - The proposed system shall support standard courtroom peripheral devices using industry standard interfaces.

1.1 TURNKEY

Proposed solution must be a turnkey system. As defined here, a turnkey system is a fully integrated solution that has been previously created and is based on a set of tested, proven standards. The standards include specific integrated hardware components, wiring methods, control system programming and furniture design.

1.2 VISUAL REPRESENTATIONS

The following links to vendors' web sites is offered simply as visual examples of the type of systems the court expects. The list is non-exhaustive and should not be construed as a preference for any listed or excluded vendor or manufacturer.

<http://www.javs.com/evidence.html>

<https://nomadavsystems.com/markets/courtroom-technology/>

<http://avispl.com/crestron/>

1.3 SELF-CONTAINED

The system should minimize room infrastructure requirements and installation time by internally including hardware necessary for seamless switching, scaling, video amplification and distribution, audio amplification and distribution as well as system control. The existing audio cabinet/rack is a Lowell Model No. LVR14-2128, and it is filled with equipment. The vendor will not install additional equipment in this cabinet.

1.4 EVALUATION/DEMONSTRATION

Vendor must be willing to provide an on-site or online demonstration that allows the user to evaluate the existence and adherence to the specifications defined herein. Demonstration must be coordinated and executed within two weeks of request by the court. Bidders under consideration will be contacted to coordinate the location, date/time for the demonstration.

1.5 ON-LINE TRAINING

Vendor must provide professional, narrated, multimedia, online training for operation of the proposed system. Content should cover operation, troubleshooting, safety and damage avoidance. Training should allow the users to watch training specific to the system configuration proposed. Table of contents should allow users to watch all training or just specific sections of interest.

For a sample of expectation, see:

<http://www.nomadavsystems.com/online-training/>

1.6 FURNITURE RELATED

1.6.1 Podium/Lectern Style:

The system must be a Podium/Lectern style of furniture.

"Compact: The podium should be compact and require as little floor space as possible.

Open and closed dimensions should not exceed:

CLOSED: 33" w x 27" d x 48" h

OPEN: 71" w x 35" d x 54" h"

Large, Slanted Work Surface Area: Furniture design should maximize work surface area for books or other presentation materials with a slanted surface with ledge catch.

Minimum space requirements: 31" W x 13" H

1.6.2 Rack space: Must provide at least 11U of rack space to hold internal components.

Semi-transparent acrylic rack cover: Rack cover should protect rack mounted components from tampering and damage. Semi-transparent, smoked plastic should allow component lights to be seen for non-invasive troubleshooting.

1.6.3 Cooling: Proactive cooling through dual muffin fans as well as vent holes that promote airflow over front and rear of rack mounted components.

1.6.4 Service Access: System must provide front and rear service access for easy repair or upgrade capabilities.

1.6.5 Mobile: System must be equipped with large, non-marking, heavy duty wheels with a brake to secure in position. Must be configured with two pivoting wheels and two fixed wheels to promote steering.

1.6.6 Removable Cap: The podium should have a removable cap with quick-connect block for service and upgradeability. The quick-connect block allows components integrated into the cap to be easily and clearly disconnected and reconnected.

1.6.7 Color Laminate: Furniture should be a high-pressure laminate surface for a durable finish. Submit available color options. The color selection will be provided by the Court with the order. Vendor must state if there are any charges associated with custom color selection.

1.6.8 Power Cord: The system must provide an option for a 6' or 12' standard power cord which is easily field changeable. When floor box positioning allows, the cord should not be visible.

1.6.9 Master Power Switch with Passive Power: The control system must provide a master power switch with passive power. Passive power allows power to flow to desired components such as a PC even though the master power switch is in the off position. The components receiving passive power will be determined prior to installation and coordination with the Court.

1.6.10 Input/Output Block: The system should provide an input/output block for centralized cable connectivity. When hovering over a floor box, no external cables running across the floor should be seen. Input/output block should be clearly labeled for easy installation and service.

1.6.11 Retractable components: When not in use, components should be able to be hidden from view.

1.7 WIDE SCREEN NATIVE FORMAT

Wide Screen: System displays and internal components must promote a native wide screen HDMI format with a minimum resolution of 1080p output.

1.8 AUDIO/VIDEO SWITCHING/SCALING HARDWARE

1.8.1 Switching/Scaling: Switching and scaling hardware must be included to allow ALL selected sources to be viewed on the confidence monitor. Switcher/Scaler must provide "SOFT" video switching.

1.8.2 Inputs required for document camera, HDMI & VGA + audio connections for BYOD-(bring your own devices), DVD player and AppleTV.

1.9 CONFIDENCE MONITOR

1.9.1 Confidence Monitor: The podium should be equipped with a minimum of a 20" LCD, touch screen, confidence monitor that will display ANY selected input source.

1.9.2 Confidence Monitor Tilt Mechanism/Security: The confidence monitor should be secured to the podium with a tilt mechanism. The tilt mechanism should allow users to manually adjust for easy viewing while minimizing any line of sight issues with the audience. Free standing confidence monitors or monitors that create line of sight issues will not be accepted.

1.10. ANNOTATION

1.10.1 Annotation: Annotation hardware must be provided to allow line annotations over ANY images that are presented. It should not require images to be filtered through a PC

to allow for annotation. Annotation must provide for different line styles and color. Annotation must be accomplished with a choice of using a finger or a stylus on the touch screen. Annotation requires that the confidence monitor be a touch screen.

1.10.2 Annotation must have the ability to capture annotated image to USB drive conveniently located and labeled on lectern work surface.

1.10.3 Annotation solution must provide for collaborative annotation between the confidence monitor of the lectern and the witness touch monitor as defined later in this document.

1.11. SOURCES – DOCUMENT CAMERA

1.11.1 Document Camera: Vendor must provide a Wolfvision VZ8Light4 or equivalent. Closed dimensions should not exceed 12.28"w x 16.06"d x 5.39"h. The court currently uses an ELMO TT-12 document camera, state if the proposed system is compatible with the ELMO TT-12 camera.

1.11.2 Doc Cam Security: Document camera itself and related wiring should be secured to the system.

1.11.3 Doc Cam Drawer/Storage: When not in use, the document camera drawer must be able to be easily stored within the system. Drawer slides must be auto-closing to when near the closed state.

1.11.4 Drawer Detent: When fully extended the document camera drawer must have a detent position to proactively hold the drawer in the fully extended position.
Ergonomic Height: As a highly interactive component, the document camera should be at an ergonomic height for comfortable use.

1.11.5 Automatic On/Off: The document camera should automatically turn on when drawer is opened and automatically turn off when the drawer is closed.

1.12. SOURCES - NOTEBOOK COMPUTER/BYOD DEVICES

1.12.1 Notebook Pullout Tray: Podium must provide a pull-out work surface with which to place a guest notebook computer or other user provided device. The notebook computer is a highly interactive device. As such, the pull-out location must be at an ergonomic height and not create any line of sight issues with the audience when a notebook computer is deployed. Tray should be self-retracting as it approaches the closed state. Tray should have detent so that it securely stays in the fully extended position.

1.12.2 Cables are to be placed in a cable storage space imbedded in the notebook pull-out tray. The storage space should provide protective overlap to keep cables contained when opening or closing the tray.

1.12.3 Notebook Computer Electrical: An auxiliary power outlet should be conveniently located for the notebook computer.

1.13. SOURCES - BLURAY PLAYER

System should include a Blu-ray Player. Control System must provide a control page for the Blu-ray Player.

1.14. SOURCES - INTEGRATED WIRELESS PRESENTATION OPTION

1.14.1 System should provide an integrated wireless presentation option, such as a *WePresents 1600* or equivalent wireless input device and wireless router to accommodate wireless connectivity with IOS and non-IOS devices.

1.14.2 Control: As part of the control system, the integrated wireless solution must be a selection from the Source Menu with internal connectivity that allows audio-follows video switching.

1.15 INTUITIVE EASE OF USE

1.15.1 System Control: The podium must provide an intuitive ease of use control system based on common touch screen technology. The control system should allow easy switching between sources, audio switching, volume control, component control pages for DVD, and document camera functions as well as projector/large monitor on/off control.

1.15.2 System Control Wired: The touch screen should be a minimum of 7", have an active matrix display with bi-directional communications for device feedback.

1.15.3 System Control Help Pages: System should provide built-in help screens to assist users if they have a question about a button or function of the touch panel.

1.15.4 Judge Override Panel - A second control touch panel that's hard-wired should be provided that allows remote suppression of evidence in up to three zones as well as full access to control the rest of the evidence presentation system. Minimum 7" panel.

1.16 OUTPUT DISPLAY DEVICES AND DISTRIBUTION

1.16.1 The Court will be providing a projector or large format monitor that is wide screen and has HDMI input. Selected vendor will coordinate with the Court.

1.16.2 Provide 5 each. Tilt mount monitor stands that allow 22" monitors to be lowered to horizontal position to maximize line of sight when not in use. The SL102 LIMBO or equivalent.

1.16.3 Provide (4) 22" LED HDMI monitors. One each for the plaintiff table (1), the defense table (1), the court room deputy (1) and the Judge's bench (1).

1.16.4 Provide (1) 22" LED HDMI/USB touch monitor for witness viewing and collaborative annotation with presenting attorney at lectern. Video & USB via Cat5/6 transmission using Crestron DM receiver or equivalent.

1.16.5 Matrix Switch: Must provide robust zone control of video output using an HDMI video matrix switch and related cards. Matrix switch should contain a minimum of 1 Cat6 input for content, 1 HDMI input port for blank image input and Cat5/6 transmission to 6 each (5 defined herein and 1 spare) locations for HDMI video. Control of the Matrix switch emanates from the lectern via IP network. Matrix switch will be physically located in the rack/cabinet with system electronics.

1.16.6 Any additional equipment, unable to fit in the self-contained unit, will likely be placed in small cabinet or rack under or near the judge's bench or in an alternate location. The vendor will verify the dimensions of this under-the-bench rack during a site visit. Noise generated by active equipment will be a major consideration for any under-the-bench solution. Alternate locations for additional equipment will also be considered during the site visit. Any requirements for construction related modifications may have to be coordinated and approved by the General Services Administration (GSA).

1.16.7 Must provide line drawing indicating the components used and audio/video flow.

1.17 SOUND REINFORCEMENT

1.17.1 Sound System: For any standalone system not directly integrating, via existing audio inputs, with the court's existing sound system must include an internal audio system. The control system should provide an internal audio system for automatic audio-follows-source switching. The amplifier and speakers should produce clear, high quality, high fidelity sound and support a room of up to 250 people without the need for external hardware. Source content audio will be heard through the internal sound system and have an option to NOT be passed on to the existing audio infrastructure.

1.17.2 Microphone: System must provide a Shure brand MX418 or equivalent - 18" integrated gooseneck microphone with mute switch. The proposed solution must provide XLR pass through port at i/o panel that will be connected to the Court's existing audio system via an existing floor box.

1.17.3 Speakers: Speakers are to be integrated to maintain sleek appearance. Subwoofer must be installed with proper audio venting.

1.17.4 Audio Control: Audio control must provide for volume up, volume down and mute. These controls must be visible on every control page.

1.17.5 Audio visual feedback: As the audio volume is changed through the control system, visual feedback of the audio level must be presented to the user through the confidence or control monitors.

1.17.6 Mixer: System must provide a mixer to integrate microphone audio with source selected audio. Mixer should include user accessible volume control for the gooseneck microphone. Blended mic/content audio for output to lectern's built-in speaker system.

1.18. VENDOR EXPERIENCE

The offeror shall provide descriptions of three previous municipal, state or federal government contracts/projects performed within three years of proposal submission. The offeror shall demonstrate that these contracts/projects were for comparable services of a similar size or scope. The following information must be submitted for each:

- Name and Description of Contract/Project
- Brief Description of the Service/Project
- Date of Contract/Project
- Offeror's Role (e.g., Prime Contractor, Subcontractor)
- Name and Address of Customer Company or Government Agency
- Names, Addresses, and Telephone Numbers of a Technical Point of Contact for the Customer Company or Government Agency
- Narrative Description of the Size/Scope of the Contract/Project and How It Directly Relates to the Requirements of this Solicitation

1.19. REFERENCES

Please provide minimum of three references that use similar turnkey systems to what is proposed. References should include contact names, phone numbers, and location.

1.20 ON-GOING SUPPORT AND MAINTENANCE

Systems must be warranted for a minimum of three years from date of installation to include parts, on-site labor and telephone support. Please state warranty and on-going maintenance program descriptions and costs.

1.21 PROGRAMMING

Indicate any, and all programming costs associated with this project.

1.22 RFI CHECKLIST

Complete the "RFI Checklist" (Appendix B of this RFQ) and submit it with your response. To be technically acceptable, the vendor must address all items in the list and/or to explain your answers.

1.23 PAYMENT TERMS

Offeror shall submit payment terms in the proposal.

1.24 TECHNICAL PROPOSAL CONTENT

1.24.1 A technically acceptable proposal should at a minimum address the requirements in Sections 1.0 thru 1.24, which includes positively identifying each item in Appendix B, the RFI Checklist.

1.24.2 Key Personnel - Upon Court's expressed intent to award a contract, the offeror must submit all technicians' full names and social security numbers to the Court so that a background check can be completed, pursuant to Clause 7-20.

Proposal Submission

The due date for the proposal is **9:00 a.m. ET August 19, 2017.**

Proposals shall be sent in PDF format via email to the CO. If there is no offer forthcoming in response to this RFQ, please send an email to the CO indicating such to lora_finley@tnb.uscourts.gov

Late Submissions, Modifications, and Withdrawals of Offers

Offerors are responsible for submitting offers, and any modifications or withdrawals, so as to reach the Court as designated in the solicitation by the time specified. Any offer, modification, or withdrawal received at the Court after the time specified for receipt of offers is classified as late and will not be considered unless it is received before award is made. The CO determines that accepting the late offer would not unduly delay the procurement, and the CO determines it is in the best interest of the Court to accept the proposal.

Offers may be withdrawn by written notice received at any time before the time set for receipt of offers. An offer may be withdrawn in person by an offeror or its authorized representative if, before the time set for receipt of offers, the identity of the person requesting withdrawal is established and the person signs a receipt for the offer. Offer withdrawal notifications shall be presented to Lora Finley at this address:

U.S. Bankruptcy Court, Eastern District of Tennessee
Historic U.S. Courthouse
31 E. 11th Street
Chattanooga, TN 37402

Proposal Evaluation and Award

It is at the Court's discretion to award the purchase of digital recording software and equipment for all courtrooms, some of the courtrooms, or none of the courtrooms. Award will be made on a lowest price, technically acceptable basis. Evaluators will review all proposals by cost and by technical considerations as described in Appendix B - RFI Checklist.

APPENDIX A - SOLICITATION PROVISIONS AND CONTRACT CLAUSES**Provision B-1, Solicitation Provisions Incorporated by Reference**

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the contracting officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this address:

<http://www.uscourts.gov/procurement.aspx>

Clause B-5, Clauses Incorporated by Reference

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the contracting officer will make their full text available. Also, the full text of a clause may be accessed electronically at this address:

<http://www.uscourts.gov/procurement.aspx>

Clause 3-3, Provisions, Clauses, Terms and Conditions - Small Purchases (June 2014)

Provision 3-5, Taxpayer Identification and Other Offeror Information**Taxpayer Identification and Other Offeror Information (APR 2011)**

(a) Definitions.

“Taxpayer Identification (TIN),” as used in this provision, means the number required by the Internal Revenue Service (IRS) to be used by the offeror in reporting income tax and other returns. The TIN may be either a social security number or an employer identification number.

(b) All offerors shall submit the information required in paragraphs (d) and (e) 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 implementing regulations issued by the IRS. If the resulting contract is subject to the payment reporting requirements, the failure or refusal by the offeror to furnish the information may result in a 31 percent reduction of payments otherwise due under the contract.

(c) 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 payment recording requirements, the TIN provided hereunder may be matched with IRS records to verify the accuracy of the offeror’s TIN.

(d) Taxpayer Identification Number (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 United States and does not have an office or place of business or a fiscal paying agent in the United States;

Offeror is an agency or instrumentality of a foreign government;

Offeror is an agency or instrumentality of the federal government.

(e) 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

(f) Contractor representations.

The offeror represents as part of its offer that it is , is not 51% owned and the management and daily operations are controlled by one or more members of the selected socio-economic group(s) below:

- Women Owned Business
- Minority Owned Business (if selected then one sub-type is required)
 - Black American Owned
 - Hispanic American Owned
 - Native American Owned (American Indians, Eskimos, Aleuts, or Native Hawaiians)
 - Asian-Pacific American Owned (persons with origins 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 Owned (persons with origins from India, Pakistan, Bangladesh, Sri Lanka, Bhutan, the Maldives Islands, or Nepal)
 - Individual/concern, other than one of the preceding.

Provision 3-20, Certification Regarding Debarment, Suspension, Proposed Debarment, and Other Responsibility Matters

(a)(1) The offeror certifies, to the best of its knowledge and belief, that:

(i) The offeror and/or any of its principals:

- (A) are ___ are not ___ presently debarred, suspended, proposed for debarment, or declared ineligible for the award of contracts by any federal agency;
- (B) have ___ have not ___, within the 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 public (federal, state, or local) 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, violating federal criminal tax laws, or receiving stolen property;
- (C) are ___ are not ___ presently indicted for, or otherwise criminally or civilly charged by a governmental entity with, commission of any of the offenses enumerated in paragraph (B) of this provision;
- (D) have ___, have not ___, within a three-year period preceding this offer, been notified of any delinquent federal taxes in an amount that exceeds \$3,000 for which the liability remains unsatisfied.

(1) Federal taxes are considered delinquent if both of the following criteria apply:

- (i) The tax liability is finally determined. The liability is finally determined if it has been assessed. A liability is not finally determined if there is a pending administrative or judicial challenge. In the case of a judicial challenge to the liability, the liability is not finally determined until all judicial appeal rights have been exhausted.
- (ii) The taxpayer is delinquent in making payment. A taxpayer is delinquent if the taxpayer has failed to pay the tax liability when full payment was due and required. A taxpayer is not delinquent in cases where enforced collection action is precluded

(2) Examples.

- (i) The taxpayer has received a statutory notice of deficiency, under I.R.C. § 6212, which entitles the taxpayer to seek Tax Court

review of a proposed tax deficiency. This is not a delinquent tax because it is not a final tax liability. Should the taxpayer seek Tax Court review, this will not be a final tax liability until the taxpayer has exercised all judicial appeal rights.

- (ii) The IRS has filed a notice of federal tax lien with respect to an assessed tax liability, and the taxpayer has been issued a notice under I.R.C. § 6320 entitling the taxpayer to request a hearing with the IRS Office of Appeals contesting the lien filing, and to further appeal to the Tax Court if the IRS determines to sustain the lien filing. In the course of the hearing, the taxpayer is entitled to contest the underlying tax liability because the taxpayer has had no prior opportunity to contest the liability. This is not a delinquent tax because it is not a final tax liability. Should the taxpayer seek Tax Court review, this will not be a final tax liability until the taxpayer has exercised all judicial appeal rights.
- (iii) The taxpayer has entered into an installment agreement pursuant to I.R.C. § 6159. The taxpayer is making timely payments and is in full compliance with the agreement terms. The taxpayer is not delinquent because the taxpayer is not currently required to make full payment.
- (iv) The taxpayer has filed for bankruptcy protection. The taxpayer is not delinquent because enforced collection action is stayed under 11 U.S.C. 362 (the Bankruptcy Code).

(ii)The offeror ___ has ___ has not, within a three-year period preceding this offer, had one or more contracts terminated for default by any federal agency.

(2)"Principal," for the purposes of this certification, means an officer; director; owner; partner or a person having primary management or supervisory responsibilities within a business entity (e.g., general manager; plant manager; head of a division, or business segment, and similar positions).

(a) This certification concerns a matter within the jurisdiction of an agency of the United States and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under [18 U.S.C. § 1001](#).

(b) The offeror shall provide immediate written notice to the contracting officer if, at any time prior to contract award, the offeror learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

(c) A certification that any of the items in paragraph (a) of this provision exists will not necessarily result in withholding of an award under this solicitation. However, the certification

will be considered in connection with a determination of the offeror's responsibility. Failure of the offeror to furnish a certification or provide such additional information as requested by the contracting officer may render the offeror non-responsible.

(d) Nothing contained in the foregoing will be construed to require establishment of a system of records in order to render, in good faith, the certification required by paragraph (a) of this provision. The knowledge and information of an offeror is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

(e) The certification in paragraph (a) of this provision is a material representation of fact upon which reliance was placed when making award. If it is later determined that the offeror knowingly rendered an erroneous certification, in addition to other remedies available to the judiciary, the contracting officer may terminate the contract resulting from this solicitation for default.

Clause 3-130, Authorized Negotiators

The offeror represents that the following persons are authorized to negotiate on its behalf with the judiciary in connection with this solicitation (*offeror lists the names, titles, telephone numbers and email address of the authorized negotiators*).

Clause 2-5A, Inspection of Products

Clause 2-10, Responsibility for Products

Clause 2-15, Warranty Information

Clause 2-20A, Incorporation of Warranty

Clause 2-20B, Contractor Warranty (Products)

Clause 2-20C, Warranty of Services

Provision 2-70, Site Visit

Clause 3-25, Protecting the Judiciary's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment

Provision 3-30, Certificate of Independent Price Determination

Clause 3-35, Covenant Against Contingent Fees

Clause 3-40, Restrictions on Subcontractor Sales to the Government

Clause 3-45, Anti-Kickback Procedures

Clause 3-50, Cancellation, Rescission, and Recover of Funds for Illegal or Improper Activity

Clause 3-55, Price or Fee Adjustment for Illegal or Improper Activity

Provision 3-70, Determination of Responsibility

Provision 3-85, Explanation to Prospective Offerors

Provision 3-95, Preparation of Offers

Provision 3-100, Instructions to Offerors

Clause 3-120, Order of Precedence

Provision 3-135, Single or Multiple Awards

Provision 4-1, Type of Contract

The judiciary intends to award a best value type of contract under this solicitation, and all offers shall be submitted on this basis. Alternate offers based on other contract types will not be considered.

Clause 7-1, Contract Administration

Clause 7-5, Contracting Officer's Technical Representative

Clause 7-10, Contractor Representative

Clause 7-15, Observance of Regulations/Standards of Conduct

Clause 7-25, Indemnification

Clause 7-45, Travel

Clause 7-50, Parking

There is no contractor provided parking available at the staffed courthouses in the Eastern District of Tennessee.

Clause 7-55, Contractor Use of Judiciary Networks

Clause 7-100A, Limitation of Liability (Products)

Clause 7-110, Bankruptcy

Clause 7-215, Notification of Ownership Changes

Clause 7-220, Termination for Convenience of the Judiciary (Fixed-Price)

Clause 7-230, Termination for Default (Fixed-Price - Products and Services)