



## Volume 4 Business

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**Abbreviation and Acronym Definitions List**

DoD	Department of Defense
NAICS	North American Industry Classification System
SAM	System for Award Management

**Assumptions and Conditions**

Lumen has no Assumptions or Conditions for Volume 4 at this time.

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**VOLUME 4 BUSINESS [L.32]**

**1.0 STANDARD FORM 33 [L.32.1]**

**General Services Administration (GSA)**  
**Enterprise Infrastructure Solutions (EIS)**

Contract # GS00Q17NSD3006  
 Mod #: P00310  
 Submission #: CL01001.01a

<b>SOLICITATION, OFFER AND AWARD</b>		1. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)		RATING	PAGE 1 OF 1 PAGES
2. CONTRACT NUMBER	3. SOLICITATION NUMBER QTA0015THA3003	4. TYPE OF SOLICITATION <input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)		5. DATE ISSUED 10/16/2015	6. REQUISITION/PURCHASE NUMBER
7. ISSUED BY General Services Administration/FAS/ITS, Office of Acquisition Ops 1800 F St., NW, Washington DC, 20405		8. ADDRESS OFFER TO (If other than item 7)			

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

**SOLICITATION**

9. Sealed offers in original and N/A copies for furnishings the supplies or services in the Schedule will be received at the place specified in item 8, or if hand carried, in the depository located in See Cover Letter until 4:00 p.m. local time 01/15/2016 (Date)

CAUTION - LATE Submissions, Modifications, and Withdrawals: See Section L, Provision No. 52.214-7 or 52.215-1. All offers are subject to all terms and conditions contained in this solicitation.

10. FOR INFORMATION CALL:	A. NAME Timothy Horan	B. TELEPHONE (NO COLLECT CALLS) AREA CODE NUMBER EXTENSION 703 306 6426		C. E-MAIL ADDRESS timothy.horan@gsa.gov
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**OFFER (Must be fully completed by offeror)**

NOTE: Item 12 does not apply if the solicitation includes the provisions at 52.214-16, Minimum Bid Acceptance Period.

12. In compliance with the above, the undersigned agrees, if this offer is accepted within 365 calendar days (60 calendar days unless a different period is inserted by the offeror) from the date for receipt of offers specified above, to furnish any or all items upon which prices are offered at the set opposite each item, delivered at the designated point(s), within the time specified in the schedule.

13. DISCOUNT FOR PROMPT PAYMENT (See Section I, Clause No. 52.232-8)	10 CALENDAR DAYS (%)	20 CALENDAR DAYS (%)	30 CALENDAR DAYS (%)	CALENDAR DAYS(%)
14. ACKNOWLEDGMENT OF AMENDMENTS (The offeror acknowledges receipt of amendments to the SOLICITATION for offers and related documents numbered and dated):	AMENDMENT NO.	DATE	AMENDMENT NO.	DATE
	1	11/27/2015	3	12/23/2015
	2	12/11/2015	4	01/06/2016

15A. NAME AND ADDRESS OF OFFEROR Level 3 Communications, LLC 1025 Eldorado Blvd, Broomfield, CO 80021-8254	CODE 3A6U5	FACILITY	16. NAME AND THE TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print) Dwight Steiner Vice President, Assistant General Counsel Level 3 Communications LLC
15B. TELEPHONE NUMBER AREA CODE NUMBER EXTENSION 720 888 8534	15C. CHECK IF REMITTANCE ADDRESS IS DIFFERENT FROM ABOVE - ENTER SUCH ADDRESS IN SCHEDULE.		17. SIGNATURE 
			18. OFFER DATE Feb. 16, 2016

**AWARD (To be completed by Government)**

19. ACCEPTED AS TO ITEMS NUMBERED	20. AMOUNT	21. ACCOUNTING AND APPROPRIATION
22. AUTHORITY FOR USING OTHER THAN FULL OPEN COMPETITION: <input type="checkbox"/> 10 U.S.C. 2304 (c) <input type="checkbox"/> 41 U.S.C. 3304(a) ( )		23. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified) ITEM
24. ADMINISTERED BY (If other than item 7)		25. PAYMENT WILL BE MADE BY CODE
26. NAME OF CONTRACTING OFFICER (Type or print)		27. UNITED STATES OF AMERICA (Signature of Contracting Officer)
		28. AWARD DATE

IMPORTANT - Award will be made on this Form, or on Standard Form 26, or by other authorized official written notice.  
 AUTHORIZED FOR LOCAL REPRODUCTION  
 Previous edition is unusable

**STANDARD FORM 33** (REV. 6/2014)  
 Prescribed by GSA - FAR (48 CFR) 53.214 (c)

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**2.0 REPRESENTATIONS AND CERTIFICATIONS [L.32.2, K.2]**

Lumen is providing the Government the following information for all prime contractors and subcontractors performing at least 10% of the contract revenue:

[REDACTED]

[REDACTED]

[REDACTED]

- DBA name: LUMEN TECHNOLOGIES GOVERNMENT SOLUTIONS, INC.

[REDACTED]

- Lumen extends our offer acceptance period to July 1, 2017

Lumen is registered and maintains an active profile in SAM.gov. Additional representations, certifications, acknowledgements and statements contained in EIS RFP Section K.2.1 have been completed with the applicable additional information requested.

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**K.2.1 FAR 52.204-8 Annual Representations and Certifications (DEC 2014)**

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is 517110.

(2) The small business size standard is 1500 employees.

(3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

(b)(1) If the provision at 52.204-7, System for Award Management, is included in this solicitation, paragraph (d) of this provision applies.

(2) If the provision at 52.204-7 is not included in this solicitation, and the offeror is currently registered in the System for Award Management (SAM), and has completed the Representations and Certifications section of SAM electronically, the offeror may choose to use paragraph (d) of this provision instead of completing the corresponding individual representations and certifications in the solicitation. The offeror shall indicate which option applies by checking one of the following boxes:

(i) Paragraph (d) applies.

(ii) Paragraph (d) does not apply and the offeror has completed the individual representations and certifications in the solicitation.

(c)(1) The following representations or certifications in SAM are applicable to this solicitation as indicated:

(i) 52.203-2, Certificate of Independent Price Determination. This provision applies to solicitations when a firm-fixed-price contract or fixed-price contract with economic price adjustment is contemplated, unless—

(A) The acquisition is to be made under the simplified acquisition procedures in Part 13;

(B) The solicitation is a request for technical proposals under two-step sealed bidding procedures; or

(C) The solicitation is for utility services for which rates are set by law or regulation.

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(ii) 52.203-11, Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions. This provision applies to solicitations expected to exceed \$150,000.

(iii) 52.204-3, Taxpayer Identification. This provision applies to solicitations that do not include the provision at 52.204-7, System for Award Management.

(iv) 52.204-5, Women-Owned Business (Other Than Small Business). This provision applies to solicitations that—

(A) Are not set aside for small business concerns;

(B) Exceed the simplified acquisition threshold; and

(C) Are for contracts that will be performed in the United States or its outlying areas.

(v) 52.209-2, Prohibition on Contracting with Inverted Domestic Corporations—Representation.

(vi) 52.209-5, Certification Regarding Responsibility Matters. This provision applies to solicitations where the contract value is expected to exceed the simplified acquisition threshold.

(vii) 52.214-14, Place of Performance—Sealed Bidding. This provision applies to invitations for bids except those in which the place of performance is specified by the government.

(viii) 52.215-6, Place of Performance. This provision applies to solicitations unless the place of performance is specified by the government.

(ix) 52.219-1, Small Business Program Representations (Basic & Alternate I). This provision applies to solicitations when the contract will be performed in the United States or its outlying areas.

(A) The basic provision applies when the solicitations are issued by other than DoD, NASA, and the Coast Guard.

(B) The provision with its Alternate I applies to solicitations issued by DoD, NASA, or the Coast Guard.

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(x) 52.219-2, Equal Low Bids. This provision applies to solicitations when contracting by sealed bidding and the contract will be performed in the United States or its outlying areas.

(xi) 52.222-22, Previous Contracts and Compliance Reports. This provision applies to solicitations that include the clause at 52.222-26, Equal Opportunity.

(xii) 52.222-25, Affirmative Action Compliance. This provision applies to solicitations, other than those for construction, when the solicitation includes the clause at 52.222-26, Equal Opportunity.

(xiii) 52.222-38, Compliance with Veterans' Employment Reporting Requirements. This provision applies to solicitations when it is anticipated the contract award will exceed the simplified acquisition threshold and the contract is not for acquisition of commercial items.

(xiv) 52.223-1, Bio-based Product Certification. This provision applies to solicitations that require the delivery or specify the use of USDA-designated items; or include the clause at 52.223-2, Affirmative Procurement of Bio-based Products Under Service and Construction Contracts.

(xv) 52.223-4, Recovered Material Certification. This provision applies to solicitations that are for, or specify the use of, EPA-designated items.

(xvi) 52.225-2, Buy American Certificate. This provision applies to solicitations containing the clause at 52.225-1.

(xvii) 52.225-4, Buy American—Free Trade Agreements—Israeli Trade Act Certificate. (Basic, Alternates I, II, and III.) This provision applies to solicitations containing the clause at 52.225-3.

(A) If the acquisition value is less than \$25,000, the basic provision applies.

(B) If the acquisition value is \$25,000 or more but is less than \$50,000, the provision with its Alternate I applies.

(C) If the acquisition value is \$50,000 or more but is less than \$79,507, the provision with its Alternate II applies.



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(D) If the acquisition value is \$79,507 or more but is less than \$100,000, the provision with its Alternate III applies.

(xviii) 52.225-6, Trade Agreements Certificate. This provision applies to solicitations containing the clause at 52.225-5.

(xix) 52.225-20, Prohibition on Conducting Restricted Business Operations in Sudan—Certification. This provision applies to all solicitations.

(xx) 52.225-25, Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran-Representation and Certifications. This provision applies to all solicitations.

(xxi) 52.226-2, Historically Black College or University and Minority Institution Representation. This provision applies to solicitations for research, studies, supplies, or services of the type normally acquired from higher educational institutions.

(2) The following certifications are applicable as indicated by the Contracting Officer:

[Contracting Officer: please check as appropriate.]

XX (i) 52.204-17, Ownership or Control of Offeror.

XX (ii) 52.222-18, Certification Regarding Knowledge of Child Labor for Listed End Products.

\_\_ (iii) 52.222-48, Exemption from Application of the Service Contract Labor Standards to Contracts for Maintenance, Calibration, or Repair of Certain Equipment- Certification.

\_\_ (iv) 52.222-52, Exemption from Application of the Service Contract Labor Standards to Contracts for Certain Services-Certification.

\_\_ (v) 52.223-9, with its Alternate I, Estimate of Percentage of Recovered Material Content for EPA–Designated Products (Alternate I only).

\_\_ (vi) 52.227-6, Royalty Information.

\_\_ (A) Basic.

\_\_ (B) Alternate I.

XX (vii) 52.227-15, Representation of Limited Rights Data and Restricted Computer Software.

(d) The offeror has completed the annual representations and certifications electronically via the SAM website accessed through <https://www.acquisition.gov>. After reviewing the SAM database information, the offeror verifies by submission of the offer that the representations and certifications currently posted electronically that apply to this solicitation as indicated in paragraph (c) of this provision have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201); except for the changes identified below [offeror to insert changes, identifying change by clause number, title, date]. These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, and complete as of the date of this offer.

FAR CLAUSE # TITLE DATE CHANGE

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Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on SAM.

(End of provision)

- Lumen Response:

**52.223-4 Recovered Material Certification (May 2008)**

As required by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. 6962(c)(3)(A)(i)), the offeror certifies, by signing this offer, that the percentage of recovered materials content for EPA-designated items to be delivered or used in the performance of the contract will be at least the amount required by the applicable contract specifications or other contractual requirements.

(End of provision)

**52.225-2 Buy American Certificate (May 2014)**

(a) The offeror certifies that each end product, except those listed in paragraph (b) of this provision, is a domestic end product and that for other than COTS items, the offeror has considered components of unknown origin to have been mined, produced, or manufactured outside the United States. The offeror shall list as foreign end products those end products manufactured in the United States that do not qualify as domestic end products, *i.e.*, an end product that is not a COTS item and does not meet the component test in paragraph (2) of the definition of “domestic end product.” The terms “commercially available off-the-shelf (COTS) item,” “component,” “domestic end product,” “end product,” “foreign end product,” and “United States” are defined in the clause of this solicitation entitled “Buy American—Supplies.”

(b) Foreign End Products:

<b>Part No.</b>	<b>Country of Origin</b>
ASR1001	MX
BE6S-PRI-M2-K9	MX
C2901-VSEC/K9	MX
C881-K9	MX
C887VA-K9	MX
C888-K9	MX
C891F-K9	MX
CISCO1921-SEC/K9	MX
CISCO2901-SEC/K9	MX
CISCO2921-SEC/K9	MX
CISCO2951/K9	MX
CISCO3925-SEC/K9	MX
CISCO3945-SEC/K9	MX
CP-7811-K9++=	MX
CP-7841-K9++=	MX
CP-7861-K9++=	MX
CP-8811-K9=	MX
EHWIC-4ESG	MX
ISR4321-VSEC/K9	MX
ISR4331-VSEC/K9	MX
ISR4351-VSEC/K9	MX
ISR4451-X-VSEC/K9	MX
VG310	MX
VG320	MX
VG350/K9	MX
MITOP-E1T1/FE	IL
MITOP-E1T1/GE	IL
MITOP-E3T3/FE	IL

<b>Part No.</b>	<b>Country of Origin</b>
MITOP-E3T3/GE	IL

(List as necessary)

(c) The Government will evaluate offers in accordance with the policies and procedures of Part 25 of the Federal Acquisition Regulation.

(End of provision)

**52.225-6 Trade Agreements Certificate (May 2014)**

(a) The offeror certifies that each end product, except those listed in paragraph (b) of this provision, is a U.S.-made or designated country end product, as defined in the clause of this solicitation entitled "Trade Agreements."

(b) The offeror shall list as other end products those supplies that are not U.S.-made or designated country end products.

**Other End Products**

<b>Part No.</b>	<b>Country of Origin</b>
ASR1001	MX
BE6S-PRI-M2-K9	MX
C2901-VSEC/K9	MX
C881-K9	MX
C887VA-K9	MX
C888-K9	MX
C891F-K9	MX
CISCO1921-SEC/K9	MX
CISCO2901-SEC/K9	MX
CISCO2921-SEC/K9	MX
CISCO2951/K9	MX
CISCO3925-SEC/K9	MX
CISCO3945-SEC/K9	MX
CP-7811-K9++=	MX
CP-7841-K9++=	MX
CP-7861-K9++=	MX
CP-8811-K9=	MX
EHWIC-4ESG	MX
ISR4321-VSEC/K9	MX
ISR4331-VSEC/K9	MX
ISR4351-VSEC/K9	MX
ISR4451-X-VSEC/K9	MX
VG310	MX

<b>Part No.</b>	<b>Country of Origin</b>
VG320	MX
VG350/K9	MX
MITOP-E1T1/FE	IL
MITOP-E1T1/GE	IL
MITOP-E3T3/FE	IL
MITOP-E3T3/GE	IL

[List as necessary]

(c) The Government will evaluate offers in accordance with the policies and procedures of Part 25 of the Federal Acquisition Regulation. For line items covered by the WTO GPA, the Government will evaluate offers of U.S.-made or designated country end products without regard to the restrictions of the Buy American statute. The Government will consider for award only offers of U.S.-made or designated country end products unless the Contracting Officer determines that there are no offers for such products or that the offers for those products are insufficient to fulfill the requirements of this solicitation.

(End of provision)

### **52.227-15 Representation of Limited Rights Data and Restricted Computer Software (Dec 2007)**

(a) This solicitation sets forth the Government's known delivery requirements for data (as defined in the clause at 52.227-14, Rights in Data—General). Any resulting contract may also provide the Government the option to order additional data under the Additional Data Requirements clause at 52.227-16, if included in the contract. Any data delivered under the resulting contract will be subject to the Rights in Data—General clause at 52.227-14 included in this contract. Under the latter clause, a Contractor may withhold from delivery data that qualify as limited rights data or restricted computer software, and deliver form, fit, and function data instead. The latter clause also may be used with its Alternates II and/or III to obtain delivery of limited rights data or restricted computer software, marked with limited rights or restricted rights notices, as appropriate. In addition, use of Alternate V with this latter clause provides the Government the right to inspect such data at the Contractor's facility.

(b) By completing the remainder of this paragraph, the offeror represents that it has reviewed the requirements for the delivery of technical data or computer software and states *[offeror check appropriate block]*—

(X) None of the data proposed for fulfilling the data delivery requirements qualifies as limited rights data or restricted computer software; or

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( ) Data proposed for fulfilling the data delivery requirements qualify as limited rights data or restricted computer software and are identified as follows:

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

(c) Any identification of limited rights data or restricted computer software in the offeror's response is not determinative of the status of the data should a contract be awarded to the offeror.

(End of provision)

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**3.0 SMALL BUSINESS TEAMING ARRANGEMENT / CONTRACTOR TEAMING  
ARRANGEMENT AGREEMENTS [L.32.3]**

Lumen does not have applicable teaming arrangements as defined by FAR 9.601(1) or L.12 for this EIS bid.

**4.0 PROPOSAL AMENDMENT ACKNOWLEDGEMENT [L.32.4]**

Lumen acknowledges the proposal amendments in writing as identified in **Figure 4.0-1**.

**Figure 4.0-1. EIS Amendments**

AMENDMENT	DATE
Amendment 1	November 27, 2015
Amendment 2	December 11, 2015
Amendment 3	December 23, 2015
Amendment 4	January 6, 2016
Amendment 5	January 21, 2016
Amendment 6	January 29, 2016
Amendment 7	February 5, 2016
Amendment 8	February 12, 2016
Amendment 9	February 17, 2016
Amendment 10	February 18, 2016
Amendment 11	February 22, 2016
Amendment 12	July 7, 2016
Amendment 13	September 01, 2016
Amendment 14	September 22, 2016
Amendment 15	September 29, 2016
Amendment 16	October 19, 2016
Amendment 17	December 22, 2016

Lumen also acknowledges the first four proposal amendments on block 14 of the SF33 in section 1 of this Volume.

**5.0 ATTACHMENT 1 EIS FPR INDEX**