



REPRESENTATIONS AND CERTIFICATIONS

Page	Of
USPS Solicitation No.	
Date of Offer	

NAME & ADDRESS OF OFFEROR	(No., Street, City, State & ZIP Code) LEON F. KELLY P.O. Box 1266 COLUMBIANA, ALA. 35051
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The offeror makes the following representations & certifications as a part of the offer identified above.

INSTRUCTIONS	(Check and complete all applicable boxes or blocks. The term 'offer' means bid where the procurement is advertised, and proposal where the procurement is negotiated.) NOTE.—Offers must set forth full, accurate, and complete information as required by this solicitation (including attachments). The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.					
1. TYPE OF ORGANIZATION	He operates as an ☒ individual, ☐ partnership, ☐ joint venture, ☐ corporation, ☐ a nonprofit organization incorporated in the State of _____.					
2. REGULAR DEALER/ MANUFACTURER	(Check only for supply contracts where the offer exceeds \$10,000.) He is a ☐ regular dealer in, ☐ manufacturer of, the supplies offered.					
3. PARENT COMPANY & EMPLOYER ID NUMBER	(A parent company is defined as one which either owns or controls the activities and basic business policies of the offeror. To own another company means the parent company owns more than 50% of the voting rights in that company. To control another company, ownership is not required; the parent company formulates, determines, or vetoes basic business policy decisions of that company.) This control may be exercised through the use of dominant minority voting right, use of proxy voting, contractual arrangements or otherwise. Is the offeror owned or controlled by a parent company? ☐ Yes ☐ No If the answer is 'Yes', the offeror must complete parts a, b, & c. If the answer is 'No' complete only part d. (The Employer's Identification Number (I.D. #) is defined as the Federal Social Security No. used on Employer's Quarterly Federal Tax Return, US Treasury Form 941.) <table border="1"><tr><td>a) Name of Parent Company</td><td>b) Main Office Address of Parent Co. (No., Street, City, State & ZIP Code)</td></tr><tr><td>c) Parent Co. ID No.</td><td>d) Offeror's ID No.</td></tr></table>		a) Name of Parent Company	b) Main Office Address of Parent Co. (No., Street, City, State & ZIP Code)	c) Parent Co. ID No.	d) Offeror's ID No.
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c) Parent Co. ID No.	d) Offeror's ID No.					
4. BUY AMERICAN CERTIFICATE	The offeror hereby certifies that each end product, except any end products he has listed below, is a domestic source end product (as defined, in the clause entitled "Buy American Act") and that components of unknown origin have been considered to have been mined, produced or manufactured outside the United States. <table border="1"><tr><td>Excluded End Products</td><td>Country of Origin</td></tr></table>		Excluded End Products	Country of Origin		
Excluded End Products	Country of Origin					
5. EQUAL OPPORTUNITY	(Check only if offer exceeds \$10,000 in amount.) He ☐ has, ☒ has not, participated in a previous contract or subcontract subject to the Equal Opportunity clause herein, the clause originally contained in Section 301 of Executive Order No. 10925, or the clause contained in Section 201 of Executive Order No. 11114; he ☐ has, ☐ has not, filed all required compliance reports; and representations indicating submission of required compliance reports, signed by proposed subcontractors, will be obtained prior to subcontract awards. (The above representation need not be submitted in connection with contracts which are exempt from the Equal Opportunity clause.)					
6. EQUAL OPPORTUNITY AFFIRMATIVE ACTION PROGRAM	(Check only if offer exceeds \$50,000 and offeror has 50 employees or more.) The offeror represents that (a) he ☐ has developed and has on file, ☐ has not developed and does not have on file, at each establishment affirmative action programs as required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2), or (b) he ☐ has not previously had contracts subject to the written affirmation action program requirement of the rules and regulations of the Secretary of Labor. (The above representation need not be submitted in connection with contracts which are exempt from the Equal Opportunity clause.)					

7. CONTINGENT FEE	(a) He ☐ has, ☒ has not, employed or retained any company or person (other than a full-time bona fide employee working solely for the offeror to solicit or secure this contract, and (b) he ☐ has, ☐ has not, paid or agreed to pay any company or person (other than a full-time bona fide employee working solely for the offeror) any fee, commission, percentage or brokerage fee, contingent upon or resulting from the award of this contract. If the offeror responds in the affirmative, he shall furnish, in duplicate, a completed Form 7319, <i>Contractor's Statement of Contingent or Other Fees</i>, and any other information as may be requested by the Contracting Officer. If offeror has previously furnished a completed Form 7319 to the office issuing this solicitation, he may accompany his offer with a signed statement (a) indicating when such completed form was previously furnished, (b) identifying by number the previous solicitation or contract, if any, in connection with which such form was submitted, and (c) representing that the statement in such form is applicable to this offer. (For interpretation of the representation, including the term "bona fide employee," see Postal Contracting Manual, subparagraph 1-504.3.)
8. CLEAN AIR & WATER CERTIFICATION	(Applicable only if (i) the offer exceeds \$100,000, or (ii) the offer is for an indefinite quantity and it indicates that orders for estimated quantities will exceed \$100,000 in any year, or (iii) a facility to be used is listed on the EPA List of Violating Facilities due to a criminal conviction, or (iv) the contract is not otherwise exempt.) The offeror (a) certifies that any facility to be utilized in the performance of this proposed contract ☐ is, ☐ is not, listed on the Environmental Protection Agency List of Violating Facilities as of the date of this offer, and (b) agrees to notify the Contracting Officer promptly if any communication is received from the Environmental Protection Agency prior to contract award indicating that any such facility is under consideration for inclusion on the List.
9. INDEPENDENT PRICE DETERMINATION 340 PAGE 405	(a) By submission of this offer, each offeror certifies, and in the case of a joint offer, each party thereto certifies as to his own organization, that in connection with this procurement: (1) The prices of this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other offeror or with any competitor; (2) Unless otherwise required by law, the prices set forth in this offer have not been knowingly disclosed by the offeror and will not knowingly be disclosed by the offeror, prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other offeror or to any competitor; and (3) No attempt has been made or will be made by the offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition. (b) Each person signing this offer certifies that: (1) He is the person in the offeror's organization responsible within that organization for the decision as to the prices being offered herein and that he has not participated, and will not participate, in any action contrary to (a) (1) through (a) (3) above; or (2) (i) He is not the person in the offeror's organization responsible within that organization for the decision as to the prices being offered herein but that he has been authorized in writing to act as agent for the persons responsible for such decision in certifying that such persons have not participated, and will not participate, in any action contrary to (a) (1) through (a) (3) above, and as their agent does hereby so certify; and (ii) he has not participated, and will not participate, in any action contrary to (a) (1) through (a) (3) above. (c) This certification is not applicable to a foreign offeror submitting an offer for a contract which requires performance or delivery outside the United States, its possessions, and Puerto Rico. (d) An offer will not be considered for award where (a) (1), (a) (3), or (b) above, has been deleted or modified. Where (a) (2) above has been deleted or modified, the offer will not be considered for award unless the offeror furnishes with the offer a signed statement which sets forth in detail the circumstances of the disclosure and the head of procuring activity determines that such disclosure was not made for the purpose of restricting competition.
10. CERTIFICATION OF NONSEGREGATED FACILITIES Notice to Prospective Subcontractors of Requirement for Certification of Nonsegregated Facilities	(Applicable to (1) contracts, (2) subcontracts, and (3) agreements with applicants who are themselves performing federally assisted construction contracts, exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause. An offer will not be considered for award where this certification is applicable and it has been deleted or modified.) By the submission of this offer, the offeror, applicant, or subcontractor certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. He certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments, and that he will not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The offeror, applicant or subcontractor agrees that a breach of this certification is a violation of the Equal Opportunity clause in this contract. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which 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. He further agrees that (except where he has obtained identical certifications from proposed subcontractors for specific time periods) he will obtain identical certifications from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause; that he will retain such certifications in his files; and that he will forward the following notice to such proposed subcontractors (except where the proposed subcontractors have submitted identical certifications for specific time periods): A Certification of Nonsegregated Facilities must be submitted prior to the award of a subcontract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity clause. The certification may be submitted either for each subcontractor or for all subcontracts during a period (i.e., quarterly, semiannually, or annually).

U.S. POSTAL SERVICE
REPRESENTATIONS AND CERTIFICATIONS
(Business Data)

PAGE 1 OF 1

NAME AND ADDRESS OF OFFEROR (No. and Street, Apt./Suite No., City, County, State and ZIP Code)

SOLICITATION OR ORDER NO.

DATE OF OFFER OR ORDER

THE U.S. POSTAL SERVICE IS COOPERATING WITH OTHER AGENCIES OF THE FEDERAL GOVERNMENT IN THE COLLECTING OF DATA CONCERNING CONTRACT AWARDS. THE OFFEROR IS REQUESTED TO CHECK THE APPROPRIATE BLOCK(S) CONTAINED ON THIS FORM.

NOTE: Offers MUST set forth full, accurate and complete information as required by this solicitation (including attachments). The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

DEFINITIONS

1. **SMALL BUSINESS CONCERN.** A small business concern for the purposes of Postal Service procurement is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operations in which it is submitting an offer, and is of a size consistent with the standards set forth by SBA in CFR Part 121, or if no standard has been established, then of a size employing not more than 500 employees. (Also see PCM Section 1, Part 7.)

2. **MINORITY ENTERPRISE.** A concern of which at least 51 percent is owned by one or more members of a minority group. (For the purpose of this definition, minority group members are Black Americans, Hispanic Americans, Native Americans, and Asian-Pacific Americans. The term "Native Americans" means American Indians, Eskimos, Aleuts and native Hawaiians. "Asian-Pacific Americans" means U.S. citizens whose origins are from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U.S. Trust Territories of the Pacific, North Marianas, Laos, Cambodia and Taiwan.)

3. **WOMAN-OWNED BUSINESS.** A woman-owned business is a business which is at least 51 percent owned, controlled, and operated by a woman or women. Controlled is defined as exercising the power to make policy decisions. Operated is defined as actively involved in the day-to-day management.

4. **LABOR SURPLUS AREA.** A geographical area which at the time of award is either a section of concentrated unemployment or underemployment, a persistent labor

surplus area, or a substantial labor surplus area, as defined in this paragraph.

(a) Section of concentrated unemployment or underemployment means appropriate sections of States or labor areas so classified by the Secretary of Labor.

(b) Persistent labor surplus area means an area which is classified by the Department of Labor as an area of substantial and persistent labor surplus (also called Area of Substantial and Persistent Unemployment) and is listed as such by that Department in conjunction with its publication *Area Trends in Employment and Unemployment*.

(c) Substantial labor surplus area means an area which is classified by the Department of Labor as an area of substantial labor surplus (also called Area of Substantial Unemployment) and which is listed as such by that Department in conjunction with its publication *Area Trends in Employment and Unemployment*.

5. **LABOR SURPLUS AREA CONCERN.** A firm which will perform or cause to be performed a substantial proportion of a contract in a labor surplus area.

6. **EDUCATIONAL OR OTHER NONPROFIT ORGANIZATION.** Any corporation, foundation, trust, or other institution operated for scientific or educational purposes, not organized for profit, no part of the net earnings of which inures to the profit of any private shareholder or individual.

CHECK AS MANY OF THE FOLLOWING BLOCKS AS ARE APPLICABLE TO THE ENTITY SUBMITTING THIS OFFER

(X) CHECK	TYPE OF BUSINESS	(X) CHECK	TYPE OF BUSINESS
☐	LABOR SURPLUS AREA	☐	WOMAN-OWNED BUSINESS
☐	SMALL BUSINESS	☐	EDUCATIONAL OR OTHER NON-PROFIT ORGANIZATION
☐	MINORITY BUSINESS ENTERPRISE (MBE)	☒	NONE OF THE ABOVE APPLY TO THIS ENTITY

PRINTED NAME AND TITLE

COMPANY REPRESENTATIVE

LEON F. KELLY

SIGNATURE

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BOOK

FORM 7319-C

ERRATA SHEET

2. MINORITY BUSINESS ENTERPRISE. A minority business enterprise is a concern of which at least 51 per centum is owned by, and of which the management and daily business operations are controlled by, one or more members of a minority group. (For the purpose of this definition, minority group members are U. S. citizens who are Black Americans, Hispanic Americans, Native Americans or Asian-Pacific Americans. The term "Native Americans" means American Indians, Eskimos, Aleuts or Native Hawaiians. "Asian-Pacific Americans" means those whose origins are from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U. S. Trust Territories of the Pacific. North Marianas, Laos, Cambodia or Taiwan).

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
DOCUMENT WAS FILED

1992 JUN 22 AM 11: 58

Thomas G. Snowden, Jr.
JUDGE OF PROBATE