



Reply to: Argon ST
12701 Fair Lakes Circle
Fairfax, VA 22033
Fax: 703-322-0885

SUBCONTRACTOR ANNUAL COMPLIANCE CERTIFICATION

Supplier will complete all sections of this 2012 Certification. Failure to furnish the following certifications may be cause for rejection of Suppliers' bid(s) or Proposal(s) as non-responsive.

Argon ST Vendor Number _____ Federal Tax ID Number _____
Supplier Name _____
Manufacturing Site Address _____
City _____ State _____ Zip _____
E-mail Address _____
Name of Argon ST Buyer (if known) _____

I. FOR COMPANIES OUTSIDE THE UNITED STATES

Check box if the company is located OUTSIDE the United States
FOR COMPANIES INSIDE THE UNITED STATES, COMPLETE THE ENTIRE DOCUMENT

II. BUSINESS REGISTRATION CERTIFICATION

Is the supplier incorporated or organized in the United States? Yes No
If No, identify the country of incorporation _____

III. PREFERENCE FOR DOMESTIC SPECIALTY METALS (REF: DFARS 252.225-7014 INCLUDING ALTERNATE I)

For any subcontract award containing the above clause, the Supplier certifies that any specialty metals incorporated in articles delivered under any subcontract from Argon ST shall be melted in the United States or its outlying areas unless the specialty metals were melted in a qualifying country or incorporated in an article manufactured in a qualifying country in accordance with the above clause.

IV. BUSINESS CERTIFICATIONS

For additional information, contact your local Small Business Administration (SBA) District Office or www.sba.gov.

- A. Foreign Owned Concern
B. Large Business Concern
C. SBA Certified Small Disadvantaged Business Concern
D. SBA Certified Woman-Owned Small Disadvantaged Business Concern
E. Woman-Owned Small Disadvantaged Business Concern
F. Small Disadvantaged Business Concern
G. Hub Zone - Small Business Concern
H. Hub Zone - Small Disadvantaged Business Concern
J. Hub Zone - Woman-Owned Small Business Concern
K. Hub Zone - Small Disadvantaged Woman-Owned Business Concern
L. Service Disabled Veteran
M. Government Agency
O. Historically Black College, University or Other Minority Institution
P. Hub Zone - SBA Certified Small Disadvantaged Business Concern
R. Hub Zone - SBA Certified Small Disadvantaged Woman-Owned Small Business Concern



- S. Small Business Concern
- T. Hub Zone - Service Disabled Veteran Business Concern
- U. Veteran Owned Small Business
- V. Non-Profit Organization
- Y. Woman-Owned Small Business Concern
- Z. Hub Zone - Veteran-Owned Small Business Concern
- AA. Service Disabled Veteran Small Business Disadvantaged Business
- AB. Service-Disabled Veteran SBA Certified Small Disadvantaged Business
- AC. Service-Disabled Veteran Woman-Owned Small Business
- AD. Service-Disabled Veteran Woman-Owned Small Disadvantaged Business
- AE. Service-Disabled Veteran SBA Certified Woman-Owned Small Disadvantaged Business
- AF. Veteran Small Disadvantaged Business
- AG. Veteran SBA Certified Small Disadvantaged Business
- AH. Veteran Woman-Owned Small Business
- AI. Veteran Woman-Owned Small Disadvantaged Business
- AJ. Veteran Woman-Owned SBA Certified Small Disadvantaged Business
- AK. Veteran Hub-Zone Small Business
- AL. Women-Owned Large Business
- AM. Hub Zone Veteran SBA Certified SDB Woman-Owned Small Business
- AN. Hub Zone Veteran SBA Certified SBA Woman-Owned Small Business
- AO. Hub Zone Service Disabled Veteran SDB Woman-Owned Small Business
- AP. Hub Zone Service Disabled Veteran SBA Certified SDB Woman Owned Small Business

NOTE 1 Contact the nearest office of the Small Business Administration if unable to determine your business size. Check one certification which best describes your business or company

NOTE 2 If certified by the U.S. SBA as a HUBZone Small Business attach and return a Copy of the SBA's letter with this certification.

NOTE 3 If a small Disadvantaged Business:

- A Identify NAICS Code (first five digits only) that best describes the products/services you would be providing to Argon ST: _____ (Ref: <http://www.sba.gov/regulations/siccodes>)
- B Is self certified as a Small Disadvantaged Business
- C Is certified by the SBA

NOTE: If certified, attach and return a copy of SBA's letter with this certification.

V. FAR 52.222-22 PREVIOUS CONTRACTS AND COMPLIANCE REPORTS (FEB 1999)

The offeror represents that

- A It has, has not participated in a previous contract or subcontract subject to the Equal Opportunity clause of this solicitations.
- B It has, has not filed all required compliance reports; and
- C Representations indicating submission of required compliance reports, signed by proposed subcontractors will be obtained before subcontract awards.

VI. PROHIBITION OF SEGREGATED FACILITIES (FAR 52.221-21)

- A "Segregated facilities," as used in this clause, means any waiting rooms, 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, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex or national origin because of written or oral policies or employee custom. The term does not include separate



or single-user rest rooms or necessary dressing or sleeping areas provided to assure privacy between sexes.

- B The contractor agrees that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and that it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Contractor agrees that a breach of this clause is a violation of the Equal Opportunity clause in the contract.
- C The Contractor shall include this clause in every subcontract and purchase order that is subject to the Equal Opportunity clause of this contract.

VI. FAR 52.209-6 CERTIFICATION REGARDING DEBARMENT, SUSPENSION, PROPOSED DEBARMENT, AND OTHER RESPONSIBILITY MATTERS (JAN 2005)

- 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 a 3-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, or receiving stolen property; and
 - C. Are are not presently indicted for, or otherwise criminally or civilly charged by a government entity with, commission of any of the offenses enumerated in subdivision (a)(1)(i)(B) of this provision.
 - ii The Offeror has has not , within a 3-year period preceding this offer, had one or more contracts terminated for default by any Federal agency.
- 2 "Principals," for the purpose of this certification, means officers; directors; owners; partners; and, persons having primary management or supervisory responsibilities within a business entity (e.g., general manager; plant manager; head of a subsidiary, division, or business segment, and similar positions).

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 section 1001, title 18, United States Code.
- 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 shall 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 Government, the Contracting Officer may terminate the contract resulting from this solicitation for default.



VIII. CERTIFICATION AND DISCLOSURE REGARDING PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS (52.203-11)

As prescribed in 3.808, insert the following provision:

- A The definitions and prohibitions contained in the clause, at FAR 52.203-12, Limitation on Payments to Influence Certain Federal Transactions, included in this solicitation, are hereby incorporated by reference in paragraph (b) of this certification.
- B The offeror, by signing its offer, hereby certifies to the best of his or her knowledge and belief that on or after December 23, 1989 --
 - 1 No Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with the awarding of this contract;
 - 2 If any funds other than Federal appropriated funds (including profit or fee received under a covered Federal transaction) have been paid, or will be paid, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress on his or her behalf in connection with this solicitation, the offeror shall complete and submit, with its offer, OMB standard form LLL, Disclosure of Lobbying Activities, to the Contracting Officer; and
 - 3 He or she will include the language of this certification in all subcontract awards at any tier and require that all recipients of subcontract awards in excess of \$100,000 shall certify and disclose accordingly.
- C Submission of this certification and disclosure is a prerequisite for making or entering into this contract imposed by section 1352, title 31, United States Code. Any person who makes an expenditure prohibited under this provision or who fails to file or amend the disclosure form to be filed or amended by this provision, shall be subject to a civil penalty of not less than \$10,000, and not more than \$100,000, for each such failure.

IX. AFFIRMATIVE ACTION COMPLIANCE (FAR 52.222-25) (APR 1984)

The offeror represents that --

- A It has developed and has on file, has not developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or
- B It has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

X. CERTIFICATION OF TOXIC CHEMICAL RELEASE REPORTING (REF: FAR 52.223-13)

- A By signing this offer, the offeror certifies that --
 - 1 As the owner or operator of facilities that will be used in the performance of this contract that are subject to the filing and reporting requirements described in section 313 of the Emergency Planning and Community Right-to-Know Act of 1986 (EPCRA) (42 U.S.C. 11023) and section 6607 of the Pollution Prevention Act of 1990 (PPA) (42 U.S.C. 13106), the offeror will file and continue to file for such facilities for the life of the contract the Toxic Chemical Release Inventory Form (Form R) as described in sections 313(a) and (g) of EPCRA and section 6607 of PPA; or
 - 2 None of its owned or operated facilities to be used in the performance of this contract is subject to the Form R filing and reporting requirements because each such facility is exempt for at least one of the following reasons: *[Check each block that is applicable.]*
 - The facility does not manufacture, process, or otherwise use any toxic chemicals listed in 40 CFR 372.65;
 - The facility does not have 10 or more full-time employees as specified in section 313(b)(1)(A) of EPCRA, 42 U.S.C. 11023(b)(1)(A);



- The facility does not meet the reporting thresholds of toxic chemicals established under section 313(f) of EPCRA, 42 U.S.C. 11023(f) (including the alternate thresholds at 40 CFR 372.27, provided an appropriate certification form has been filed with EPA);
- The facility does not fall within the following Standard Industrial Classification (SIC) codes or their corresponding North American Industry Classification System sectors:
 - A Major group code 10 (except 1011, 1081, and 1094).
 - B Major group code 12 (except 1241).
 - C Major group codes 20 through 39.
 - D Industry code 4911, 4931, 4939 (limited to facilities that combust coal and/or oil for the purpose of generating power for distribution in commerce).
 - E Industry code 4953 (limited to facilities regulated under the Resource Conservation and Recovery Act, Subtitle C (42 U.S.C. 6921, *et seq.*)), or 5169, 5171, 7389 (limited to facilities primarily engaged in solvent recovery services on a contract or fee basis); or
- The facility is not located within any State of the United States or its outlying areas.

For period beginning on the date below and concluding on December 31, 2012

Signed by the Certifying Officer _____ **Date** _____
Printed Name of Certifying Official _____ **Title** _____
Telephone Number _____
Fax Number _____
E-mail Address _____

FORM INSTRUCTIONS

Argon St will rely on this executed Subcontractor Annual Compliance certification when considering suppliers for award of a purchase order or subcontract and will require all its suppliers to certify as to its continued accuracy on an annual basis. Failure to provide an up to date certification can prevent the release of purchase orders or subcontracts to your firm.

Please review each section, ensure the applicable blocks are checked, and that the information provided on the form is correct.

All blanks (i.e. Firm Name, address, 9-digit ZIP code, etc.) on the first page and the signatures on the last page must be completed with appropriate date. You may ignore the Argon ST vendor number box, the Argon Buyer or Subcontract Administrator will complete this block. An Original or Official Electronic Signature may be used to execute this form: The electronic signature must be: (1) unique to the person using it; (2) capable of verification; and (3) under the sole control of the individual using it.

If this submittal is by a central or corporate office and intended to cover other operating elements /sites with which Argon ST does business, those operating elements/sites must be identified

Please submit one copy of the completed Subcontractor Annual Compliance Certification Form and applicable attachments via one of the available options indicated on the top right corner, "Reply to" on page 1 within 10 days of receipt or request by fax or e-mail.