

## ADDENDUM 52.212-2

FAR provision 52.212-2 (NOV 2021) is hereby replaced in its entirety

### **Basis for Contract Award – Evaluation of Quotations-Simplified Acquisition Procedures**

(a) In accordance with FAR 13.106, the Government will award a contract resulting from this solicitation to the responsible quoter whose quote conforming to the solicitation will be most advantageous to the Government, price and other factors considered. The following factors shall be used to evaluate quotes:

(i) Price

(b) A quotation is not an offer and, consequently, cannot be accepted by the Government to form a binding contract. Therefore, issuance by the Government of an order in response to a supplier's quotation does not establish a contract. A written notice of award or purchase order, mailed or otherwise furnished to the successful quoter is an offer by the Government to the supplier to buy certain supplies or services upon specified terms and conditions. A contract is established when the supplier accepts the offer.

### **Quote Evaluation: The evaluation process will be accomplished as follows:**

**A. General:** We will award a contract to the responsible quoter who represents the best value to the Government on the basis of its (1) quote.

### **B. Quote**

**1. General:** We will determine the merits of your quote on the basis of (a) its acceptability and (b) its quoted price.

**(a) Acceptability:** We will determine the acceptability of your quote on an acceptable or unacceptable basis. We will consider your quote acceptable if it (i) conforms to the material solicitation requirements; (ii) manifests your unconditional assent to the terms of this Request for Quote (RFQ), and (iii) you are a responsible prospective contractor pursuant to FAR 9.104-1. (NOTE: *By submission of a quote, the quoter represents that it unconditionally assents to the terms of this Request for Quote, except for any written express exceptions.*)

(i) Conformance. Material solicitation requirements include those terms affecting quality, quantity, price, or delivery. (ii) Assent. If you (1) take exception to any term of this RFQ, (2) propose any additional terms, or (3) omit material information required by this RFQ then we will consider your quote to be unacceptable and ineligible for contract award.

**(b) Price:** We will evaluate your price for fairness and reasonableness in accordance with FAR 13.106-3(a).