

IFB Title: *Cisco Firewall Support Renewal*
IFB Number: *IFB-SAIC-JCC-001*

INVITATION FOR BIDS

***SCIENCE APPLICATIONS INTERNATIONAL
CORPORATION ON BEHALF OF JUDICIAL COUNCIL
OF CALIFORNIA***

REGARDING:

CISCO FIREWALL SUPPORT RENEWAL

BIDS DUE:

FRIDAY 5/6/16 NO LATER THAN ***12:00*** P.M. PACIFIC TIME

1.0 BACKGROUND INFORMATION

- 1.1 Science Applications International Corporation (SAIC), acting as a buying agent of the Judicial Council of California (JCC), is responsible for the pricing, evaluation (technical and costing), selection and acquisition of new and upgraded Service Area components (e.g., hardware, software, maintenance) to support the in scope JCC environment and operations. SAIC's obligations are limited to procurement of information technology goods and services.
- 1.2 Judicial Council of California. The Judicial Council of California (JCC), chaired by the Chief Justice of California, is the chief policy making agency of the California judicial system. The California Constitution directs the council to improve the administration of justice by surveying judicial business, recommending improvements to the courts, and making recommendations annually to the Governor and the Legislature. The council also adopts rules for court administration, practice, and procedure, and performs other functions prescribed by law. The Judicial Council is the staff agency for the council and assists both the council and its chair in performing their duties.
- 1.3 Website. For additional information about this solicitation, including electronic copies of the solicitation documents, see the California Courts Website located at www.courts.ca.gov/rfps.htm.

2.0 DESCRIPTION OF GOODS

The JBE seeks goods meeting the following specifications:

SEE ATTACHMENT WITH QUANTITIES AND SPECIFICATIONS.

Shipment of replacement parts would go to the following locations:

IFOX/SAIC/JCC
Attn: Linda Huffcutt
11707 Miracle Hills Drive
Omaha, NE 68154

IFOX/SAIC/JCC
Attn: Terry Reese
2005 E Technology Circle
Tempe, AZ 8528454

3.0 TIMELINE FOR THIS IFB

The JBE has developed the following list of key events related to this IFB. All dates are subject to change at the discretion of the JBE.

EVENT	DATE
IFB issued	<i>Monday 4/25/16</i>
Deadline for questions to ray.e.elliott@saic.com and dawn.d.hardwick@saic.com	<i>Friday 4/29/16 at 10:00am PTD</i>
Questions and answers posted	<i>Tuesday 5/3 at 12:00pm PTD</i>
Latest date and time bids may be submitted	<i>Friday 5/6/16 no later than 12:00pm PTD</i>
Bids publicly opened	<i>Monday 5/9/16 at 12:00pm PTD</i>
Notice of Intent to Award (<i>estimate only</i>)	<i>5/9/16</i>
Execution of contract (<i>estimate only</i>)	<i>5/16/16</i>

4.0 IFB ATTACHMENTS

The following attachments are included as part of this IFB:

ATTACHMENT	DESCRIPTION
Attachment with quantities and specifications	S16-102 Cisco Firewall Renewal Details - 12 months
Attachment 1: Administrative Rules Governing IFBs (IT Goods)	These rules govern this solicitation.
Attachment 2: SAIC Purchase Order Terms and Conditions	If selected, the person or entity submitting a bid (“Bidder”) must agree to the terms and conditions per attachment.
Attachment 3: Standard Terms and Conditions	If selected, the person or entity submitting a bid (“Bidder”) must agree to the terms and conditions per attachment. http://www2.courtinfo.ca.gov/termsandconditions2.pdf
Attachment 4: Proposer’s Acceptance of Terms and Conditions	This form needs to be signed by (Bidder) and submitted with bid, The Proposer must indicate acceptance of the Terms and Conditions or identify exceptions to the Terms and Conditions.
Attachment 5: DVBE Declaration	This form needs to be signed by (Bidder) if vendor is participating for the DVEB incentive and submitted with bid
Attachment 6: Small Business Declaration	Complete this form only bidder will claim the small business preference associated with the solicitation

5.0 SUBMISSIONS OF BIDS

- 5.1 Bids should provide straightforward, concise information that satisfies the requirements of the “Bid Contents” section below. Expensive bindings, color displays, and the like are not necessary or desired. Emphasis should be placed on conformity to the IFB’s instructions and requirements, and completeness and clarity of content.
- 5.2 The Bidder must submit its bid in two parts, the non-cost information and the cost information.
- a. The Bidder must submit **one (1) original and (1) copy** of the non-cost information. The original must be signed by an authorized representative of the Bidder. The non-cost information (including all copies thereof) must be submitted to SAIC in a single sealed envelope, separate from the cost information. The Bidder must write the IFB title and number on the outside of the sealed envelope.
 - b. The Bidder must submit **one (1) original and (1) copy** of the cost information. The original must be signed by an authorized representative of the Bidder. The cost information (including all copies thereof) must be submitted to SAIC in a single sealed envelope, separate from the non-cost information. The Bidder must write the IFB title and number on the outside of the sealed envelope.
- 5.3 Bids must be delivered by the date and time listed on the coversheet of this IFB to:
- Science Applications International Corporation
Attn: Dawn Hardwick
151 Lafayette Drive P.O. Box 2501
Oak Ridge, TN 37831
- 5.4 Late bids will not be accepted.
- 5.5 Only written bids will be accepted. Bids must be sent by registered or certified mail, courier service (e.g. FedEx), or delivered by hand. **Bids may not be transmitted by fax or email.**

6.0 BID CONTENTS

- 6.1 Non-Cost Information. The following must be included in the non-cost information. A bid lacking any of the following may be deemed non-responsive.
- a. Bidder’s name, address, telephone and fax numbers, and federal tax identification number. Note that if Bidder is a sole proprietor using his or her social security number, the social security number will be required before finalizing a contract.

- b. Name, title, address, telephone number, and email address of the individual who will act as Bidder's designated representative for purposes of this IFB.
- c. Model number(s), specifications, or other description of the goods Bidder proposes to supply to the JBE, including warranty information.
- d. Acceptance of the Terms and Conditions.
 - i. The Bidder must either indicate acceptance of the Terms and Conditions or clearly identify exceptions to the Terms and Conditions. An "exception" includes any addition, deletion, or other modification.
 - ii. If exceptions are identified, the Bidder must also submit a red-lined version of the Terms and Conditions that clearly tracks proposed changes, and a written explanation or rationale for each exception and/or proposed change.
 - iii. **Note: A material exception to the Terms and Conditions (addition, deletion, or other modification) will render a bid non-responsive.**
- f. Certifications, Attachments, and other requirements
 - i. Bidder must include the following certifications in its bid:

Conflict of Interest: Bidder certifies that it has no interest that would constitute a conflict of interest under California Public Contract Code sections 10365.5, 10410 or 10411; Government Code sections 1090 et seq. or 87100 et seq.; or rule 10.103 or rule 10.104 of the California Rules of Court, which restrict employees and former employees from contracting with judicial branch entities.

Conflict Materials: Bidder certifies that either (i) it is not a scrutinized company as defined in PCC 10490(b), or (ii) the goods or services the Bidder would provide to the JBE are not related to products or services that are the reason the Bidder must comply with Section 13(p) of the Securities Exchange Act of 1934. (Note: PCC 10490(b) defines a "scrutinized company" as "a person that has been found to be in violation of Section 13(p) of the Securities Exchange Act of 1934 by final judgment or settlement entered in a civil or administrative action brought by the Securities and Exchange Commission and the person has not remedied or cured the violation in a manner accepted by the commission on or before final judgment or settlement.")
 - ii. **Sellers Permit:** Bidder must submit with its bid, for itself and each of its affiliates that make sales for delivery into California, a copy of either (a) a California seller's permit issued under Revenue and Taxation Code section

6066 et seq. or (b) a certificate of registration issued under Revenue and Taxation Code section 6226.

- iii. **Good standing:** If (i) Bidder is a corporation, limited liability company, or limited partnership, and (ii) the agreement resulting from this IFB will be performed in California, proof that Bidder is in good standing and qualified to conduct business in California.
- iv. **Competitive Solicitations:** Bidder must agree to comply with certifications required regarding antitrust claims, and as set forth in Attachments 1 and 2. See Gov. Code Sections 4552-4554. [NOTE: must include the language from these Gov. Code sections within the Bid, or in attachments. The language is in Attachment 1, under Section 14 (“Anti-trust Claims”) and in Attachment 2 - the JBCL Appendix regarding **Agreements Resulting from Competitive Solicitations**].
- v. **Recycled Content:** Bidder must certify in writing, under penalty of perjury, the percentage of recycled content in the products, materials, or supplies offered or sold to the JBE. [NOTE: this requirement applies even if the product does not contain recycled material. See Postconsumer Content Certification form at www.calrecycle.ca.gov/buyrecycled/stateagency/Forms/CalRecycle074.pdf]

6.2 Cost Information. The following must be included in the cost information.

- a. The cost per unit for the goods described in the non-cost information.

NOTE: It is unlawful for any person engaged in business within this state to sell or use any article or product as a “loss leader” as defined in Section 17030 of the Business and Professions Code.

7.0 OFFER PERIOD

A Bidder's bid is an irrevocable offer for sixty (60) days following the bid due date. In the event a final contract has not been awarded within this period, the JBE reserves the right to negotiate extensions to this period.

8.0 EVALUATION OF BIDS

The bids will be publicly opened at *the time and place noted in Section 3.0, Timeline for this IFB.*

The JBE will evaluate the bids as described in the Administrative Rules. Award, if made, will be to the lowest responsible bidder meeting specifications.

The JBE may conduct interviews with Bidders to clarify aspects of their bids. The interview process may require a demonstration of equivalence if a brand name is included in the specifications. The interviews may be conducted in person or by phone. If conducted in person, interviews will likely be held at the JBE's offices. The JBE will not reimburse Bidders for any costs incurred in traveling to or from the interview location. The JBE will notify eligible Bidders regarding interview arrangements.

If a contract will be awarded, the JBE will post an intent to award notice at www.courts.ca.gov/rfps.htm.

9.0 CONFIDENTIAL OR PROPRIETARY INFORMATION

One copy of each bid will be retained by the JBE for official files and will become a public record. The Public Contract Code requires that bids be publicly opened and made available for public inspection. Accordingly, Bidder should not include confidential or proprietary information in its bid.

10.0 DISABLED VETERAN BUSINESS ENTERPRISE PARTICIPATION GOALS

Bidders may receive a DVBE incentive if, in the Court's sole determination, Bidder has met all applicable requirements. If Proposer receives the DVBE incentive, the total bid price will be adjusted by 3%. This reduction is for evaluation purposes only and will not affect the contract amount.

DVBE incentive qualification is not mandatory. Failure to qualify for the DVBE incentive will not render a proposal non-responsive.

To receive the DVBE incentive, at least 3% of the contract goods and/or services must be provided by a DVBE performing a commercially useful function. Or, for solicitations of non-IT goods and IT goods and services, Bidder may have an approved Business Utilization Plan ("BUP") on file with the California Department of General Services ("DGS").

Bidders seeking the DVBE incentive must complete the Bidder Declaration and DVBE Declaration (Attachment I) with all materials specified.

Bidder Declaration – Each Bidder seeking the DVBE incentive must complete the Bidder Declaration. Only one (1) Bidder Declaration should be submitted for each proposal.

DVBE Declaration - Each DVBE business that will provide goods and/or services in connection with the contract must submit a DVBE Declaration with the proposal. This includes subcontractors. If Bidder is itself a DVBE, it must complete and sign the DVBE Declaration. If Bidder will use DVBE subcontractors, each DVBE subcontractor must complete and sign a DVBE Declaration. NOTE: The DVBE Declaration is not required if Bidder will qualify for the DVBE incentive using a BUP on file with DGS.

Failure to complete and submit these forms as required will result in Bidder not receiving the DVBE incentive. In addition, the Court may request additional written clarifying information. Failure to provide this information as requested will result in Bidder not receiving the DVBE incentive.

If Bidder receives the DVBE incentive: (i) Bidder will be required to complete a post-contract DVBE certification if DVBE subcontractors are used; (ii) Bidder must use any DVBE subcontractor(s) identified in its proposal unless the Court approves in writing the substitution of another DVBE; and (iii) failure to meet the DVBE commitment set forth in its proposal will constitute a breach of contract

11.0 SMALL BUSINESS PREFERENCE

Small business participation is not mandatory. Failure to qualify for the small business preference will not render a proposal non-responsive.

Eligibility for and application of the small business preference is governed by the JBE's Small Business Preference Procedures for the Procurement of Information Technology Goods and Services. The Bidder will receive a small business preference if, in the JBE's sole determination, the Bidder has met all applicable requirements. If the Bidder receives the small business preference, the score assigned to its proposal will be given a 5% preference consistent with Public Contract Code Section 12012.2(c). If a DVBE incentive is also offered in connection with this solicitation, additional rules regarding the interaction between the small business preference and the DVBE incentive apply.

To receive the small business preference, the Bidder must be either (i) a Department of General Services ("DGS") certified small business or microbusiness performing a commercially useful function, or (ii) a DGS-certified small business nonprofit veteran service agency.

If the Bidder wishes to seek the small business preference, the Bidder must complete and submit with its proposal the Small Business Declaration (Attachment 5). The Bidder must submit with the Small Business Declaration all materials required in the Small Business Declaration.

Failure to complete and submit the Small Business Declaration as required will result in the Bidder not receiving the small business preference. In addition, the JBE may request additional written clarifying information. Failure to provide this information as requested will result in the Bidder not receiving the small business preference.

If the Bidder receives the small business preference, (i) the Bidder will be required to complete a post-contract report; and (ii) failure to meet the small business commitment set forth in its proposal will constitute a breach of contract.

FRAUDULENT MISREPRESENTATION IN CONNECTION WITH THE SMALL BUSINESS PREFERENCE IS UNLAWFUL AND IS PUNISHABLE BY CIVIL PENALTIES. SEE GOVERNMENT CODE SECTION 14842.5.

12.0 PROTESTS

Any protests will be handled in accordance with Chapter 7 of the Judicial Branch Contract Manual (see www.courts.ca.gov/documents/jbcl-manual.pdf). Failure of a Bidder to comply with the protest procedures set forth in that chapter will render a protest inadequate and non-responsive, and will result in rejection of the protest. The deadline for the JBE to receive a solicitation specifications protest is within *24 hours after the bid due date and time*. Protests should be sent to:

Science Applications International Corporation
Attn: Ray Elliot
151 Lafayette Drive P.O. Box 2501
Oak Ridge, TN 37831