**ATTACHMENT D**

**SERVICE PROVIDER’S ACCEPTANCE OF Terms and Conditions**

**Instructions:** Mark the appropriate choice below and sign this attachment.

[ ]  Service Provider accepts Attachment B: Judicial Council Standard Terms and Conditions (“Attachment B”) without exception.

***OR***

[ ]  Service Provider proposes exceptions or modifications to Attachment B. Service Provider must also submit (i) a red-lined version of Attachment B that clearly tracks proposed modifications, and (ii) a written explanation or rationale for each exception or proposed modification.

|  |
| --- |
| BY *(Authorized Signature)* |
|   |
| PRINTED NAME OF PERSON SIGNING  |
|   |
| TITLE of person signing |
|   |

**END OF ATTACHMENT**

**ATTACHMENT E**

**GENERAL CERTIFICATIONS FORM**

Check the box below, if agreed, and sign this attachment. Please note that the Judicial Council will reject a proposal from a Service Provider that does not indicate acceptance of these clauses.

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

**Suspension or Debarment.** Service Provider certifies that neither Service Provider nor any of Service Provider ’s intended subcontractors is on the California Department of General Services’ list of firms and persons that have been suspended or debarred from contracting with the state because of a violation of PCC 10115.10, regarding disabled veteran business enterprises.

**Tax Delinquency.** Service Provider certifies that it is not on either (i) the California Franchise Tax Board’s list of 500 largest state income tax delinquencies, or (ii) the California Department of Tax and Fee Administration’s list of 500 largest delinquent sales and use tax accounts.

**Conflict Minerals.** Service Provider certifies that either (i) it is not a scrutinized company as defined in PCC 10490(b), or (ii) the goods or services the Service Provider would provide to the Judicial Council are not related to products or services that are the reason the Service Provider 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.”)

**Workers’ Compensation.** Labor Code section 3700 in relevant part provides that every employer except the State shall secure the payment of compensation in one or more of the following ways: (i) by being insured against liability to pay compensation by one or more insurers duly authorized to write compensation insurance in this state; or (ii) by securing from the Director of Industrial Relations a certificate of consent to self-insure, which may be given upon furnishing proof satisfactory to the Director of Industrial Relations of ability to self-insure and to pay any compensation that may become due to his employees. Service Provider certifies it is aware of the provisions of section 3700 of the Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and will comply with such provisions before commencing the performance of any work.

[ ]  **Check this box to indicate acceptance of the clauses above.**

|  |
| --- |
| BY *(Authorized Signature)* |
|   |
| PRINTED NAME OF PERSON SIGNING  |
|   |
| TITLE of person signing |
|   |

**END OF ATTACHMENT**

**ATTACHMENT F**

**DARFUR CONTRACTING ACT CERTIFICATION**

Pursuant to Public Contract Code (PCC) section 10478, if a Service Provider currently or within the previous three years has had business activities or other operations outside of the United States, it must either (i) certify that it is not a “scrutinized company” as defined in PCC 10476, or (ii) receive written permission from the Judicial Council to submit a bid.

To submit a bid to the Judicial Council, you must complete **ONLY ONE** of the following three paragraphs. To complete paragraph 1 or 2, simply check the corresponding box. To complete paragraph 3, check the corresponding box **and** complete the certification for paragraph 3.

[ ]  1. We do not currently have, and we have not had within the previous three years, business activities or other operations outside of the United States.

***OR***

[ ]  2. We are a “scrutinized company” as defined in PCC 10476, but we have received written permission from the Judicial Council to submit a bid pursuant to PCC 10477(b). *A copy of the written permission from the Judicial Council is included with our bid.*

***OR***

[ ]  3. We currently have, or we have had within the previous three years, business activities or other operations outside of the United States, but we **certify below** that we are not a “scrutinized company” as defined in PCC 10476.

**CERTIFICATION FOR PARAGRAPH 3:**

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY, that I am duly authorized to legally bind the bidder to the clause in paragraph 3. This certification is made under the laws of the State of California.

|  |  |
| --- | --- |
| COMPANY NAME *(Printed)*  | FEDERAL ID NUMBER  |
|   |   |
| BY *(Authorized Signature)* |
|   |
| PRINTED NAME AND TITLE OF PERSON SIGNING | date executed |
|   |   |
| *Executed in the County of* | *in the State of* |
|   |   |

**END OF ATTACHMENT**

**ATTACHMENT G**

**UNRUH CIVIL RIGHTS ACT AND CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT CERTIFICATION**

Pursuant to Public Contract Code (PCC) section 2010, the following certifications must be provided when (i) submitting a bid or proposal to the Judicial Council of California for a solicitation of goods or services of $100,000 or more, or (ii) entering into or renewing a contract with the Judicial Council of California for the purchase of goods or services of $100,000 or more.

**CERTIFICATIONS:**

1. We are in compliance with the Unruh Civil Rights Act (Section 51 of the Civil Code);

2. We are in compliance with the California Fair Employment and Housing Act (Chapter 7 (commencing with Section 12960) of Part 2.8 of Division 3 of the Title 2 of the Government Code); **and**

3. We do not have any policy against any sovereign nation or peoples recognized by the government of the United States, including, but not limited to, the nation and people of Israel, that is used to discriminate in violation of the Unruh Civil Rights Act (Section 51 of the Civil Code) or the California Fair Employment and Housing Act (Chapter 7 (commencing with Section 12960) of Part 2.8 of Division 3 of Title 2 of the Government Code).

The certifications made in this document are made under penalty of perjury under the laws of the State of California. I, the official named below, certify that I am duly authorized to legally bind the Consultant/bidder/vendor to the certifications made in this document.

|  |  |
| --- | --- |
| COMPANY NAME *(Printed)*  | FEDERAL ID NUMBER  |
|   |   |
| BY *(Authorized Signature)* |
|   |
| PRINTED NAME AND TITLE OF PERSON SIGNING | date executed |
|   |   |
| *Executed in the County of* | *in the State of* |
|   |   |

**END OF ATTACHMENT**