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DARFUR CONTRACTING ACT CERTIFICATION
(Public Contract Code § 10475, et seq.)

Bidder has read and is familiar with the Darfur Contracting Act of 2008 (Pub Contract Code § 10475, et seq.). Pursuant to that Public Contract Code section 10476, Bidder understands that a “scrutinized company” means:

A company in Sudan that is involved in power production activities, mineral extraction activities, oil-related activities, or the production of military equipment, but excludes a company that can demonstrate any of the following:

- Its business operations are conducted under contract directly and exclusively with the regional government of southern Sudan.
- Its business operations are conducted under a license from the Office of Foreign Assets Control or are expressly exempted under federal law from the requirement to be conducted under such a license.
- Its business operations consist of providing goods or services to marginalized populations of Sudan.
- Its business operations exclusively consist of providing goods or services to an internationally recognized peacekeeping force or humanitarian organization.
- Its business operations consist of providing goods or services that are used only to promote health or education.
- Its business operations with the Government of Sudan will be voluntarily suspended for the entire duration of the contract for goods or services for which they have bid on, or submitted a proposal for, a contract with a state agency.
- It has adopted, publicized, and is implementing a formal plan to cease business operations within one year and to refrain from conducting any new business operations.

Bidder must complete **ONLY ONE** of the following paragraphs.

Within the previous three (3) years, Bidder has **not** had business activities or other operations outside of the US.

OR

Within the previous three (3) years, Bidder has had business activities or other operations outside of the US, but is not a “scrutinized company.”

If Bidder has, within the previous three (3) years, had business activities or other operations outside of the US, it does not have to execute this certification if the Bidder obtained permission to bid on a contract with a state agency pursuant to subdivision (b) of Public Contract Code section 10477. **Bidder must submit to Judicial Council with Bidder’s Bid proof of Bidder’s permission to bid pursuant to subdivision (b) of Public Contract Code section 10477.**

If Judicial Council determines that this certification, or any information attached, is false, Judicial Council reserves the right to assess penalties consistent with Public Contract Code section 10479, along with pursuing any remedies available to it at law and equity.

I acknowledge and certify under penalty of perjury that I am duly authorized to legally bind the Bidder to all provisions and items included in this certification, that the contents of this certification are true, and that this certification is made under the laws of the State of California.

Date: _____

Proper Name of Bidder: _____

Signature: _____

Print Name: _____

Title: _____

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