

USAID Economic Resilience Activity (USAID ERA)

Request For Proposals (RFP)

No. RFP-DC-24-0001

Procurement of Hesco Gabions (Level 1 Passive Protection)

Issue Date: January 9, 2024

<u>WARNING</u>: Prospective Offerors who have received this document from a source other than the <u>ERAhoprocurement@dai.com</u> should immediately contact <u>ERAhoprocurement@dai.com</u> and provide their name and mailing address in order that amendments to the RFP or other communications can be sent directly to them. Any prospective Offeror who fails to register their interest assumes complete responsibility in the event that they do not receive communications prior to the closing date. Any amendments to this solicitation will be issued through <u>ERAhoprocurement@dai.com</u>.

DAI conducts business under the strictest ethical standards to assure fairness in competition, reasonable prices and successful performance or delivery of quality goods and equipment. DAI does not tolerate corruption, bribery, collusion or conflicts of interest. Any requests for payment or favors by DAI employees should be reported as soon as possible to ethics@dai.com or by visiting www.dai.ethicspoint.com. Further, any attempts by an offeror or subcontractor to offer inducements to a DAI employee to influence a decision will not be tolerated and will be grounds for disqualification, termination and possible debarment. See provision No. 9 for more details.

1. Synopsis of the RFP

DAI Global, implementer of the USAID Ukraine funded Economic Resilience Activity, invites qualified vendors to submit proposals/bids to supply and deliver 9 kilometers of hesco-style gabions, as outlined below.

1.	RFP No.	RFP-24-DC-0001
2.	Issue Date	Tuesday January 9, 2024
3.	Title	International Procurement of Hesco Gabions (Level 1 Passive Protection)
4.	Issuing Office & Email/Physical Address for Submission of Proposals	USAID Economic Resilience Activity (USAID ERA). Please email questions and quotation submissions to ERAhoprocurement@dai.com.
5.	Deadline for Receipt of Questions	January 15, 2024, no later than 5:30pm, US Eastern Standard Time. Responses will be issued to tender participants via email.
6.	Deadline for Receipt of Proposals.	January 23, 2024, no later than 5:30pm, US Eastern Standard Time.
7.	Point of Contact	ERAhoprocurement@dai.com Please include the RFP number and title in the subject line of all communications.
8.	Anticipated Award Type	The anticipated specific terms and conditions are as follows: A Firm Fixed Price Purchase Order, which is subject to change during the course of negotiations. A Firm Fixed Price Purchase Order is an award for a total firm fixed price, for the provision of specific services, goods, or deliverables and is not adjusted if the actual costs are higher or lower than the fixed price amount. Offerors are expected to include all costs, direct and indirect, into their total proposed price. Issuance of this RFP in no way obligates DAI to award a subcontract or purchase order and offerors will not be reimbursed for any costs associated with the preparation of their bid.
9.	Basis for Award	An award will be made based on the Lowest Price, Technically Acceptable Source Selection process. The award will be issued to the responsible Offeror submitting the lowest evaluated price that meets or exceeds

the acceptability requirements for technical/non-cost factors described in this RFP.
To be considered for award, Offerors must meet the requirements identified in Section 14, "Determination of Responsibility."

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2. Request for Proposal - Goods

10. General Instructions to Offerors	 Proposals are due on January 23, 2024, no later than 5:30pm U.S. Eastern Standard Time. Late offers will be rejected except under extraordinary circumstances at DAI's discretion. Offerors shall submit proposals electronically via email to ERAhoprocurement@dai.com. Please include the RFP number and title of the activity in the subject line of all communications. Offerors shall confirm in writing that the Offeror fully understands that their proposal must be valid for a period of 60 days. Offerors shall sign and date the Price Schedule, in lieu of a formal cover letter. Offerors shall complete Attachment A: Price Schedule template. Value Added Tax (VAT) shall be included on a separate line. These services are eligible for VAT exemption under the DAI prime contract.
11. Questions Regarding the RFP 12. Technical Specifications and Requirements for	Each Offeror is responsible for reading very carefully and understanding fully the terms and conditions of this RFP. All communications regarding this solicitation are to be made solely through the Issuing Office and must be submitted via email or in writing delivered to the Issuing Office no later than the date specified above. All questions received will be compiled and answered in writing and distributed to all interested Offerors. 1. Hesco Gabion Specifications: for use in the passive protection of civilian infrastructure.
Technical Acceptability	Sizes: 3km of MIL3 or equivalent (minimum 1m height and 1m width); and 6 km of MIL8 or equivalent (minimum 1.2m height and 1.2m width) for a total length of 9km; packed in two lots as follows:

Lots	Est. Qty (10m units)	Minimum Length (km)
Lot 1	300	3km
MIL3 (or Min height and width: 1m x 1m)	100	1 km
MIL8 (or Min height and width: 1.2m x 1.2m) 200	2 km
Lot 2	600	6km
MIL3 (or Min height and width: 1m x 1m)	200	2 km
MIL8 (or Min height and width: 1.2m x 1.2m) 400	4 km
Grand Total	900	9km

Required Material: Wire should be at least 5mm for 75mmx75mm weaves (or 4 mm for 50mm x 50 mm weave); lining should be a cloth material that can support sand filling.

Standards: wire materials should meet EN 10218-2, EN10244 standard or international equivalent: baskets must be heavy duty and offerors must provide information on the tensile strength equivalent to HESCO standard.

- 2. Final delivery is required within 28 calendar days contract issuance.
- 3. Delivery Location: Rzeszow, Poland
- 4. Please provide detailed descriptions of the proposed hesco gabions and include graphics/photos.
- 5. In addition to meeting the Technical Specifications listed above, offerors are required to meet or exceed the significant non-cost factors listed below:
- 6. Offeror must possess at least 3 years of experience in provision of relevant goods and services.
- 7. Offeror should possess experience in supply of goods/services with a VAT exemption.
- 8. Offeror must be able to demonstrate ability to meet required delivery timelines through references and documentation.
- 9. Offeror must demonstrate its ability to transport the goods without damage or loss.
- 10. Offeror should provide a list of at least three (3) recent awards of similar scope and duration.

13. Prohibited Technology

Offerors MUST NOT provide any goods and/or services that utilize telecommunications and video surveillance products from the following companies: Huawei Technologies Company, ZTE Corporation, Hytera Communications Corporation, Hangzhou Hikvision Digital Technology

	Company, or Dahua Technology Company, or any subsidiary or affiliate thereof, in compliance with FAR 52.204-25.
14. Determination of Responsibility	 DAI will not enter into any type of agreement with an Offeror prior to ensuring the Offeror's responsibility. When assessing an Offeror's responsibility, the following factors are taken into consideration: 1. Evidence of a Unique Entity ID (SAM) (explained below and instructions contained in the Annex). 2. The source, origin and nationality of the services are not from a Prohibited Country (explained below). 3. Having adequate financial resources to deliver goods or the ability to obtain financial resources. 4. Ability to comply with required or proposed delivery or performance schedules. 5. Have a satisfactory past performance record. 6. Have a satisfactory record of integrity and business ethics. 7. Be qualified and eligible to perform work under applicable laws and regulations.
15. Geographic Code	 Under the authorized geographic code for its contract DAI may only procure goods and services from the following countries: Geographic Code 935: Goods and services from any area or country including the cooperating country, but excluding Prohibited Countries. DAI must verify the source, nationality, and origin, of goods and services and ensure (to the fullest extent possible) that DAI does not procure any services from prohibited countries listed by the Office of Foreign Assets Control (OFAC) as sanctioned countries. The current list of countries under comprehensive sanctions include: Cuba, Iran, North Korea, Sudan, and Syria. DAI is prohibited from facilitating any transaction by a third party if that transaction would be prohibited if performed by DAI. By submitting a proposal in response to this RFP, Offerors confirm that they are not violating the Source and Nationality requirements and that the services comply with the Geographic Code and the exclusions for prohibited countries.
16. Unique Entity ID (SAM)	All U.S. and foreign organizations which receive first-tier subcontracts/ purchase orders with a value of \$30,000 and above are required to obtain a Unique Entity ID (SAM) prior to signing of the agreement.

	For those required to obtain a Unique Entity ID (SAM), you may request Attachment G: Instructions for Obtaining a Unique Entity ID (SAM).
17. Compliance with Terms and Conditions	Offerors shall be aware of the general terms and conditions for an award resulting from this RFP. The selected Offeror shall comply with all Representations and Certifications of Compliance listed in Attachment C.
18. Anti-Corruption and Anti- Bribery Policy and Reporting Responsibilities	DAI conducts business under the strictest ethical standards to assure fairness in competition, reasonable prices and successful performance or delivery of quality goods and equipment. DAI does not tolerate the following acts of corruption:
	 Any requests for a bribe, kickback, facilitation payment or gratuity in the form of payment, gift or special consideration by a DAI employee, Government official, or their representatives, to influence an award or approval decision. Any offer of a bribe, kickback, facilitation payment or gratuity in the form of payment, gift or special consideration by an offeror or subcontractor to influence an award or approval decision. Any fraud, such as misstating or withholding information to benefit the offeror or subcontractor. Any collusion or conflicts of interest in which a DAI employee, consultant, or representative has a business or personal relationship with a principal or owner of the offeror or subcontractor that may appear to unfairly favor the offeror or subcontractor. Subcontractors must also avoid collusion or conflicts of interest in their procurements from vendors. Any such relationship must be disclosed immediately to DAI management for review and appropriate action, including possible exclusion from award. These acts of corruption are not tolerated and may result in serious consequences, including termination of the award and possible suspension and debarment by the U.S. Government, excluding the offeror or subcontractor from participating in future U.S. Government business.

Any attempted or actual corruption should be reported immediately by either the offeror, subcontractor or DAI staff to:

- Toll-free Ethics and Compliance Anonymous Hotline at (U.S.) +1-503-597-4328
- Hotline website www.DAI.ethicspoint.com, or
- Email to Ethics@DAI.com
- USAID's Office of the Inspector General https://oigportal.ains.com/eCasePortal

By signing this proposal, the offeror confirms adherence to this standard and ensures that no attempts shall be made to influence DAI or Government staff through bribes, gratuities, facilitation payments, kickbacks or fraud. The offeror also acknowledges that violation of this policy may result in termination, repayment of funds disallowed by the corrupt actions and possible suspension and debarment by the U.S. Government.

1.1 Attachment A: Price Schedule

Item Number	Item Name	Specifications	Quantity	Unit Price	Total Price
1a	MIL3 or equivalent	1x1x10m hesco-style gabions	300 (or equivalent for minimum length 3km)		
1b	MIL8 or equivalent	1.2x1.2x10 hesco-style gabions	600 (or equivalent for minimum length 6km)		
2	Delivery and fees	Please specify here proposed delivery schedule in days			Please include here total cost of delivery
GRAND TO	\$				

Breakdown by lot:

The above hesco-style gabions should be packaged for delivery in two separate lots, as follows:

Lots	Est. Qty (10m units)	Minimum Length (km)
Lot 1	300	3km
MIL3 (or Min height and width: 1m x 1m)	100	1 km
MIL8 (or Min height and width: 1.2m x 1.2	2m) 200	2 km
Lot 2	600	6km
MIL3 (or Min height and width: 1m x 1m)	200	2 km
MIL8 (or Min height and width: 1.2m x 1.2	2m) 400	4 km
Grand Total	900	9km

Note for the Payment: For each partial payment, and upon acceptance of the delivery of the items, DAI will deduct 5% of the payment amount. This 5% is paid upon final acceptance of all the deliverables and is based upon the vendor delivery before the deadlines for each deliverable agreed upon date in the delivery schedule. The payment is based on the following condition:

0.5% of the total order amount for every day earlier than the agreed upon date multiplied by the number of days of faster delivery. Maximum amount of the last payment will not exceed 5% of the total order amount.

1.2 Attachment B: Proposal Cover Letter

[Firm's	Cover Letter]
Date:	
To: DA	d Global, LLC
	We, the undersigned, provide the attached proposal in accordance RFP-DC-24-0001 dated January 9, 2024. Our attached proposal is for the total price of (figure and in words)
	I certify a validity period ofdays for the prices provided in the attached Price Schedule/Bill of Quantities. Our proposal shall be binding upon us subject to the modifications resulting from any discussions.
	We confirm that we are not providing any goods and/or services that utilize telecommunications and video surveillance products from the following companies: Huawei Technologies Company, ZTE Corporation, Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company, or any subsidiary or affiliate thereof, in compliance with FAR 52.204-25.
	We understand that DAI is not bound to accept any proposal it receives.
	Authorized Signature: Name and Title of Signatory: Name of Firm: Address: Telephone: Email:
	Company Seal/Stamp:

1.3 Attachment C: Representations and Certifications of Compliance

- 1. <u>Federal Excluded Parties List</u> The Bidder Select is not presently debarred, suspended, or determined ineligible for an award of a contract by any Federal agency.
- 2. <u>Executive Compensation Certification</u>- FAR 52.204-10 requires DAI, as prime contractor of U.S. federal government contracts, to report compensation levels of the five most highly compensated subcontractor executives to the Federal Funding Accountability and Transparency Act Sub-Award Report System (FSRS)
- 3. Executive Order on Terrorism Financing- The Contractor is reminded that U.S. Executive Orders and U.S. law prohibits transactions with, and the provision of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of the Contractor/Recipient to ensure compliance with these Executive Orders and laws. Recipients may not engage with, or provide resources or support to, individuals and organizations associated with terrorism. No support or resources may be provided to individuals or entities that appear on the Specially Designated Nationals and Blocked persons List maintained by the US Treasury (online at www.SAM.gov) or the United Nations Security Designation List (online at: http://www.un.org/sc/committees/1267/aq_sanctions_list.shtml). This provision must be included in all subcontracts/sub awards issued under this Contract.
- 4. <u>Trafficking of Persons</u> The Contractor may not traffic in persons (as defined in the Protocol to Prevent, Suppress, and Punish Trafficking of persons, especially Women and Children, supplementing the UN Convention against Transnational Organized Crime), procure commercial sex, and use forced labor during the period of this award.
- Certification and Disclosure Regarding Payment to Influence Certain Federal Transactions The Bidder certifies that it currently is and will remain in compliance with FAR 52.203-11, <u>Certification and Disclosure</u> Regarding Payment to Influence Certain Federal Transactions.
- 6. <u>Organizational Conflict of Interest</u> The Bidder certifies that will comply FAR Part 9.5, Organizational Conflict of Interest. The Bidder certifies that is not aware of any information bearing on the existence of any potential organizational conflict of interest. The Bidder further certifies that if the Bidder becomes aware of information bearing on whether a potential conflict may exist, that Bidder shall immediately provide DAII with a disclosure statement describing this information.
- 7. <u>Business Size and Classification(s)</u> The Bidder certifies that is has accurately and completely identified its business size and classification(s) herein in accordance with the definitions and requirements set forth in FAR Part 19, Small Business Programs.
- 8. <u>Prohibition of Segregated Facilities</u> The Bidder certifies that it is compliant with FAR 52.222-21, Prohibition of Segregated Facilities.
- 9. <u>Equal Opportunity</u> The Bidder certifies that it does not discriminate against any employee or applicant for employment because of age, sex, religion, handicap, race, creed, color or national origin.
- 10. Labor Laws The Bidder certifies that it is in compliance with all labor laws.
- 11. <u>Federal Acquisition Regulation (FAR)</u> The Bidder certifies that it is familiar with the Federal Acquisition Regulation (FAR) and is in not in violation of any certifications required in the applicable clauses of the FAR, including but not limited to certifications regarding lobbying, kickbacks, equal employment opportunity, affirmation action, and payments to influence Federal transactions.
- 12. <u>Employee Compliance</u> The Bidder warrants that it will require all employees, entities and individuals providing services in connection with the performance of an DAI Purchase Order to comply with the provisions of the resulting Purchase Order and with all Federal, State, and local laws and regulations in connection with the work associated therein.

By submitting a proposal, offerors agree to fully comply with the terms and conditions above and all applicable U.S. federal government clauses included herein, and will be asked to sign these Representations and Certifications upon award.

1.4 Attachment D: Detailed Technical Specifications

#	Item Name	Description and Critical Specifications	Photo/Description/Link	Quantity	Delivery, calendar days	Warranty, months
1	MIL3 or equivalent					
2	MIL8 or equivalent					

Technical requirements:

Sizes: 3km of MIL3 or equivalent (minimum 1m height and 1m width); and 6 km of MIL8 or equivalent (minimum 1.2m height and 1.2m width) for a total length of 9km; packed in two lots as follows:

	Est. Qty (10m units)	Minimum Length (km)
Lot 1	300	3km
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Grand Total	900	9km

Required Material: Wire should be at least 5mm for 75mmx75mm weaves (or 4 mm for 50mm x 50 mm weave); lining should be a cloth material that can support sand filling.

Standards: wire materials should meet EN 10218-2, EN10244 standard or international equivalent: baskets must be heavy duty and offerors must provide information on the tensile strength equivalent to HESCO standard.

1.5 Attachment E: Past Performance

#	Project Title	Description of Activities	Client name, location, and telephone	Cost in US\$	Start-End Dates	Completed on schedule (Yes/No)	Completion Letter received (Yes/No)	Type of Agreement, Subcontract, Grant, PO (fixed price, cost reimbursable)
1								
2								
3								

1.6 Attachment F: Proposal Checklist

Have you?

• Submitted your proposal to DAI in a sealed envelope (electronic or mailing) to ERAhoprocurement@dai.com as specified in the General Instructions above?

Does your proposal include the following?

- Signed cover letter (use template in Attachment B)
- Price Schedule
- Proposal of the Product or Service that meets the technical requirements, specified in Attachment A
- Evidence of a Unique Entity ID (SAM)
- Copy of the relevant and valid business license
- Verification/confirmation of source, origin, and nationality that the goods are not from a Prohibited Country (See Geographic Code in No. 7.3 Page No. 8) and not a Prohibited Technology (See in No. 7.2 on Page 8).

Signature

Company Stamp

1.7 Attachment G: Instructions for Obtaining a Unique Entity ID (SAM)

INSTRUCTIONS FOR OBTAINING AN Unique Entity ID (SAM)

Note: There is a Mandatory Requirement for your Organization to Provide an Unique Entity ID (SAM) to DAI

- I. SUBCONTRACTS/PURCHASE ORDERS: All domestic and foreign organizations which receive first-tier subcontracts/ purchase orders with a value of \$30,000 and above are required to obtain an Unique Entity ID (SAM) prior to signing of the agreement. Your organization is exempt from this requirement if the gross income received from all sources in the previous tax year was under \$300,000. Please see the self-certification form attached.
- II. MONETARY GRANTS: All foreign entities receiving first-tier monetary grants (standard, simplified and FOGs) with a value equal to or over \$25,000 and performing work outside the U.S. must obtain an Unique Entity ID (SAM) prior to signing of the grant. All U.S. organizations who are recipients of first-tier monetary grants of any value are required to obtain an Unique Entity ID (SAM); the exemption for under \$25,000 applies to foreign organizations only.

NO SUBCONTRACTS/POs (\$30,000 + above) or MONETARY GRANTS WILL BE SIGNED BY DAI WITHOUT PRIOR RECEIPT OF AN UNIQUE ENTITY ID (SAM).

DAI'S VENDORS, SUBCONTRACTORS & GRANTEES

Note: The determination of a successful offeror/applicant resulting from this RFP/RFQ/RFA is contingent upon the winner providing a Unique Entity ID (SAM)to DAI. Organizations who fail to provide an Unique Entity ID (SAM) will not receive an award and DAI will select an alternate vendor/subcontractor/grantee.

Background:

Summary of Current U.S. Government Requirements - Unique Entity ID (SAM)

Effective April 4, 2022, entities doing business with the federal government will use the Unique Entity Identifier (SAM) created in SAM.gov. The Unique Entity ID (SAM) is a 12-character alphanumeric value managed, granted, and owned by the government. This allows the government to streamline the entity identification and validation process, making it easier and less burdensome for entities to do business with the federal government.

Entities are assigned an identifier during registration or one can be requested at SAM.gov without needing to register. Ernst and Young provides the validation services for the U.S. Government. The information required for getting an Unique Entity ID (SAM) without registration is minimal. It only validates your organization's legal business name and address. It is a verification that your organization is what you say it is.

The Unique Entity ID (SAM) does not expire.

Summary of Previous U.S. Government Requirements – DUNS

The Data Universal Numbering System (DUNS) is a system developed and managed by Dun and Bradstreet that assigns a unique nine-digit identifier to a business entity. It is a common standard world-wide and was previously used by the U.S. Government to assign unique entity identifiers. This system was retired by the U.S. Government on April 4, 2022 and replaced with the Unique Entity Identifier (SAM). After April 4, 2022 the federal government will have no requirements for the DUNS number.

If the entity was registered in SAM.gov (active or inactive registration), an Unique Entity ID (SAM) was assigned and viewable in the entity registration record in SAM.gov prior to the April 4, 2022 transition. The Unique Entity ID (SAM) can be found by signing into SAM.gov and selecting the Entity Management widget in your Workspace or by signing in and searching entity information.

THE PROCESS FOR OBTAINING AN UNIQUE ENTITY ID IS OUTLINED BELOW:

- 1. Have the following information ready to request an Unique Entity ID (SAM)
 - a. Legal Business Name

- b. Physical Address (including ZIP + 4)
- c. SAM.gov account (this is a user account, not actual SAM.gov business registration).

i. As a new user, to get a SAM.gov account, go to www.sam.gov.

- 1. Click "Sign In" on the upper right hand corner.
- 2. Click on "Create a User Account"



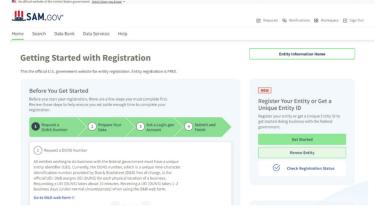
- 3. Choose Account Type:
 - a. Create an Individual User Account to perform tasks such as register/update your entity, create and manage exclusion records or to view FOUO level data for entity records.
 - b. Create a System User Account if you need system-tosystem communication or if performing data transfer from SAM to your government database system. Complete the requested information, and then click "Submit."
- 4. Click "DONE" on the confirmation page. You will receive an email confirming you have created a user account in SAM.
- 5. Click the validation link in the email that contains the activation code within 48 hours to activate your user account. If the email link is not hyperlinked (i.e., underlined or appearing in a different color), please copy the validation link and paste it into the browser address bar. You can now register an entity.

NOTE: Creating a user account does not create a registration in SAM, nor will it update/renew an existing registration in SAM.

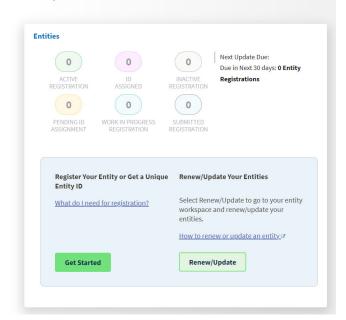
2. Once you have registered as a user, you can get an Unique Entity ID by selecting the "Get Started" button on the SAM.gov home page.

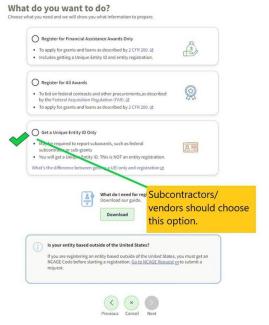


3. Select "Get Started" on the Getting Started with Registration page.



4. Select "Get Unique Entity ID" on the Get Started page. Workspace





Enter Entity Information.



- a. If you previously had a DUN Number, make sure your Legal Business Name and Physical Address are accurate and match the Entity Information, down to capitalization and punctuation, used for DUNS registration.
- 6. When you are ready, select "Next"
- 7. Confirm your company's information.

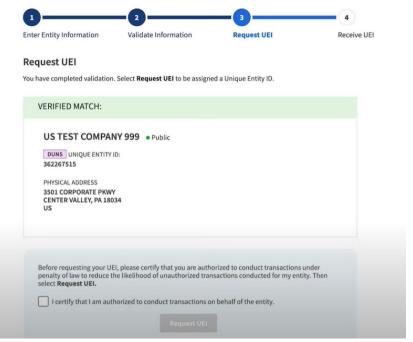


a. On this page you will have the option to restrict the public search of this information. "Allow the selected record to be a public display record." If you uncheck this box, only you and the federal government users will be able to search and view the entity information and entities like DAI will not be able to independently verify that you have an Unique Entity Identifier (SAM).



8. When you are ready, select "Next"

9. Once validation is completed, select "Request UEI" to be assigned an Unique Entity ID (SAM). Before requesting your UEI (SAM), you must certify that you are authorized to conduct transactions under penalty of law to reduce the likelihood of unauthorized transactions conducted for the entity.



10. The Unique Entity ID will be shown on the next page. SAM.gov will send an email confirmation with your Unique Entity ID.



Receive UEI

Congratulations! You have been assigned the following Unique Entity ID.

EH4HG9MLR7Q6

SAM UNIQUE ENTITY ID: EH4HG9MLR7Q6 PHYSICAL ADDRESS 3501 CORPORATE PKWY CENTER VALLEY, PA 18034 US	362267515	
3501 CORPORATE PKWY CENTER VALLEY, PA 18034		
	3501 CORPORATE PKWY CENTER VALLEY, PA 18034	

11. If you need to view the Unique Entity ID from SAM in the future or update the organization's information, sign into SAM.gov and go to "Entity Management" widget.

