

Any contract in excess of \$ 2,000,000 resulting from this solicitation is subject to the requirements of the Cost Accounting Standards Board (CASB) except those contracts for which exemption is authorized by under the Cost Accounting Standards (CAS). The information provided in this notice determines the CAS requirements applicable to any resulting contract resulting from this solicitation.

Those contracts which may be exempt under the provisions of 48 CFR, 9903.201-1 are also exceptions to this statement.

Instructions

1. Offeror must examine Parts A, B, C, D and E of this form and, where necessary, provide the requested information as directed.
2. Sign the form in **Part E**.
3. **Do not use "white-out" on this form. Strike out and initial all corrections.**

PART A

Eligibility for Exemptions from Cost Accounting Standards Requirements

The offeror may be eligible to claim an exemption from CAS requirements. If the offeror claims eligibility for exemption from CAS requirements, the offeror must provide justification for the claimed exemption, if required by Sierra Nevada Corporation. Examine each of the sections below and complete the appropriate section.

☐ **1. Exemption Claimed for Small Business**

The offeror hereby claims exemption from the CAS requirements under the provisions of 48 CFR, 9903.201-1(b)(3). The offeror hereby certifies that it

meets the criteria for being an eligible small business concern as prescribed by the Small Business Administration (13 CFR, Part 121).

☐ **2. Exemption Claimed by a Foreign Government, its Agent or Instrumentality**

The offeror hereby certifies that it claims exemption as a foreign government, as an agent of a foreign government, as an instrumentality of a foreign government.

☐ **3. Exemption Claimed for Prices Set by Law or Regulation**

The offeror hereby certifies the prices quoted have been set by law or regulation and claims exemption from CAS requirements under the provisions of 48 CFR, 9903.201-1(b)(5). The offeror further agrees to support this claim for exemption by completing and submitting the appropriate supporting documentation, as requested by Sierra Nevada Corporation.

☐ **4. Exemption Claimed Based for Commercial Item**

The offeror hereby certifies that the prices quoted are for commercial items as defined in FAR 2.101, and the subcontract is structured as a firm fixed-priced, fixed-priced with economic price adjustment (provided that price adjustment is not based on actual costs incurred), time-and-materials, or labor-hour subcontract. The offeror hereby claims exemption from the CAS requirements under the provisions of 48 CFR, 9903.201-1(b)(6).

The offeror further agrees to support this claim for exemption by completing and submitting the appropriate supporting documentation, as requested by Sierra Nevada Corporation.

☐ **5. Exemption Claimed for Less Than \$7.5Million**

The offeror hereby claims exemption from the CAS requirements under the provisions of 48 CFR, 9903.201-1(b)(7), and that at the time of award, the business unit of the subcontractor is not currently performing any CAS-covered contracts or subcontracts valued at \$7.5 million or greater.

☐ **6. Exemption Claimed for NATO PHM Ship Program**

The offeror hereby claims exemption from the CAS requirements under the provisions of 48 CFR, 9903.201-1(b)(13), based on subcontracts under the NATO PHM Ship program to be performed outside the United States by a foreign concern.

☐ **7. Partial Exemption for Foreign Concerns.** The offeror claims a partial exemption from CAS requirements on the basis that they are a foreign legal entity. If the subcontractor is a foreign legal entity, it shall provide SNC with all requested evidence that the subcontractor is organized under the laws of a country other than the United States. If the subcontractor claims this exemption, it must still comply with CAS 401 and 402.

PART B

Disclosure Statement of Cost Accounting Practices and Certification

Any offeror submitting a proposal that, if accepted, will result in a contract subject to the requirements of the Cost Accounting Standards Board (CASB) must submit, must have already submitted, or must be exempt from submitting the Disclosure Statement required by Board regulation as a condition of contracting. The Disclosure Statement discloses the practices used in pricing the submitted proposal. The Disclosure Statement must be on form number CASB DS-1 or CASB DS-2, as appropriate. Forms may be obtained from the cognizant Administrative Contracting Officer (ACO).

Caution: A practice disclosed in a Disclosure Statement will not, by virtue of such disclosure, be deemed to be a proper, approved, or agree-to practice for pricing proposals (Continued on page 3.) or accumulating and reporting contract performance cost data. Examine each of the sections below and complete the section appropriate to the submitted proposal.

☐ **1. Certificate of Concurrent Submission of Disclosure Statement**

(Check only if concurrently submitting a Disclosure Statement as part of the proposal.)

If this box is checked, you must provide the appropriate information as required below. The offeror hereby certifies that, as a part of the offer, copies of the Disclosure Statement have been submitted as follows:

1. An original and one copy to the cognizant ACO or cognizant Federal Agency official authorized to act in that capacity
2. One copy to the cognizant contract auditor. The offeror further certifies that practices used in estimating costs in pricing this proposal are consistent with the cost accounting practices disclosed in this Disclosure Statement.

Date of Disclosure Statement:

Name and address of cognizant ACO or Federal Official where Disclosure Statement filed:

☐ **2. Certificate of Previously Submitted Disclosure Statement** (Check only if a Disclosure Statement has previously been submitted.)

If this box is checked, you must provide the appropriate information as required below. The offeror hereby certifies that a Disclosure Statement was previously filed as follows:

Date of previously filed Disclosure Statement:	
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Name and address of cognizant ACO or Federal official where Disclosure Statement previously filed:

The offeror further certifies that the practices used in estimating costs in pricing this proposal are consistent with the cost accounting practices disclosed in the applicable Disclosure Statement.

☐ **3. Certificate of Monetary Exemption from the Disclosure Statement Requirement** (Check only if claiming a monetary exemption from the Disclosure Statement requirement.)

Note: This exemption does not apply if the contract resulting from this proposal exceeds \$50,000,000.

The offeror hereby certifies that in the cost accounting period immediately preceding the period in which this proposal is submitted, the offeror, together with all divisions, subsidiaries, and affiliates under common control, did not receive net awards of negotiated prime contracts and subcontracts subject to CAS totaling \$50,000,000 or more in the cost accounting period immediately preceding the period in which this proposal was submitted. The offeror further certifies that if such status changes before an award resulting from this proposal, the offeror will immediately advise

Sierra Nevada Corporation and the cognizant contracting officer or ACO.

☐ **4. Certificate of interim Exemption from the Disclosure Statement Requirement** (Check only if claiming an interim exemption from the Disclosure Statement requirement.)

Note: Offerors currently required to disclose because they were awarded a CAS-covered prime contract or subcontract of \$50,000,000 or more in the current cost accounting period may not claim this exemption. In addition, this exemption applies only in connection with proposals submitted before expiration of the 90 day period following the cost accounting period in which the monetary exemption was exceeded.

The offeror hereby certifies that the offeror first exceeded the monetary exemption for disclosure, as described in paragraph 3 of this Part B, in the cost accounting period immediately preceding the period in which this offer was submitted and, in accordance with 48 CFR 9903.202-1, the offeror is not yet required to submit a Disclosure Statement. The offeror further certifies that if an award resulting from this proposal has not been made within 90 days, the offeror will immediately submit a revised certification to Sierra Nevada Corporation and the cognizant contracting officer as described in paragraph 1 or paragraph 2 of this Part B.

Part C

☐ **1. Eligibility for Modified Cost Accounting Standards Coverage** (Check only if claiming eligibility for modified CAS coverage of any contract resulting from this proposal.)

Note: The offeror may not claim eligibility for modified CAS coverage if the proposal is expected to result in the award of a CAS-covered contract of \$50,000,000 or more. In addition, the offeror may not claim eligibility for modified CAS coverage if, during its current cost accounting period, the offeror has been awarded a single CAS-covered prime contract or subcontract of \$50,000,000 or more. The offeror may be eligible to use the modified of 48 CFR, 9903.201-2(b) and FAR 30.201-2(b) and may elect to claim this eligibility. If the offeror is eligible for modified CAS coverage, the resulting contract is subject to the Disclosure and Consistency of Cost Accounting Practices clause (FAR 52.230-3) in lieu of the Cost Accounting Standards clause (FAR 52-230-2).

The offeror hereby claims an exemption from the Cost Accounting Standards clause under the provisions of 48 CFR, 9903.201-2(b).

The offeror hereby certifies that it is eligible for use of the Disclosure and Consistency of Cost Accounting Practices clause for the following reasons:

During the cost accounting period immediately preceding the period in which this proposal was submitted, the offeror received less than \$50,000,000 in awards of CAS-covered prime contracts and subcontracts. The offeror further certifies that if such status changes before an award resulting from the proposal, it will immediately advise Sierra Nevada Corporation and the cognizant contracting officer or ACO.

☐ **2. Eligibility for Modified Coverage by an Educational Institution**

Check this box if claiming eligibility for exemption from CAS coverage as an educational institution that will not use Federally Funded Research and Development Center (FFRDC) operated by it to perform the work for this contract.

The offeror hereby certifies that it is an educational institution and is eligible for coverage under FAR 52.230-5, Cost Accounting Standards – Educational Institutions. The offeror further certifies that the work of the resulting contract will not be performed by Federally Funded Research and Development Centers (FFRDCs) operated by the institution.

☐ **3. Eligibility for Modified Coverage by a Foreign Concern**

Check this box if claiming eligibility for exemption from CAS coverage as a foreign concern. The offeror hereby certifies that it is a non-government foreign concern. Any resulting contract must comply with Consistency in Estimating, Accumulating and Reporting Costs, CAS 401, and Consistency in Allocating Costs Incurred for the Same Purpose, CAS 402.

Part D

Additional Cost Accounting Standards Applicable to Existing Contracts

The offeror must indicate if the award of a contract resulting from this proposal will, in accordance with paragraph (a)(3) of the Cost Accounting Standards Clause, require a change in established cost accounting practices affecting existing contracts and subcontracts.

Yes (Explain change below): ☐

No: ☐

Note: If the offeror checks "Yes" above and is awarded the contract resulting from this proposal, the offeror will be required to comply with the requirements of paragraphs (a)(i), (b), and (c) of the Administration of Cost Accounting Standards clause.

Part E

Authorized Signature

The offeror must provide the following information, including the authorized signature. By signing below, the offeror certifies that the information provided on the form is correct.

Signature:	
Company:	
Print Name:	
Title:	
Date:	
RFQ/RFP Number:	