

**DOMESTIC COMMODITY INVITATION  
DESCRIPTION – 12-3J14-19-B-0395  
BID INVITATION NUMBER – 2000006132**

**TENDERING TEXT**

\*\*\*\*\***IMPORTANT SOLICITATION DETAILS**\*\*\*\*\*

- **This invitation for bids is part of the Food Purchase and Distribution Program under the authority of the Commodity Credit Corporation (CCC), with the purpose to assist farmers in response to trade damage from unjustified retaliation. Funding for this purchase is under Section 5 of the CCC Charter Act. Bids are due by 1:00 PM CT on May 22, 2019 and acceptances will be announced by 5:00 PM CT on May 24, 2019. Deliveries are to be made between July 1, 2019 and September 30, 2019.**
- **In accordance with Federal Acquisition Regulation (FAR) 52.203-2 (as found in SAM.gov representations and certifications) offerors have certified that the prices in their offer have been arrived at “independently, without, for the purpose of restricting competition, any consultation, communication, or agreement with any other offeror or competitor.” In accordance with procedures outlined in FAR 3.301, suspicion of collusive activities shall result in a rejection of the offeror(s) by the contracting officer. As such, contracting personnel are an important potential source of investigative leads for antitrust enforcement; USDA/AMS is required by 41 U.S.C. 3707 and 10 U.S.C. 2305(b)(9) to report any bids or proposals that evidence a violation of the antitrust laws.**
- **AMS Master Solicitation for Commodity Procurement – Domestic Programs has been updated effective March 25, 2019. Please review updates as outlined beginning on page 2 of the document.**
- **Contract clauses and solicitation provisions are found in the Master Solicitation (MSCP).**
- **Seals on Transportation Conveyances are found in the MSCP, 4A52.247-1.**
- **Liquidated Damages for late deliveries are found in the MSCP, 52.211-11.**
- **Variation in Quantity can be found in the MSCP, 52.211-16.**
- **Commodity specifications and packaging requirements are found in the Commodity Requirements Document (CRD) DNAC5.**
- **All products must meet commercial labeling requirements as described in Part 1 Section 1.1 G. Regulatory Requirements of the Commodity Requirements Document.**

\*\*\*\*\*

1. Solicitation Number: **12-3J14-19-B-0395**
2. Solicitation Issue Date: May 13, 2019
3. Issued and Administered By:  
USDA-Agricultural Marketing Service  
Commodity Procurement  
Beacon Facility- Mail Stop 8718  
P.O. Box 419205  
Kansas City, MO 64141-6205
4. Method of Solicitation: Sealed Bidding/Invitation for Bid
5. Offer due Date/Local Time: May 22, 2019 1:00 P.M. CT
6. Award Notification Date: By May 24, 2019 5:00 P.M. CT
7. Public Release of Award Date: By May 27, 2019 5:00 P.M. CT

8. Solicitation Information Contact:

Name: Jenny Babiuch  
Telephone Number: 816-823-1145  
E-mail: [jenny.babiuch@ams.usda.gov](mailto:jenny.babiuch@ams.usda.gov)

9. This Acquisition is:

Unrestricted

/  Set-Aside for:

**Small Business:** Any small business concern proposing to furnish a product that it did not itself manufacture must furnish the product of a small business manufacturer.

**Service Disabled Veteran Owned Business:** Written justification and approvals may be requested in writing to the point of contact listed in section I. 8. Any small business concern proposing to furnish a product that it did not itself manufacture must furnish the product of a small business manufacturer.

**NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE**

If specified in the solicitation, certain quantities are set aside exclusively for small business firms under the Small Business Act (15 U.S.C. 631, et seq.). Bids received for these set-aside quantities from firms who are not small business concerns will not be considered. In the event the Government is unsuccessful in contracting with an eligible small business concern(s) for the set-aside quantities, the Government may award the quantities to other than small business concerns. The contracting reserves the right to utilize Federal Acquisition Regulation Part 19.507 Automatic dissolution of a small business set-aside.

Offers received for these set-aside quantities from firms who are not eligible business concerns will not be considered. See 4K52.226-0001.

NAICS Code 311513 Cheese Manufacturing Size Standard: 1,250 employees

10. Internet Address: <http://www.ams.usda.gov/selling-food/solicitations>

11. Delivery Type: F.O.B. Destination (unless otherwise specified in the delivery order competition)

12. Payment will be made by and submit invoices to:

Contractor shall submit invoices and attachments in the Web-Based Supply Chain Management (WBSCM) system.

13. Contract Type:

Firm Fixed Price

14. Schedule of Supplies: See WBSCM bid invitation

15. Accounting and Appropriation Data: *TAS::unknown*

The commodities procured under this solicitation are currently for the following program(s):

Section of Public Law Program Name

CCC/5d-Contingency- The Emergency Food Assistance Program

/ 32/6E The National School Lunch Program

/ 32/6E Child and Adult Care Feeding Programs

/ 32/6E Summer Food Service Program

/ 311 Nutrition Services Incentive Program

/ 4A Food Distribution Program on Indian Reservations

/ 17 Commodity Supplemental Food Program

/ 104 The Emergency Food Assistance Program

16. USDA Contracting Officer

(a.) UNITED STATES OF AMERICA /S/ Jeffrey F. Jackson