

852.209-70.ORGANIZATIONAL CONFLICTS OF INTEREST (JAN 2008)

All healthcare contracts require response to the following provision as prescribed in VAAR 809.507-1(b). Please use the form in APPENDIX A to provide response.

852.209-70.ORGANIZATIONAL CONFLICTS OF INTEREST (JAN 2008)

(a) It is in the best interest of the Government to avoid situations which might create an organizational conflict of interest or where the offeror's performance of work under the contract may provide the contractor with an unfair competitive advantage. The term "organizational conflict of interest" means that because of other activities or relationships with other persons, a person is unable to render impartial assistance or advice to the Government, or the person's objectivity in performing the contract work is or might be otherwise impaired, or the person has an unfair competitive advantage.

(b) The offeror shall provide a statement with its offer which describes, in a concise manner, all relevant facts concerning any past, present, or currently planned interest (financial, contractual, organizational, or otherwise) or actual or potential organizational conflicts of interest relating to the services to be provided under this solicitation. The offeror shall also provide statements with its offer containing the same information for any consultants and subcontractors identified in its proposal and which will provide services under the solicitation. The offeror may also provide relevant facts that show how its organizational and/or management system or other actions would avoid or mitigate any actual or potential organizational conflicts of interest.

(c) Based on this information and any other information solicited or obtained by the contracting officer, the contracting officer may determine that an organizational conflict of interest exists which would warrant disqualifying the contractor for award of the contract unless the organizational conflict of interest can be mitigated to the contracting officer's satisfaction by negotiating terms and conditions of the contract to that effect. If the conflict of interest cannot be mitigated and if the contracting officer finds that it is in the best interest of the United States to award the contract, the contracting officer shall request a waiver in accordance with [FAR 9.503](#) and 48 CFR 809.503.

(d) Nondisclosure or misrepresentation of actual or potential organizational conflicts of interest at the time of the offer, or arising as a result of a modification to the contract, may result in the termination of the contract at no expense to the Government.

## APPENDIX A

[CONTRACTOR NAME]

[ADDRESS]

SOLICITATION # 36C24518R0176

### CONTRACTOR CONFLICT OF INTEREST CERTIFICATION STATEMENT

All healthcare contracts require an affirmative response to the following provision [852.209-70](#) Organizational Conflicts Of Interest as prescribed in VAAR [809.507-1\(b\)](#). The offeror may also provide relevant facts that show how it's organizational and/or management system or other actions would avoid or mitigate any actual or potential organizational conflicts of interest.

Check each statement that is applicable then certify below:

☐ The individuals listed in the Key Personnel and Temporary Emergency Substitutions section of this solicitation have no past, present, or currently planned interest (either financial, contractual, organizational, or otherwise), actual or potential organizational conflicts of interest relating to the services to be provided to the Veterans Administration Maryland Health Care System under the referenced solicitation.

☐ Any consultants and subcontractors identified in our proposal and which will provide services under the solicitation have no past, present, or currently planned interest (either financial, contractual, organizational, or otherwise), actual or potential organizational conflicts of interest relating to the services to be provided to the Veterans Administration Maryland Health Care System under the referenced solicitation.

And/or:

☐ Included with our proposal is a statement describing in a concise manner, all relevant facts concerning any past, present, or currently planned interest (either financial, contractual, organizational, or otherwise), actual or potential organizational conflicts of interest relating to the services to be provided to the Veterans Administration Maryland Health Care System under the referenced solicitation.

[I] certify that the above statements, including any attachments are complete and accurate to the best of my knowledge and belief.

<b>SIGNATURE OF CERTIFYING OFFICIAL</b>	
<b>PRINT NAME &amp; TITLE</b>	
<b>ORGANIZATION NAME</b>	
<b>DATE</b>	