BUSINESS REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS

Please fill out the following information to the best of your knowledge. Be aware that the Federal Government may impose a penalty against any firm misrepresenting their business size, disadvantaged status, and/or gender for the purpose of obtaining a Subcontract under the provisions of Public Law 99-661 and the Code of Federal Regulations (CFR), Title 13, Part 124 and 125. If a firm misrepresents the status of any concern or person as a small business owned and controlled by a minority or woman-owned business, they shall (1) be punished by the imposition of a fine, imprisonment, or both; (2) be subject to administrative remedies including suspension and disbarment; and (3) be ineligible for participation in programs conducted under the authority of the Small Business Act.

Name of Business Concern: ____________________________

DBA (if applicable): ____________________________
Contractor’s License No.: ____________________________ License Class(es): ____________________________
Company Email: ____________________________ Company Website: ____________________________

Physical Street Address: ____________________________
City: ____________________________ State: ____________________________ Zipcode: ____________________________

Mailing Address (if different from above): ____________________________
City: ____________________________ State: ____________________________ Zipcode: ____________________________

Telephone Number: ( ________ ) ________ Facsimile Number: ( ________ ) ________

NAICS code (specify at least primary code): ____________________________

Description of Product(s)/Service(s): ____________________________

1. Please indicate all those that apply to your company. (Please be sure to provide related responses under Question 2)

☐ Small Business (SB) Concern
Small Business Concern means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is working on Government Contracts. The most common size standards applicable for the construction industry are listed below. Further information regarding size standards can be obtained from www.sba.gov/size.

- 100 employees for all wholesale trade industries
- 500 employees for all manufacturing industries
- $33.5 million (maximum average annual sales) for most general & heavy construction industries
- $14 million (maximum average annual sales) for all special trade contractors (i.e., painting, electrical, roofing)

☐ Small Disadvantaged Business (SDB) Concern*
A small business that is at least 51% owned and controlled by a socially and economically disadvantaged individual or individuals. African Americans, Asian Pacific Americans, Subcontinent Asian Americans, and Native Americans are presumed to qualify. All individuals must have a net worth of less than $750,000, excluding the equity of the business and primary residence. The firm has either received certification as a small disadvantaged business by the Small Business Administration (SBA) or self-certifies that it meets the requirements of a small disadvantaged business.

☐ SBA 8(a) Certification: Entrance Date: ____________ Exit Date: ____________ 8(a) Case #: ____________________________
☐ SBA SDB Certification: Entrance Date: ____________ Exit Date: ____________
☐ Self-Certified SDB

☐ Disadvantaged Business Enterprise (DBE) Concern
A small business that is at least 51% owned and controlled by a socially and economically disadvantaged individual or individuals. The firm has received certification as a disadvantaged business enterprise by the Department of Transportation (DoT).

☐ DoT DBE Certification Date: ____________________________

☐ Woman Owned Small Business (WOSB) Concern
A small business that is at least 51% owned by one or more women. The management and daily operations are controlled by one or more women.

☐ Veteran Owned Small Business (VOSB) Concern
A small business that is at least 51% owned and controlled by one or more veterans. The management and daily operations are controlled by one or more veterans.

☐ Service-Disabled Veteran Owned Small Business (SDVOSB) Concern
A small business that is at least 51% owned by one or more service-disabled veterans. The management and daily operations are controlled by one or more service-disabled veterans.

☐ Historically Underutilized Business Zone (HUBZone) Concern
A small business, whose principle office is located within a HUBZone and 35% of its employees are also located in a HUBZone. The firm has received its certification from the Small Business Administration (SBA).

SBA HUBZone Certification Date: ____________ HUBZone #: ____________________________

☐ Indian Organization or Indian-owned Economic Enterprise
In accordance with FAR clause 52.226-1, an Indian organization is defined as the governing body of any federally recognized Indian tribe, band, group, pueblo, or community, including ANSCA corporations; or an entity established or recognized by such a governing body for the purposes of 25 U.S.C. Chapter 17. An Indian-owned economic enterprise, which is any Indian-owned commercial, industrial, or business activity established or organized for the purposes of profit, provided that Indian ownership is not less than 51% of the enterprise.

☐ Large Business (LB)*
*Optional: If minority owned, including if a Large Business, please specify minority group, as defined on the SDB application:
☐ Black Americans    ☐ Hispanic Americans    ☐ Native Americans    ☐ Asian Pacific Americans    ☐ Subcontinent Asian Americans

2. Please indicate if your firm is registered in the Central Contractor Registration (www.bpn.gov/ccr): ☐ Yes ☐ No ☐ In Process
DUNS #: ____________________________ CAGE #: ____________________________

3. Please indicate your corporate status:
☐ Corporation, S Corp, C Corp ☐ Partnership
☐ LLC ☐ Sole Proprietorship
State of Hawaii General Excise Tax Number: ____________________________ Tax ID Number: ____________________________

Nan Inc
4. Certification regarding debarment, suspension, and proposed debarment.
(Note: To be completed and signed below by an owner or someone who has ownership interest in the company.)

I, ________________________________, hereby certify that I am an owner of or someone who has ownership in ________________________________ (hereafter referred to as “Subcontractor”), and that the following statements are true to the best of my knowledge, information, and belief through my signature below:

A. The Subcontractor certifies, to the best of its knowledge and belief, that:

1. The Subcontractor and/or any of its Principals-
   a. Are □ are not □ presently debarred, suspended, proposed for debarment, or declared ineligible for the award of contracts by any Federal agency;
   b. Have □ have not □ within the past three years, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, state, or local) contract or subcontract; violation of Federal or state antitrust statutes relating to the submission of offers; or commission of embezzlement, theft, forgery, bribery, falsification, tax evasion or destruction of records, making false statements or receiving stolen property; and
   c. Are □ are not □ presently indicted for or otherwise criminally or civilly charged by a governmental entity with, commission of any of the offenses enumerated in subdivision A.1.b. of this provision.
   d. Has □ has not □, within the past three years, relative to tax, labor and employment, environmental, antitrust or consumer protection laws, been convicted of a Federal or state felony (or has any Federal or state felony indictments currently pending against them); had a Federal court judgment in a civil case brought by the United States rendered against them; or had an adverse decision by a Federal administrative law judge, board or commission indicating a willful violation of law.

2. The Subcontractor has □ has not □ within the past three years, had one or more contracts terminated for default by any Federal agency.

3. "Principals," for the purpose of this certification, means officers; directors; owners; partners; and, persons having primary management or supervisory responsibilities within a business entity (e.g., general manager; plant manager; head of subsidiary, division, or business segment, and similar positions.

B. The Subcontractor shall provide immediate written notice to Nan, Inc. if, at any time prior to subcontract award, the Subcontractor learns that its certification was erroneous when submitted or has become erroneous by reasons of changed circumstances.

C. A certification that any of the items in paragraph (A) of this provision exists will not necessarily result in withholding of an award under this solicitation. However, the certification will be considered in connection with a determination of the Subcontractor’s responsibility. Failure of the Subcontractor to furnish a certification or provide such additional information as requested by Nan, Inc. may render the Subcontractor non-responsible.

D. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by paragraph (A) of this provision. The knowledge and information of the Subcontractor is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

E. The certification in paragraph (A) of this provision is a material representation of fact upon which reliance was placed when making award. If it is later determined that the Subcontractor knowingly rendered an erroneous certification, in addition to other remedies available, Nan, Inc. may terminate the subcontract for default.

_________________________________________  ____________________________________________
Signature  Date

** Please return completed form, Attn: SBLO, via fax to (808) 841-8281 or email at sblo@nahawaii.com. **

For Nan, Inc. Office Use Only:

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<th>CCR Registered?</th>
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<th>DSBS Registered?</th>
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<td>☐ No ☐ Yes  (Valid until ____________ )</td>
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Notes: __________________________

Entered by: ______________________ Entry Date: ____________________

Nan Inc