

DARPA SUBCONTRACTOR ORGANIZATIONAL CONFLICT OF INTEREST MITIGATION REQUIREMENT

Definitions:

- **R&D Performer.** An "R&D Performer" is a contractor that is under contract to DARPA to perform specific research and development related to a specific program. This definition includes both prime and subcontractors.
- **SETA Contractor.** "SETA" stands for Scientific, Engineering, and Technical Assistance. The role of a SETA contractor is to provide support to a program, as a technical, management, financial, and/or administrative specialist.
- **Organizational Conflict of Interest.** "Organizational Conflict of Interest" means that, due to other activities or relationships with other persons, a person is rendered unable or potentially unable to provide impartial assistance or advice to the Government, or the person's objectivity in performing the contract work is or might be otherwise impaired, or a person or entity has an unfair competitive advantage, or any combination thereof.

In accordance with FAR 9.503, and without prior approval or a waiver from the DARPA Director, the Subcontractor/Supplier (hereafter "Subcontractor") cannot simultaneously act as a Research and Development (R&D) performer and a SETA Contractor for DARPA programs. Since the attached statement of work may require the Subcontractor to provide Advisory and Assistance Services (A&AS), consulting services, and subject matter expert services, an actual or perceived Organizational Conflict of Interest (OCI) may exist and the Subcontractor may be precluded from performing this DARPA R&D work without a waiver from the DARPA Director.

Subcontractor hereby certifies that it is not currently performing, is not planning to perform, AND has not proposed to perform in the future, SETA Contractor work, A&AS work, or similar work, for any DARPA program as a prime contractor or subcontractor at any tier.

Subcontractor is currently performing, is planning to perform, or has proposed to perform in the future, SETA Contractor work, A&AS work, or similar work, for DARPA programs as a prime contractor or subcontractor at any tier. Subcontractor shall provide the following as part of its proposal to APL:

- A detailed description of the SETA or A&AS work;
- Name of the DARPA office or program sponsoring the work;
- The DARPA prime contract number funding the work;
- An OCI mitigation plan which identifies all potential sources of conflict, a plan to eliminate the conflict whenever possible, and when elimination without endangering the program objectives is not possible, to mitigate the conflict to an acceptable risk level.

CONSENT TO USE OF ELECTRONIC SIGNATURES

BY CHECKING HERE, I AGREE TO THE USE OF ELECTRONIC SIGNATURES AS VALID, LEGALLY BINDING SUBSTITUTES FOR ORIGINAL, HANDWRITTEN SIGNATURES ON THIS DOCUMENT.

Company _____

Name (signature) _____

Name (printed) _____

Title _____ Date of execution _____