subcontractor(s), draw payroll checks and from which operating funds are disbursed
- A listing of any judgments levied against the Bidder or subcontractor(s)
- A listing of all litigation or arbitration proceedings within the last three (3) years, including current litigation or arbitration proceedings, by or against, the Bidder or subcontractor(s)
- Opinions concerning financial statements from a CPA

Bidder understands and will comply: Yes _____ No _____

Discussion (if any):_____

5.2.2 Company Information

The following company information shall be provided:

- A Statement of Experience which includes, at a minimum, company profile and organizational history. Include specific descriptions of the lines of business and proportional volume of gross income attributable to each line (for example, service versus equipment) and the specific number of years in business
- The current organizational structure
- The number of full time employees at the headquarters and in the State of California

Bidder understands and will comply: Yes _____ No _____

Discussion (if any):_____

5.3 Bonds and Other Security Documents

All Bidders must submit <u>one</u> of the following, as described below, with the Final Proposal. The security document must be contained in the sealed *Volume 3* – Pricing Proposal. Final Proposals submitted without one of the following shall be considered non-responsive and the Proposal shall be rejected.

Letter of Certificate of Deposit; **<u>or</u>**
Letter for Irrevocable Letter of Credit; **<u>or</u>**
Certificate of Deposit

NOTE: **Within twenty-one (21) days after notification of contract award (unless submitted with the Proposal), the successful Bidder <u>MUST</u> submit the instrument satisfying the bond requirement in the form of a Certificate of Deposit or Irrevocable Letter of Credit. Failure to submit the required document within twenty-one (21) days may be cause for termination of the contract.**

Because of the potential consequences which might result if the successful Bidder is unable to furnish any of the specified documents, Bidders should take the necessary steps, prior to

submittal of Final Proposals, to ensure that, if awarded the contract, they will be able to comply with these requirements.

The State, upon award of contract, shall notify subcontractors listed in Exhibit #5-4 of their participation in the contract. Notification to the subcontractor by the prime contractor is encouraged immediately after an award by the State. In addition, the State reserves the right to contact subcontractors during the bid evaluation process and prior to contract award in order to verify their participation and solicit any additional information that may be deemed necessary to complete the bid evaluation process.

Bidder understands and will submit one security document as defined in Section 5.3.1 through 5.3.6 : Yes _____ No _____

Discussion (if any):_____

5.3.1 Letter of Certificate of Deposit/Letter for Irrevocable Letter of Credit

The letter, guaranteeing issuance of either a Certificate of Deposit or an Irrevocable Letter of Credit, shall be from a bank doing business in this State and insured by the Federal Deposit Insurance Corporation. The letter shall state that if the Bidder is successful, a Certificate of Deposit or an Irrevocable Letter of Credit, as appropriate, in the amount of 100% of the Bidder's proposal price forDesign, Development and Implementation (DD&I) will be furnished to the State within twenty-one (21) calendar days notification of contract award.

5.3.2 Certificate of Deposit

The Bidder shall furnish to the Deputy Director of the Department of General Services Procurement Division at no cost to the State, a Certificate of Deposit. The Certificate of Deposit shall be a Security Deposit Time Certificate of Deposit from a bank insured by the Federal Deposit Insurance Corporation, in the amount of 100% of the Bidder's proposal price for DD&I, payable to the Department of General Services. The Certificate of Deposit shall be automatically renewable during the contract period and shall remain in effect until the Contractor's satisfactory completion of the contract requirements.

5.4 Corporate Background and Experience (*Mandatory Scorable)*

Corporate Background and Experience is a Mandatory Scorable requirement.
Maximum possible points for Corporate Background and Experience: 60
Refer to Section 9.3.4.2.1 for detailed scoring methodology.

The purpose of the Corporate Background and Experience requirement is to provide the State the ability to verify the claims made in the Proposal by the Bidder, and to ensure that the Bidder has a proven track record of providing the desired services in a satisfactory manner. The Bidder must provide three (3) corporate reference accounts for engagements within the past five (5) years for whom the Bidder has been awarded a contract to implement and maintain a system whose functionality is similar in scope to the requirements of this ITP.

In the context of this ITP, similar in scope means contracts that have provided all facets of the system life cycle for an EBT or EFT project, including planning, design, development,

implementation, operations and maintenance. The Bidder must demonstrate experience with account setup and authorization, card maintenance, training, customer account maintenance, transaction processing, customer service, managing acquirer participation, settlement and