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Holdings, LLC*

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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

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In the Matter of the Request of Dominion Energy Utah for Approval of a Voluntary Resource Decision to Construct an LNG Facility	Docket No. 19-057-13
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# **DOMINION ENERGY UTAH SUPPLY RELIABILITY RESOURCE**

**Request for Proposal  
January 2, 2019**

## **A. PURPOSE AND SCOPE**

1. Questar Gas Company, doing business as Dominion Energy Utah (DEU), a regulated public utility, is soliciting Proposals from qualified Respondents for a resource that will provide natural gas supply to the DEU system in the event of supply disruptions that significantly curtail supplies intended to be delivered to the DEU distribution system. The selected resource decision is subject to Utah Public Service Commission approval.
2. DEU serves over 1 million customers in Utah, Southern Idaho and Southwestern Wyoming. Its demand center, or the primary area of demand for its system, is in the counties along the Wasatch Front in Utah, including Salt Lake County, Utah County, Davis County, Weber County, Cache County, and Box Elder County. The natural gas supplies necessary to satisfy this demand, as well as to serve other parts of the DEU's service territory, come principally from wells located hundreds of miles from the Wasatch Front in areas of eastern Utah, Wyoming and Colorado. Gas produced from wells in these and other locations is either delivered to processing plants (most of which are located in Wyoming) or directly to interstate pipelines. After produced gas has been processed, it is transferred to DEU's distribution system, with other natural gas, via interstate pipelines that are owned and operated by third parties.

As natural gas supplies are moved from the wellhead to processing plants and then through interstate pipelines to DEU's distribution system, there are numerous opportunities for supply disruptions to occur, particularly on cold weather days when the regional and local demand for natural gas is at its highest. Historically, these disruptions occur because of various circumstances, including well "freeze offs," gas processing plant interruptions, power failures, human error, third-party line damage, landslides, earthquakes, line integrity issues and outages, cyber-attacks, and flooding. When these disruptions occur, DEU's ability to provide safe and reliable service to its customers is impacted. Depending on the timing and magnitude of a supply disruption, significant loss of service to customers in DEU's demand center could occur.

3. DEU's engineering and gas supply departments have determined that, given its current gas supply portfolio and growing customer demand, a disruption in supply resources could cause a significant gas shortfall on DEU's system and result in customers losing service. DEU believes that an additional supply reliability resource providing 150,000 Dth/day would help to avoid a loss of service to customers in the event of a significant shortfall.
4. DEU is seeking Proposals for a supply reliability resource that will meet the requirements outlined below. In addition to any responses to this RFP, DEU will be evaluating a potential on-system DEU-owned LNG facility. All Proposals and the LNG facility will be evaluated against the requirements and evaluation criteria set forth below, as well as any other assumptions or other factors that are relevant to those requirements and criteria. For more information about the referenced LNG facility, please see Utah Public Service Commission Docket No. 18-057-03, available at <https://psc.utah.gov/2018/04/24/docket-no-18-057-03/>.

## **B. DEU CONTACT**

All contact with DEU regarding this Request for Proposal (RFP) must be in writing and directed to:

Email: [DEUSupplyReliability@dominionenergy.com](mailto:DEUSupplyReliability@dominionenergy.com)

**C. DUE DATES**

February 1st, 2019 2:00 p.m. MT	<b>Response Letter (Attachment A)</b> The attached Response Letter must be returned indicating that a Proposal will be submitted.
Prior to February 15, 2019 2:00 p.m. MT	<b>RFP Inquiries or Questions</b> Any questions or requests for clarification of any portion of this RFP must be in writing and directed to <a href="mailto:DEUSupplyReliability@dominionenergy.com">DEUSupplyReliability@dominionenergy.com</a> . Responses to inquiries will be made by addendum to all Respondents. <b>IF A RESPONDENT COMMUNICATES WITH ANYONE AT DEU ABOUT THIS RFP, THEY OR THE PARTY THEY REPRESENT MAY BE DISQUALIFIED.</b>
March 1, 2019 2:00 p.m. MT	<b>Proposal Submission</b> Email the Proposal Form (Attachment B) and your proposal to: <a href="mailto:DEUSupplyReliability@dominionenergy.com">DEUSupplyReliability@dominionenergy.com</a> with the subject line of the email as indicated below. Emails identified in this manner will not be opened until the Proposal due date and time.  BID – CONFIDENTIAL – SUPPLY RELIABILITY RESOURCE

**D. SUPPLY RESOURCE REQUIREMENTS****1. Design Requirements:**

Optimal Deliverability – up to 150,000 Dth/day<sup>1</sup>  
 Optimal Inlet Delivery Pressure – 650-720 psig<sup>2</sup>  
 Total Annual Supply Availability – 750,000 – 1,500,000 Dth

**2. Delivery Location:**

DEU will consider any proposed solutions connecting to any location of DEU's demand center as shown in Attachment C. The optimal system benefit as determined by Company modeling will be achieved with a supply reliability resource that provides delivery into the DEU existing high-pressure system with ability to connect to Feeder Line 13, Feeder Line 12, Feeder Line 33, or Feeder Line 21-10. These locations are: 1) between 9200 West 2300 South in Magna, 2) 900 West and 3300 South in Salt Lake City, and 3) 2200 West and 3300 North in North Salt Lake, as indicated on the map included in Attachment D. For Proposals with delivery outside of these locations, additional costs for DEU system reinforcements may be needed to achieve equivalent distribution system impact, and will be considered in the overall Proposal evaluation.

**3. Operational Requirements:**

To be considered, any proposed supply reliability resource must meet the following operational requirements:

- a. Delivery of supply must be available on an as-needed basis with delivery to the demand center shown in Attachment C optimally within 10 minutes and no later than 30 minutes from call. Gas flow up to the full flow rate (150,000 Dth/day or 6,250 Dth/hour) must be continuously available to utilize the total annual supply (750,000 Dth to 1,500,000 Dth).
- b. Gas quality must meet DEU Tariff specifications.

<sup>1</sup> DEU will consider proposed options that will provide less than 150,000 Dth/day of deliverability; however, preference will be given to proposals that meet the full 150,000 Dth/day either on its own or in conjunction with other proposals.

<sup>2</sup> DEU will consider options that provide supply at a lower pressure; however, additional costs for DEU system reinforcements may be needed to achieve equivalent distribution system impact, and will be considered in the overall proposal evaluation.

- c. DEU Gas Control must have the ability to call upon the resource directly, i.e. outside the NAESB nomination cycle.

4. Term:

All proposals must include information regarding the term of service. Preference will be given to proposals that can provide a long-term solution (at least 25 years)

5. In-Service Date:

In addition to the foregoing requirements, the supply reliability resource must be online and able to provide supply by no later than November of 2022.

**E. EVALUATION CRITERIA AND FACTORS**

DEU'S evaluation process is intended to identify a supply reliability option that, taking into account all relevant factors, will allow DEU to provide safe, reliable, and cost-effective service to its customers, and maximize customer benefits. The criteria and factors that will be used to evaluate all Proposals (Proposals), as well as a potential DEU-owned on-system LNG facility will include the following price and non-price factors:

- a. Whether the Proposal will satisfy the Operational and In-Service Requirements set forth above
- b. Total annual customer cost of the Proposal
- c. The long- and short-term impacts of the Proposal, including any operational considerations
- d. Technical, Operational and Financial viability of the Proposal
- e. The impact of the proposed delivery location on DEU's system, including any resulting costs or benefits
- f. Reliability of the Proposal, including but not limited to any operational reliability benefits and design redundancy.
- g. The risks addressed and/or presented by the Proposal
- h. The financial impact on DEU, if any, other than the costs included in subparagraph b above
- i. Other benefits or risks associated with the Proposal
- j. Other factors that may be determined to be relevant

**F. PROPOSAL CONTENT**

The following information must be included with Respondent's Proposal along with contact information for the individual whom DEU can contact for further information regarding the proposal. Failure to submit any of this information may disqualify a Respondent from consideration:

1. Project Details:

All Proposals must include a complete project description and scope. The description and scope should include information such as any pipeline alignments, facility locations, pipe sizing, grade and wall thickness, anticipated maximum allowable operating pressure (MAOP), existing and/or anticipated pipelines or facilities to be utilized, overall proposed facility capacities, and any other relevant Proposal details and resources.

2. Cost:

All Proposals must include the annual cost of the Proposal and the term of the Proposal. If applicable, Proposals shall include any demand, commodity costs and/or volumetric charges as well fuel usage for all contract-based Proposals. Proposals shall also provide detail regarding any capital and/or operating and maintenance charges for facilities-based Proposals. Proposals must also provide the level of contingency included in the cost estimate.

3. Proposal Schedule:

A detailed Proposal schedule must be included with each Proposal. The project schedule shall include a description and roll-up schedule for all major milestones associated with the Proposal. The schedule timeline should include, among any other relevant milestones, design and procurement, property acquisition, all federal, state and local permits required, and construction duration (if applicable). Schedules shall be presented in a Gantt chart format. A Proposal requiring new or future permits should provide, in addition to the anticipated timeframe for obtaining the permits, detail sufficient to demonstrate what efforts have been completed to obtain the permits and what efforts will be undertaken in the future to obtain the permits.

4. Performance History/Experience:

All Proposals should include a complete history of similar projects completed by the Respondent. The history should include details of the completed project, projected timeline, and actual completion timeline. Proposals should also provide a list of key personnel that will be assigned to the project.

5. Additional Details:

Please provide the following additional information as part of the Proposal:

- a. Any additional measures designed to ensure reliability of the Proposal.
- b. Whether the proposed supply will be available to other parties and if so, what percentage will be dedicated to DEU.
- c. The extent to which Respondent is willing to convey to, or share ownership with, DEU. If so, please describe in detail the option(s) Respondent would consider in this regard.
- d. Force majeure terms and conditions that will be included as part of any Proposal or contract anticipated to be part of the Proposal.
- e. Indemnity and hold harmless provisions that will be included as part of any Proposal or contract anticipated to be part of the Proposal.
- f. Certificate of insurance that evidence current coverages and limits.

6. Respondent Diversity Requirements:

DEU has a commitment to the small and diverse business community and requires its suppliers to support this commitment. Submit a completed Supplier Self Certification Form included as Attachment E.

7. Credit Assurances:

The RFP selected resources have the potential to expose DEU and its customers to credit risk in the event a selected Respondent is unable to fulfill its obligations pursuant to the terms of an executed agreement. The credit risk profile is a function of several factors including

- a. Type of Proposal agreement.
- b. Size of supply resource.
- c. Expected in-service date.
- d. Term of underlying contract, and
- e. Creditworthiness of Respondent and Respondent's credit support provider, if applicable.

All Respondents must meet credit requirements as determined by DEU. Respondents must submit detailed credit information as described in Attachment F [Details forthcoming from credit].

**G. OTHER OPTIONAL FACTORS DETERMINED TO BE RELEVANT**

A response to this RFP may include, but is not required to include, a discussion of whether the resource provides an opportunity to extend service to remote, currently unserved, locations; energy resiliency to governmental or other entities or other additional services such as peak-hour transportation or no-notice transportation services. To the extent such information is provided, it should be described in detail. In this regard, please provide a detailed description of any services that may be provided which may offset existing or potential costs that are, or may be incurred by DEU. In addition, include any costs that may be incurred in association with the ability to provide these additional benefits. Also include any impact that providing these additional benefits may have on the ability of the Proposal to meet the primary scope requirements.

## **H. PROPOSAL REQUIREMENTS**

1. Before submitting a Proposal, a Respondent should ascertain all of the work conditions and requirements that can in any way affect the work or cost. Failure to take this precaution will not release the successful Respondent from performing the work.
2. Proposal responses should be as precise as possible. Supporting information expanding upon specific responses may be provided. DEU reserves the right to reject any responses that fail to comply with the stated format.
3. It is the responsibility of Respondent to ensure its Proposal is received by the stated Proposal due date and time. Any Proposal received after that date may be rejected.
4. Any request for an extension to the deadline must be made in writing, submitted 48 hours prior to the Proposal due date, stating the reason for the requested extension. Any extension granted will be solely at the discretion of DEU and will be extended to all Respondents.
5. A Respondent may modify or withdraw a Proposal by written request if the request is received prior to the Proposal due date. Following withdrawal of its Proposal, Respondent may submit a new Proposal, provided it is received by the Proposal due date and time.
6. A Respondent may be disqualified for failure to comply with this RFP if any of the requirements outlined in this RFP are not met to the satisfaction of DEU, as determined in its sole discretion. If Proposals do not comply with these requirements, DEU has the option to deem the Proposal ineligible and eliminate it from further evaluation. Reasons for rejection of a Respondent or its Proposal include, but are not limited to:
  - a. Failure to meet the requirements described in this RFP.
  - b. Failure to demonstrate ability to provide the resource with an in-service date by November 2022.
  - c. Failure to demonstrate that the Respondent has the competence, experience or ability to complete the project in compliance with the above-stated requirements and in-service date.
  - d. Failure to permit or provide disclosure of information contained in or relevant to the Proposal to DEU's agents, contractors, regulators, or non-bidding parties to regulatory proceedings under appropriate confidentiality agreements.
  - e. Any attempt to influence DEU in the evaluation of the Proposals, outside the solicitation process.
  - f. Failure to provide a firm offer through March 31, 2020.
  - g. Failure to disclose the real parties of interest in the submitted Proposal.
  - h. The Respondent, or an affiliate of Respondent, is in current litigation with DEU or has, in writing, threatened litigation against DEU, respecting an amount in dispute in excess of one hundred thousand dollars.
  - i. Failure to clearly specify all cost/pricing terms.
  - j. Proposal presents unacceptable level of development or other risk.
  - k. Failure to provide Attachment F or to demonstrate, to DEU's satisfaction, that Respondent can meet the credit security requirements for the Proposal.
  - l. Failure to submit information required by DEU to evaluate the price and non-price factors described herein.
  - m. Failure to or inability to abide by the applicable safety standards.
  - n. Respondent submits an unacceptable contract structure.
  - o. Collusive bidding or any other anticompetitive behavior or conduct exists.
  - p. Failure of the Respondent's authorized officer to sign the Proposal.
  - q. Any change in regulations or regulatory requirements that make the Respondent's Proposal non-conforming.

## **I. SAFETY AND ENVIRONMENTAL COMPLIANCE (ISNETWORLD)**

DEU utilizes ISNETWORLD to monitor its contractor's safety and compliance and requires contractors to be enrolled in ISNetworld, submit required documentation, and have an approved or conditionally approved grade with DEU prior to any on-site work. A Respondent must affirm in its response that it will comply with these requirements, if applicable.

**J. REVISIONS**

DEU reserves the right to revise the RFP documents prior to the date set for receipt of Proposals. Revisions will be announced by addendum, which becomes part of the RFP. DEU will furnish copies of any addendum to the contact person named on the Proposal Response Letter.

**K. CONFIDENTIALITY**

1. This RFP and the documents contained herein are the property of DEU and are provided solely for the purpose of enabling Respondent to prepare and submit a responsive Proposal.
2. DEU will make reasonable attempts to maintain confidentiality of all confidential information provided as part of Proposals submitted in response to this RFP; provided that DEU may disclose any information provided in response to this RFP to participants in proceeding(s) before the Utah Public Service Commission. Should it do so, DEU will seek protective treatment of confidential information under Utah Admin. Code § R746-1-601 through 606, of any information expressly identified by Respondents as confidential. However, a denial of such treatment shall not prevent DEU from disclosing this RFP to participants in any such proceeding to the extent required to do so. Each Respondent is solely responsible to clearly identify confidential information included in its Proposal. Any information not specifically designated as confidential shall be deemed not to be confidential information. Respondents may not designate the entire Proposal confidential. Except as otherwise provided above, DEU will not share Proposals with any other entities.

**L. DISCLAIMERS**

1. This RFP does not constitute, and should not be interpreted as an offer to contract or a legal contract between DEU and Respondent. The submission of a Proposal to DEU, and subsequent evaluation and decision of that Proposal by DEU, does not constitute any kind of legal contract or provide Respondent with any legal right whatsoever, even if all the required functions and features stated in the RFP are fully met.
2. DEU reserves the right to accept or reject any or all Proposals, to waive any formality or technicality in any Proposal, to enter into discussions and/or negotiations with more than one qualified Respondent at the same time, or to cancel or modify this RFP in whole or in part. DEU shall be under no obligation to explain to any Respondent, whose Proposal is not accepted, the reasons for non-acceptance. By submitting a Proposal, Respondent agrees that you will not seek such explanation. The selected Proposal is subject to approval of the Utah Public Service Commission.
3. Oral instructions or information concerning this RFP provided to Respondent by employees or agents of DEU will not bind DEU nor shall they be deemed to satisfy any requirement of this RFP.
4. Any and all fees, costs or expenses incurred by Respondent in connection with its Proposal or response to this RFP, as well as any interviews, presentations, discussions, or related negotiations will be borne solely by Respondent. All submittals will be the property of DEU.

**M. EQUAL EMPLOYMENT OPPORTUNITY AND AFFIRMATIVE ACTION**

1. DEU intends to comply with all applicable federal and state laws, rules, regulations, and orders of governing authority regarding affirmative action to ensure equal employment opportunity. Because DEU or its affiliates do business with the federal government, and the successful Respondent will do business with DEU, the successful Respondent may have affirmative action obligations related to this RFP that apply to federal contractors and subcontractors.

2. To the extent applicable, the successful Respondent, including its subcontractors and suppliers, shall comply with the requirements of Executive Order 11246, Section 503 of the Rehabilitation Act of 1973, Vietnam Era Veterans Readjustment Assistance Act of 1974, Jobs for Veterans Act, and 41 C.F.R. Part 60, each as amended, together with their implementing rules, regulations, and orders, all of which are incorporated by reference into this RFP.
3. **The successful Respondent shall abide by the requirements of 41 C.F.R. §§ 60-1.4(a), 60-300.5(a), and 60-741.5(a), and the posting requirements of 29 C.F.R. Part 471, Appendix A to Subpart A, if applicable. These regulations prohibit discrimination against qualified individuals based on their status as protected veterans or individuals with disabilities, and prohibit discrimination against all individuals based on their race, color, religion, sex, sexual orientation, gender identity, or national origin. Moreover, these regulations require that covered prime contractors and subcontractors take affirmative action to employ and advance in employment individuals without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, protected veteran status or disability.**

**N. PRIVATE PROPOSAL OPENING**

A private Proposal opening will be held. Proposals will not be disclosed to other Respondents. DEU reserves the right to make an award to a Respondent other than the Respondent submitting the lowest cost. After DEU has made its decision, it will notify all Respondents of that decision. DEU anticipates that notice will be provided prior to April 1, 2019. Awarded Proposal(s) will be subject to acceptance through March 31, 2020.

**O. RESPONDENT CONFERENCE**

A Respondent conference will be held on January 14, 2019 for all interested parties. As part of this conference the scope of the RFP will be reviewed in detail and any questions may be answered. Please contact [DEUSupplyReliability@dominionenergy.com](mailto:DEUSupplyReliability@dominionenergy.com) if you are interested in attending the conference.



**ATTACHMENT A  
RESPONSE LETTER**

**IMPORTANT: This letter must be returned by email no later than February 1st, 2019.**

Questar Gas Company dba Dominion Energy Utah  
**EMAIL:** [DEUSupplyReliability@dominionenergy.com](mailto:DEUSupplyReliability@dominionenergy.com)

***Re: REQUEST FOR PROPOSAL ISSUED BY DOMINION ENERGY UTAH***

**PROJECT: SUPPLY RELIABILITY RESOURCE**

☐ Proposal WILL be submitted

**NOTE:** The person named below will be the point-of-contact throughout this RFP process. Multiple email addresses may be included.

SUPPLIER: \_\_\_\_\_

DESIGNATED REPRESENTATIVE: \_\_\_\_\_

SIGNED: By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

TELEPHONE: \_\_\_\_\_

EMAIL: \_\_\_\_\_

## ATTACHMENT B PROPOSAL FORM

### DOMINION ENERGY UTAH SUPPLY RELIABILITY RESOURCE

Questar Gas Company dba Dominion Energy Utah

EMAIL: [DEUSupplyReliability@dominionenergy.com](mailto:DEUSupplyReliability@dominionenergy.com)

**This completed form must accompany Respondent's Proposal.**

In accordance with the Request for Proposal dated January 2nd, 2019, the undersigned acknowledges the receipt of Addendum \_\_\_\_\_ through \_\_\_\_\_.

#### ATTACHED ARE THE FOLLOWING:

- ☐ Project Detail
- ☐ Cost
- ☐ Project Schedule
- ☐ Performance History/Experience
- ☐ Additional Details
- ☐ Dominion Energy Utah Supplier Diversity – Completed Self Certification form (Attachment E)
- ☐ Credit Information (Attachment F)
- ☐ Optional Proposal Content

Contractor Name: \_\_\_\_\_

Signed: By: \_\_\_\_\_

Name: \_\_\_\_\_

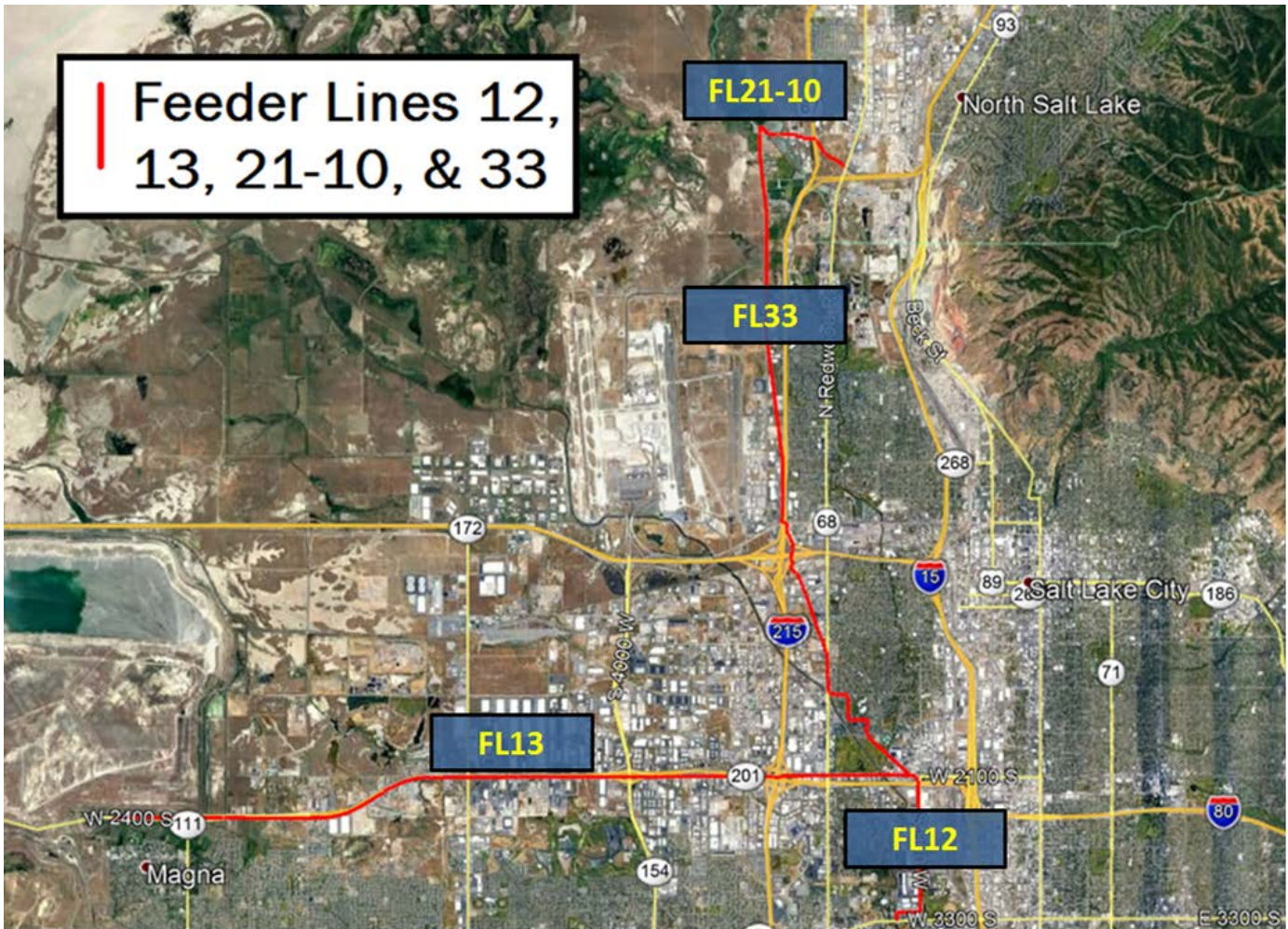
Title: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTACHMENT C**  
**DOMINION ENERGY UTAH DEMAND CENTER**



**ATTACHMENT D**  
**OPTIMAL DELIVERY LOCATIONS**





## ATTACHMENT E

### SUPPLIER SELF-CERTIFICATION FORM Rev 09-01-2014

All information on this form is required. Please print or type clearly. This information is being requested per Federal regulations and is defined in the Federal Acquisition Regulation (FAR). **Return the completed form to: [SupplierDiversity@dominionenergy.com](mailto:SupplierDiversity@dominionenergy.com)**

Supplier Name:		Tax ID:	
Contact Person:		Title:	
Address:			
City:	State:	Zip:	
Phone Number:	Email:		

#### Size and Diversity Designation

*NAICS code required if you are self-certifying as a Small Business*

Primary NAIC Code <sup>1</sup>: \_\_\_\_\_

Small or Large (SELECT ONE) <sup>2</sup>:

☐ Large Business

☐ Small Business

Secondary NAIC Code: \_\_\_\_\_

Location (SELECT ONE):

☐ US-Based

☐ Not US-Based (Location: \_\_\_\_\_)

DIVERSE OWNERSHIP (SELECT ALL THAT APPLY) <sup>3</sup>:

☐ Small Disadvantaged

☐ Minority Owned (also select Ethnicity below)

☐ African American

☐ Asian-Pacific American

☐ Hispanic American

☐ Native American

☐ SubContinent-Asian American

☐ Other Minority

☐ Woman Owned

☐ Service-Disabled Veteran Owned

☐ Veteran Owned

☐ HUBZone Small Business (certified by SBA)

☐ Alaskan Native Corporation

☐ Indian Tribe    ☐ Other \_\_\_\_\_

**3<sup>rd</sup> Party Certification Requirements**

Select any current Certificates that you have with the below organizations or their affiliates and **Return a Copy with this Form**

☐ State/Local Dept of Minority Business Enterprise

☐ Small Business Administration

☐ Minority Supplier Development Council Women's

☐ Business Enterprise National Council

☐ Office of Veteran Affairs

☐ Other \_\_\_\_\_

Supplier certifies that neither Supplier nor any Principals have ever been excluded from doing business with any federally or state funded program and have never been disbarred or suspended from doing business under Executive Order 12549, Debarment and Suspension, or Federal Acquisition regulation.

☐ Have Been Excluded    ☐ Have Not Been Excluded

By checking this box ☐ I represent that I am authorized to certify the information contained in this form on behalf of the company listed below and I do hereby certify on behalf of said company that all of the information provided on this form is true and accurate. I (we) understand that misrepresentation may be cause for removal as a qualified vendor, along with any other penalties allowed by law. Under 15 U.S.C. 645(d), any person who misrepresents its size status shall (1) be punished by a fine, imprisonment, or both; (2) be subject to administrative remedies; and (3) be ineligible for participation in programs conducted under the authority of the Small Business Act. Further, I affirm that the company's employment practices do not discriminate because of age, race, creed, color, sex, national origin, religion, or disability. I also affirm that the company is not currently debarred from bidding by any State or Federal agency and that the company has not been convicted of any violations of the Federal Anti-Kickback Enforcement Act.

Name of Individual Submitting Certification:	
Title:	
Name of Company:	Date:

\_\_\_\_\_ INTERNAL USE ONLY: HUBZone Status have been verified in the System for Award Management (SAM) as of: \_\_\_\_\_

## **ATTACHMENT F**

### **CREDIT INFORMATION**

All respondents to DEU's RFP shall include the following information as part of their response package:

- a. Audited Financial Statements;
- b. Annual Report;
- c. List of Affiliates, Parent Companies, and Subsidiaries;
- d. Publicly Available Information from Credit Reports of Credit and Bond Rating Agencies;
- e. Private Credit Ratings, if obtained by the respondent;
- f. Bank References;
- g. Trade References;
- h. Statement of Legal Composition;
- i. Statement of Length of Time Business has been in Operation;
- j. Most recent filed statements with the Securities and Exchange Commission (or an equivalent authority) or such other publicly available information;
- k. For public entities, the most recent publicly available interim financial statements, with an attestation by its Chief Financial Officer, Controller, or equivalent (CFO) that such statements constitute a true, correct, and fair representation of financial condition prepared in accordance with Generally Accepted Accounting Principles (GAAP) or equivalent;
- l. For non-public entities:
  - i. the most recent available interim financial statements, with an attestation by its CFO that such statements constitute a true, correct, and fair representation of financial condition prepared in accordance with GAAP or equivalent;
  - ii. an existing sworn filing, including the most recent available interim financial statements and annual financial reports filed with the respective regulatory authority, showing the respondent's current financial condition;
- m. Such other information as may be mutually agreed to by the parties;
- n. Such other information as DEU may request for determination of a respondent's creditworthiness.