

APPENDIX A

**NON-COLLUSION AFFIDAVIT**

For  
**SUPPLIER DIVERSITY MANAGEMENT & COMPLIANCE SOFTWARE SOLUTION**  
at the  
**Service Center**  
**Pittsburgh, Pennsylvania**

State of \_\_\_\_\_ :  
County of \_\_\_\_\_ : S.S.

1. I state that I am \_\_\_\_\_ (Title) of  
\_\_\_\_\_ (Company) and that I am  
authorized to make this affidavit on behalf of my firm, and its owners, directors, and officers.  
I am the person responsible in my firm for the amount of this Proposal.

2. I state that:

(a) The price and amount of this Proposal has been arrived at independently and without consultation, communication or agreement with any other contractor, Proposer, or potential Proposer.

(b) No attempt has been made or will be made to induce any firm or person to refrain from Proposing on this contract, or to submit a Proposal higher than this Proposal, or to submit any intentionally high or noncompetitive Proposal or other form of complementary Proposal.

(c) Neither the price nor the amount of this Proposal, and neither the approximate price nor approximate amount of this Proposal, have been disclosed to any other firm or person who is a Proposer or potential Proposer, and they will not be disclosed before Proposal opening.

(d) The Proposal of my firm is made in good faith and to pursuant to any agreement or discussion with, or inducement from, any firm or person to submit a complementary or other noncompetitive Proposal.



SUPPLIER DIVERSITY MANAGEMENT & COMPLIANCE SOFTWARE SOLUTION

(e) My firm, it affiliates, subsidiaries, officers, directors, and employees have not provided any monetary or non-monetary gifts to any employers or agents of the Pittsburgh Public Schools in an attempt to obtain preferred treatment or favor for this Proposal.

(f) \_\_\_\_\_(Company) its affiliates, subsidiaries, officers, directors, and employees are not currently under investigation by any governmental agency and have not in the last five years been convicted or found liable for any act prohibited by State or Federal law in any jurisdiction, involving conspiracy or collusion with respect to Proposing any public contract, except as follows:

I state that \_\_\_\_\_(Company) understands and acknowledges that the above representations are material and important, and will be relied on by the Pittsburgh Public Schools in awarding the contract for which this Proposal is submitted. This Proposer understands that any misstatement in this affidavit shall be treated as fraudulent concealment from the Pittsburgh Public Schools regarding true facts relating to the submission of Proposals for this contract.

\_\_\_\_\_  
(Name and Company Title/Position)

SWORN TO AND SUBSCRIBED BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Notary Public

My Commission Expires

\_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_

**INSTRUCTIONS FOR ADDENDUM: NON-COLLUSION AFFIDAVIT**

1. This Non-Collusion Affidavit is material to any contract awarded pursuant to this Proposal. According to the Pennsylvania Anti Proposal-Rigging Act, 73 P.S. §§ 1611 et seq., governmental agencies may require Non-Collusion Affidavits to be submitted together with Proposals.
2. This Non-Collusion Affidavit shall be executed by the member, officer, or employee of the Proposer who makes the final decision on prices and the amount quoted in the Proposal.
3. Proposal rigging and other efforts to restrain competition, and the making of false sworn statements in connection with the submission of Proposals are unlawful and may be subject to criminal prosecution. The person who signs the Affidavit should examine it carefully before signing and assure himself or herself that each statement is true and accurate, making diligent inquiry, as necessary, of all other persons employed by or associated with the Proposer with responsibilities for the preparation, approval, or submission of the Proposal.
4. In the case of a Proposal submitted by a joint venture, each party to the venture must be identified in the Proposal documents, and an Affidavit must be submitted separately on behalf of each party.
5. The term "complementary Proposal" as used in the Affidavit has the meaning commonly associated with that term in the Proposing process and includes the knowing submission of Proposals higher than the Proposal of another firm, any intentionally high or noncompetitive Proposal, and any other form of Proposal submitted for the purpose of giving a false appearance of competition.
6. Failure to file an Affidavit in compliance with these instructions will result in disqualification of your Proposal.

**END OF APPENDIX A**