

## NON-DISCLOSURE STATEMENT

1. In the course of participating either directly, in an advisory or supplemental role in the procurement process utilizing the WBSCM program, I may be given access to or entrusted with sensitive Government information associated with the ongoing procurement of agricultural commodities. Sensitive Government information is identified as Business Sensitive, Procurement Sensitive, Proprietary (e.g., 41 USC section 423, the Procurement Integrity Act restrictive legend per Federal Acquisition Regulation (FAR) 52.215-1) or Source Selection Information (as defined in FAR 3.104-3). This sensitive information includes data derived from materials identified, by marking or subject matter content, as Source Selection, Business Sensitive, Procurement Sensitive and/or Proprietary Data (collectively referred to herein as "the data"). Data subject to this certification is applicable regardless to the method the information is published or stored including, but is not limited to electronic or paper, and/or any other format the data exist.
2. I agree not to discuss with, disclose, release, reproduce or otherwise provide or make available the data, or any portion thereof, to any other Government or non-government employee, person, or organization unless that other employee, person, or organization has signed a non-disclosure statement consistent with this statement. Furthermore, I agree to adhere to all safeguards established for the data and to use the data solely for the purpose of performing my role in procuring commodities.
3. I agree that these obligations not to inappropriately use, discuss, disclose, release, reproduce or otherwise provide or make available the data are binding upon me as required by applicable federal laws and regulations including applicable U.S. Department of Agriculture (USDA) and/or Farm Services Agency (FSA) policies and regulations (collectively referred to herein as "the regulations").
4. I understand that any inappropriate use, disclosure, release or reproduction of the data is unauthorized and may result in substantial administrative, civil and criminal penalties, including fines, imprisonment, and loss of employment, under the Procurement Integrity Act or other applicable laws and regulations. I understand that nothing in this non-disclosure agreement changes, alters or, otherwise, is intended to replace the requirements of any regulations. I freely and willingly sign this document, fully understanding its contents.
5. *I understand that making a false, fictitious, or fraudulent certification may subject me to criminal prosecution under Title 18, United States Code, Section 1001.*
6. I understand that information regarding ethics in the federal acquisition process is provided in the U.S. Office of Government Ethics publication entitled "Ethics & Procurement Integrity" available at [http://www.usoge.gov/pages/forms\\_pubs\\_otherdocs/fpo\\_files/booklets/bkprocurementintegrity\\_07.pdf](http://www.usoge.gov/pages/forms_pubs_otherdocs/fpo_files/booklets/bkprocurementintegrity_07.pdf)

## **CONFLICT OF INTEREST**

I, certify that neither I nor my immediate family, to the best of my knowledge, possess any financial interest whatsoever in any company, parent or subsidiary, which could in any way be involved acquisition related activities related to the procurement of agricultural commodities for the U.S. Department of Agriculture. Should any company, parent or subsidiary in which my immediate family or I have a financial interest submits a proposal or otherwise becomes involved in this acquisition, I will immediately reveal such interest to the responsible program official and Contracting Officer.

I understand that my obligations under this certification are of a continuing nature. If at any time during the *acquisition process*, I am contacted by any offeror concerning employment or other business opportunity, or I receive an offer of a gift from any offeror, or I encounter circumstances where my participation might result in a real, apparent, or potential conflict of interest, I will immediately seek the advice of an Ethics Counselor and report the circumstances to the Contracting Officer or management.