

United States Department of Agriculture  
1400 Independence Avenue,  
S.W. - Room 3522  
1400 Independence Avenue, S.W.  
Room 3522-S, STOP 0239  
Washington, DC 20036

#### Information

Description: 12-3J14-23-B-0166  
Bid invitation number: 2000009029  
Purchasing Group: AMS-Fruit and Veg

## SOLICITATION

### Domestic Commodity Invitation

#### Bid invitation Overview

Bid Timezone: Central Time  
Start Date: 01/12/2023 14:00:00  
Offer Due Date : 01/26/2023 13:00:00  
  
Opening date: 01/26/2023 13:00:00  
  
Invitation Type : Definite Delivery

#### Additional requested information:

#### Tendering text - Header :

Dried Fruit and Nut Mix Products, SOLICITATION NO: 2000009029

The U.S. Department of Agriculture (USDA) invites offers to sell Dried Fruit and Nut Mix pursuant to the AMS Master Solicitation for use in the National School Lunch Program and other Federal Food and Nutrition Assistance Programs. Acceptances will be announced by midnight, January 31, 2023. Deliveries are to be made between April 15, 2023 through April 30, 2023.

The specialist for this solicitation is Samantha Klagenberg [samantha.klagenberg@usda.gov](mailto:samantha.klagenberg@usda.gov). The contracting officer for this solicitation is Kyla Stoufer, [Kyla.Stoufer@usda.gov](mailto:Kyla.Stoufer@usda.gov). Please contact the specialist first, with questions regarding the requirements of this solicitation. Do not discuss your bid prices with the specialist or contracting officer before award.

Set asides include: 100297, FRUIT AND NUT MIX DRIED PKG-24/1 LB (Small Business 100%)

Crop Year:

2022 and 2023 will be acceptable crop years for this purchase of FRUIT AND NUT MIX DRIED PKG-24/1 LB.

\*\* For a new-to-USDA contractor and existing contractors who are bidding on new products, a probationary period may be implemented in which awards are limited to 10 truckloads per product. Contractor must demonstrate successful delivery of at least five (5) truckloads of product in order to be removed from probationary status on future solicitations. For the purposes of this rule, successful delivery is defined as product delivered on-time and in acceptable condition according to the terms and conditions of the contract. Any delivery problems directly attributable to the Government will not be held against the contractor.\*\*

Per FDA regulations, the following minimum mandatory labeling requirements for all foods, whether sold or donated, must appear on the label: Name of the food, Manufacturer's name and location, Net weight of the product, Ingredients list, and Allergen declaration. These requirements are codified in 21 CFR 101.2, 101.3, 101.4 and 101.5. See the following link for a guidance manual: <http://www.fda.gov/Food/GuidanceRegulation/GuidanceDocumentsRegulatoryInformation/LabelingNutrition/ucm064894.htm>

Offerors who intend to use more than one processing plant and shipping point for contracts awarded under this solicitation, other than the processing plant and shipping point entered in their bids, may submit a list of their approved processing plants and shipping points on a separate sheet of paper to be uploaded in WBSCM, and to be submitted with their bids.

This Solicitation may show multiple stops on some line items; however, the number of stops will be

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limited to a maximum of three. To determine the number of destinations, review the "Tendering Text" for the lot, which will indicate the City and State for each stop. Bidders may submit different prices for each stop. However, a price is required on all line items within the lot.

For offshore destinations (Puerto Rico, Hawaii, etc.), offerors have the option to choose to enter their bids direct to the offshore destination or to the port.

Purchases will be made on an f.o.b. destination basis to cities on this Solicitation. Destination quantities listed are estimates and subject to adjustment based on offerings, changes in recipient needs, market conditions, and program operations.

All prime vendors are reminded that they are prohibited from subcontracting with companies or individuals that have been suspended or debarred.

Offers must be submitted electronically via the Web-Based Supply Chain Management System (WBSCM). Offers submitted by any means other than WBSCM will be deemed nonresponsive. Offerors must be active in WBSCM and have the required bidder roles in order to submit offers under this solicitation. Once connected, follow the online procedures. A "HELP" button provides detailed instructions or call (202) 720-4517 for assistance.

Offerors are cautioned to bid only quantities they can reasonably expect to produce and deliver. Inquiries about the Master Solicitation for Commodity Procurement, March 2022; Commodity Specification for Dried Fruit, January 2021; Amendment 2, June 2021 ; Commodity Specification for Shelled Tree Nuts # April 2020 or this Solicitation should be directed to the Contracting Officer; USDA, AMS, Room 3522-South; 1400 Independence Avenue, S.W.; Washington, D.C. 20250-0239. Telephone: (202) 720-4517. FAX: (202)720-2782.

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The USDA prohibits discrimination against its customers, employees, and applicants for employment on the bases of race, color, national origin, age, disability, sex, gender identity, religion, reprisal, and where applicable, political beliefs, marital status, familial or parental status, sexual orientation, or all or part of an individual's income is derived from any public assistance program, or protected genetic information in employment or in any program or activity conducted or funded by the Department. (Not all prohibited bases will apply to all programs and/or employment activities.) To file a complaint of discrimination, write: USDA, Office of the Assistant Secretary for Civil Rights, Office of Adjudication, 1400 Independence Ave., SW, Washington, DC 20250-9410 or call (866) 632-9992 (Toll-free Customer Service), (800) 877-8339 (Local or Federal relay), (866) 377-8642 (Relay voice users).

**See attached documents:**

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- 1 . CommoditySpecificationforDriedFruitJanuary2021
- 2 . MSCP MARCH 2022
- 3 . CommoditySpecificationforShelledTreeNutsApril2020

**Attributes :**

OFFEROR CERTIFIES THAT THE OFFER IS MADE SUBJECT TO THE MASTER SOLICITATION; COMMODITY SUPPLEMENT AND/OR SPECIFICATION(S); THIS SOLICITATION; THE AGRICULTURE ACQUISITION REGULATIONS (AGAR) AND THE FEDERAL ACQUISITION REGULATIONS (FAR).  
 Timely performance: Offeror and any subcontractor have completed required performance of any USDA contract prior to this bid opening.

- Permitted values:
- Have been delivered
  - Have not been delivered
  - Have not been delivered, but the Offeror has notified the Contracting Officer
  - There are no existing contracts/purchase orders

OFFEROR REQUESTS HUBZONE SMALL BUSINESS PRICE EVALUATION PREFERENCE. APPLIES ONLY TO FIRMS CERTIFIED IN THE SMALL BUSINESS ADMINISTRATION#S HUBZONE PROGRAM (FAR SUBPART 19.13).MUST BE THE MANUFACTURER/PRODUCER OF THE PRODUCT TO RECEIVE A PRICE PREFERENCE

Furnish name, title, phone number, fax number, and e-mail address of person submitting this bid (must be an officer of the company or a person authorized to execute contracts/purchase orders on behalf of the bidder).

IS THE OFFEROR AN ENTITY THAT HAS FILED ARTICLES OF INCORPORATION IN ONE OF THE FIFTY STATES, THE DISTRICT OF COLUMBIA, OR THE VARIOUS TERRITORIES OF THE UNITED STATES? YOU MUST ANSWER THE NEXT 3 QUESTIONS IF THE ANSWER FOR THIS QUESTION IS YES.

HAS THE OFFEROR BEEN CONVICTED OF A FELONY CRIMINAL VIOLATION UNDER FEDERAL OR STATE LAW IN THE 24 MONTHS PRECEDING THE DATE OF OFFER?

HAS THE OFFEROR HAD ANY OFFICER OR AGENT OF OFFEROR CONVICTED OF A FELONY CRIMINAL VIOLATION FOR ACTIONS TAKEN ON BEHALF OF OFFEROR UNDER FEDERAL OR STATE LAW IN THE 24 MONTHS PRECEDING THE DATE OF OFFER?

DOES THE OFFEROR HAVE ANY UNPAID FEDERAL TAX LIABILITY ASSESSED, WHICH ALL JUDICIAL AND ADMINISTRATIVE REMEDIES HAVE BEEN EXHAUSTED/LAPSED, THAT IS NOT BEING PAID IN A TIMELY MANNER PURSUANT TO AGREEMENT WITH THE AUTHORITY RESPONSIBLE FOR COLLECTING IT?

Offeror acknowledges receipt of the amendment(s) to the solicitation. Select N/A if no amendment was issued to the solicitation.

- Permitted values:
- No
  - N/A

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- Yes

**Bid invitation Item details**

Item	Material	Description	Required by	ZipCode	Quantity
<b>10</b>		<b>FRUIT, DRIED</b>			
<b>20</b>		<b>FRUIT AND NUT MIX DRIED PKG-24/1 LB</b>			
<b>30</b>		<b>SAN JOSE CA</b>			
40	100297	FRUIT AND NUT MIX DRIED PKG-24/1 LB	04/01/2023-04/15/2023	95125	CS 1,456.000
<b>50</b>		<b>NAMPA ID</b>			
60	100297	FRUIT AND NUT MIX DRIED PKG-24/1 LB	04/16/2023-04/30/2023	83687	CS 1,456.000
<b>70</b>		<b>OFFSHORE: CAGUAS PR</b>			
80	100297	FRUIT AND NUT MIX DRIED PKG-24/1 LB	04/16/2023-04/30/2023	00725	CS 1,456.000
<b>Total Quantity for FRUIT AND NUT MIX DRIED PKG-24/1 LB</b>					<b>CS 4,368.000</b>
<b>Total Quantity for Invitation</b>					<b>CS 4,368.000</b>



Contracting Officer  
 Commodity Procurement Division  
 United States Department of Agriculture