

SITUATION CASE I:

In accordance with FAR 52.222-51 and as prescribed in FAR 22.1006(e)(2), purchase orders for the maintenance, calibration and/or repair of:

- A) Automated data processing (ADP) equipment and office information/word processing systems;
or
- B) Scientific equipment and medical apparatus or equipment where the application of microelectronic circuitry or other technology of similar or greater sophistication is an essential element; or
- C) Office/business machines not otherwise covered in items A above, where such services are performed by the manufacturer or supplier of the equipment

are exempt if the following exemption criteria are met:

- (1) The items to be serviced under this purchase order are commercial (sold to non-Government customers in substantial quantities); and
- (2) The services are furnished at prices which are, or are based on, established catalog or market prices; and
- (3) The supplier utilizes the same compensation (wage and fringe benefits) plan for all service employees performing work under this purchase order as the supplier uses for employees servicing the same equipment for commercial customers.

CASE I: I certify that the above exemption criteria apply to the FMP purchase requirement for A, B, or C above.

Authorized Signature	Title	Date

SITUATION CASE II:

In accordance with FAR 52.222-53 and as prescribed in FAR 22.1006(e)(4), purchase orders for which the primary purpose is to provide:

- A) Automobile or other vehicle (*e.g.*, aircraft) maintenance services; or
- B) Financial services involving the issuance and servicing of cards;
- C) Hotel/motel services for conferences, including lodging and/or meals, that are part of the purchase order or subcontract for the conference; or
- D) Maintenance, calibration, repair, and/or installation services for all types of equipment where the services are obtained from the manufacturer or supplier of the equipment under a purchase order awarded on a sole source basis; or
- E) Transportation by common carrier of persons by air, motor vehicle, rail, or marine vessel on regularly scheduled routes or via standard commercial services; or
- F) Real estate services, including real property appraisal services, related to housing Federal agencies or disposing of real property owned by the Government; or
- G) Relocation services, including services of real estate brokers and appraisers to assist Federal employees or military personnel in buying and selling homes

May be exempt if the following criteria are met:

- (1) The services under this purchase order are commercial (sold to non-Government customers); and
- (2) The services are furnished at prices which are, or are based on, established catalog or market prices; and
- (3) Each service employee who will perform the services under the purchase order will spend only a small portion of his or her time (a monthly average of less than 20% of the available hours on an annualized basis, or less than 20% of available hours during the contract period if the contract period is less than a month) servicing the order; and
- (4) The supplier utilizes the same compensation (wage and fringe benefits) plan for all service employees performing work under this purchase order as the supplier uses for employees servicing the same equipment for commercial customers.

CASE II: I certify that the above exemption criteria apply to the FMP purchase requirement for one of the primary purposes identified above:

Authorized Signature	Title	Date