
From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Monday, March 20, 2017 3:11 PM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RE: Solicitation HSBP1017R0022

See www.FBO.gov

HSBP1017R0022
HSBP1017R0023

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 1:53 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Cc: (b)(6), (b)(7)(C) @CBP.DHS.GOV; (b)(6), (b)(7)(C)
Subject: Solicitation HSBP1017R0022

To Whom it May Concern,

We are writing to inquire as to whether the Concept Paper for solicitation number HSBP1017R0022 is still due and if so what time today. When originally sending our paper, it looked as if (b)(6), (b)(7)(C) was the primary contact to send the paper in to. After doing some more research it appears that this is the correct email where that was to be sent. It looks like the actual RFP's have been posted and it is unclear as to the deadline time for the paper.

The Owner of our company (b)(6), (b)(7)(C) will follow up with a copy of the Concept Paper shortly.

Thank you for your time,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, March 11, 2017 7:04 PM
To: BORDERWALLDESIGNBUILD
Subject: Solicitation #2017-JC-RT-0001

Re: the RFP for the "Border Wall," can you direct me where to find Wage and Hour requirements (pertaining to A/E designers, construction workers, employees, etc.)

We are at the Federal Business Opportunities website for this project, but can't seem to find a link for Wage and Hour (and reporting) requirements. **Will this be a "Davis-Bacon" commercial wage project?** If so, we need to see those wage scales before we prepare a proposal.

Thank you in advance for your prompt response.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 17, 2017 2:59 PM
To: BORDERWALLDESIGNBUILD
Subject: RFP. Border Wall concept

Have not received RFP. Concept for initial concepts still due on the 20th ?

Thank you

(b)(6), (b)(7)(C)

Sent from my iPhone

From: (b)(6), (b)(7)(C)
Sent: Friday, March 24, 2017 6:42 PM
To: BORDERWALLDESIGNBUILD
Subject: American Security Today - CBP Requests Proposals for Border Wall Prototypes (Learn More)

Hi,

Please know this article '**CBP Requests Proposals for Border Wall Prototypes (Learn More)**' has been published in American Security Today at <https://americansecuritytoday.com/cbp-requests-proposals-border-wall-prototypes-learn/>, shared with our **70k plus readers**, and with our followers on Twitter, Facebook & LinkedIn - complete with **live links to your website and video** (if available.)

At AST we do our best to tell the **COMPLETE story** – with **compelling images and video** input whenever available – directly embedded into the article.

It was also featured in the **AST Daily News Alert below**, and has been picked up by **Google News**.

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American Security Today focuses on new and evolving security threats across **all levels of Homeland Security and Public Safety** for personnel who are on the front lines of protecting our communities, cities and nation. AST reaches both **public and private experts**, essential to meeting these new challenges.

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Thank you so much for your time and attention. I look forward to working with you!

Enjoy a lovely weekend!

(b)(6), (b)(7)(C)

Editorial Director at AST

American Security Today

(b)(6), (b)(7)(C)

AmericanSecurityToday.com

(b)(6), (b)(7)(C)

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<https://gallery.mailchimp.com/f772c20ff8d9e0f1438fdb51a/images/b596fa4e-9abb-4324-89df-393a72e38d83.jpg>

March 20, 2017

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<http://americansecuritytoday.us13.list-manage1.com/track/click?u=f772c20ff8d9e0f1438fdb51a&id=1b92e4c1d0&e=f985ed769e>

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<http://americansecuritytoday.us13.list-manage.com/track/click?u=f772c20ff8d9e0f1438fdb51a&id=8db1968ef2&e=f985ed769e>

[CBP Requests Proposals for Border Wall \(Learn More\)](#)

CBP has released **two RFP's** to award contracts for the **design & construction of wall prototypes** to include **Solid Concrete Border Wall**, and **Border Wall Other** (than Solid Concrete) to include **alternative options** to Concrete... [Read More](#)

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BAE Systems received **\$42.9M Navy** contract to modernize the **USS Vicksburg**, a **Ticonderoga-class guided missile cruiser**, the **second** guided missile cruiser to undergo **extensive repair & upgrade** as part of the **Navy's long-term modern...** [Read More](#)

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<http://americansecuritytoday.us13.list-manage1.com/track/click?u=f772c20ff8d9e0f1438fdb51a&id=e4ce42ef5e&e=f985ed769e>

<http://americansecuritytoday.us13.list-manage2.com/track/click?u=f772c20ff8d9e0f1438fdb51a&id=50e0ac2a8a&e=f985ed769e>

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From:

(b)(6), (b)(7)(C)

Sent:

Friday, March 10, 2017 6:51 PM

To:

BORDERWALLDESIGNBUILD

Good evening I like to know how I would obtain the RFP to design and build the border wall can you please forward me all information regarding this project so we can review and submit a proposal

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 12:51 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFP HSBP1017R0023 Question
Attachments: HSBP1017R0023 Question.xlsx

Please find the attached question in reference to the subject RFP.

VR,

(b)(6), (b)(7)(C)

A large black rectangular redaction box covers the signature and any text that might have been present below the redaction code.

Table L.1 – Questions Format

Question No.	Reference	Question
1	Attachment #1 SOW C.3.1 Border Wall Design Considerations Pg # 1 2nd paragraph (pg 62/132 of pdf)	Technical

Question Category

Would the government consider a solution not incorporating a physical barrier but rather a combination of sensors, cameras, and advance surveillance/detection equipment integrated into a common operating picture? Capabilities combining data from multiple sources could support areas not amenable to physical construction and/or compliment physical barriers such as intrusion detection. If not in this procurement, is the government considering other procurements where such solutions could be offered?

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Monday, April 3, 2017 4:10 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Ombudsman

(b) (5)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 31, 2017 9:49 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Ombudsman

My question is: The ombudsman is not listed in the original RFP, dated 17 March. Why is there a delay in establishing the staff member to serve in an advocacy position like this?

Thank you, (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 11:28 AM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0023 Question

Question No.	Reference	Question Category	Question
#1	Solicitation, Section M.6 Evaluation Approach	Contract	Offerors must demonstrate that they have the ability to bond for a minimum value of \$200,000. Is this statement meant to state 275M based upon the order limitations of the contract? Please provide the single and aggregate bonding amounts required for the contract.
#2	Solicitation, Section C	Contract	The RFP states that all selected contractors will be awarded one task order to construct its proposed prototype. Will the government award one prototype as the method of construction for the wall and all other awarded IDIQ contractors will bid on this design? Or will one contractor be awarded a large task order value to construct its prototype and the other IDIQ holders will bid on subsequent task orders that include the tactical infrastructure as defined in section C?

(b)(6), (b)(7)(C)

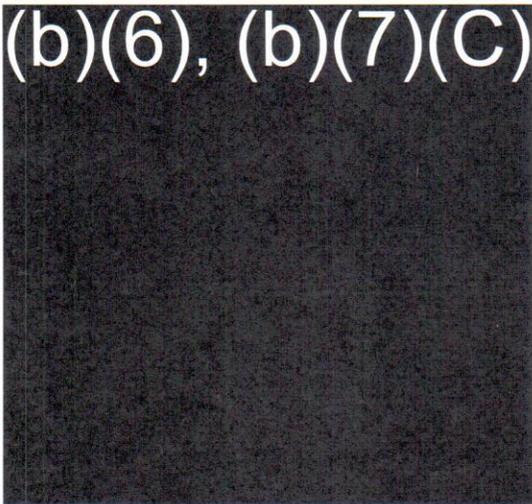
From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 29, 2017 1:35 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFI-HSBP1017R0023
Attachments: RFI #1.xlsx

I had the following RFI questions. See attached

1. For the Phase 1 and Phase 2 portions of the process can a letter of Bondability from our B that shows we can bond \$25,000,000? (The task order amount of \$275,000,000 implies that needs to be obtained).

2. Under paragraph 1 Demonstrated Experience (page 38 of RFP) it states to demonstrate pr requirement be changed to projects over \$10,000,000?

(b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 2:06 PM
To: (b)(6), (b)(7)(C); BORDERWALLDESIGNBUILD; (b)(6), (b)(7)(C)
Subject: RE: Solicitation HSBP1017R0023

Expires: Saturday, September 16, 2017 12:00 AM

(b) (5)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 8:17 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>; (b)(6), (b)(7)(C)
Subject: RE: Solicitation HSBP1017R0023

(b) (5)

From: (b)(6), (b)(7)(C) On Behalf Of BORDERWALLDESIGNBUILD
Sent: Saturday, March 18, 2017 3:43 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Solicitation HSBP1017R0023

(b) (5)

From: (b)(6), (b)(7)(C)
Sent: Saturday, March 18, 2017 10:46 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Solicitation HSBP1017R0023

Border Control Program Manager,

Attached is an excel sheet with question 01 for solicitation HSBP1017R0023 Border Wall Design Build - phase I

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Monday, March 20, 2017 11:55 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: Border Wall

You would access the "Interested Vendors List" by accessing the information through www.fbo.gov (per below screen print).

The screenshot shows a web browser window displaying the FEDBIZOPPS.GOV website. The browser's address bar shows the URL <https://www.fbo.gov/index?se=op>. The website header features the FEDBIZOPPS.GOV logo and the text "Federal Business Opportunities". A navigation menu includes "Home", "Getting Started", "General Info", and "Opp". The main content area displays the "Solid Concrete Border Wall RFP" with the following details:

- Solicitation Number: HSBP1017R0022
- Agency: Department of Homeland Security
- Office: Customs and Border Protection
- Location: Procurement Directorate - IN

Below the details are tabs for "Notice Details", "Packages", and "Interested Vendors List". A note states: "Note: Please log-in to view the Interested Vendors List. For Agency Users (Buyers/E the IVL list." Below the note is a login form with fields for "Username:" and "Password:", a checkbox for "Keep me logged in on this computer", and "Go" and "Reset" buttons. At the bottom, there are links for "For Help: Federal Service Desk" and "Accessibility".

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 11:40 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Border Wall

Good Morning

We are a leading supplier of concrete accessories in the Southwest.
We have branches from Yuma to El Paso near the southern US borders.
We would like the opportunity to supply the contractors constructing the Border Wall with their materials.
Can I get on any interest lists?

(b)(6), (b)(7)(C)

Thanks for your consideration.

(b)(6), (b)(7)(C)

Browser window showing the FedBizOpps.gov website. The address bar displays <https://www.fbo.gov/index?is=op>. The page title is "Solid Concrete Border Wall RFP".

The website header includes the FedBizOpps.gov logo and navigation tabs: Home, Getting Started, General Info, Opportunities (selected), Agencies, and Privacy. The header also displays "Federal Business Opportunities" and logos for IAE, E-GOV, and USA.gov.

The main content area displays the following information:

- US Customs and Border Protection logo
- Solid Concrete Border Wall RFP**
- Solicitation Number: HSBP1017R0022
- Agency: Department of Homeland Security
- Office: Customs and Border Protection
- Location: Procurement Directorate - IN

Navigation tabs below the main content: Notice Details, Packages, Interested Vendors List (selected).

Note: Please log-in to view the Interested Vendors List. For Agency Users (Buyers/Engineers/Administrators) please login via the Homepage to view the IVL list.

Login fields:

- Username:
- Password:
- Keep me logged in on this computer
- Buttons:

Footer: For Help: [Federal Service Desk](#) [Accessibility](#)

Browser status bar: 100%

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Wednesday, March 22, 2017 10:22 AM
To: (b)(6), (b)(7)(C)BORDERWALLDESIGNBUILD
Subject: RE: Border Wall - Question about Construction Manager Roles

We have only issued the 2 solicitations (HSBP1017R: 0022 & 0023) that are on FBO.gov. We have no knowledge as to a requirement for the work you described below.

These appear to be geared to a general contractor or subcontractor demographic and I was just curious if there was going to be any solicitation going out for a construction manager or owner's representative role?

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 4:00 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Border Wall - Question about Construction Manager Roles

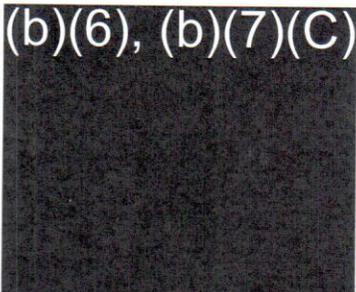
To whom it may concern,

I have a question regarding the RFP's that I see available as of 3-17-17. These appear to be geared to a general contractor or subcontractor demographic and I was just curious if there was going to be any solicitation going out for a construction manager or owner's representative role? To specify construction manager, which can have a broad meaning in the construction industry, I mean a company that would work for the owner (US Govt.) as an onsite representative that oversees the General Contractor or the one who is physically building the wall, reviews pay applications, holds GC accountable on schedule, safety/security, assures they adhere to BMP's, etc.

I work for (b)(6), (b)(7)(C) and we are a small company out of Dallas, TX that specializes in this type of role and would love an opportunity to represent both our country and our fellow small business owners in this project. I would greatly appreciate any help or information that can be given. My contact is below if needed.

This is an exciting reality for a vast majority of Americans, especially those in the construction industry who can have an opportunity to be a part of an accomplishment such as this that will create jobs and help to secure our great nation. Thank you for your time.

(b)(6), (b)(7)(C)



From:
Sent:
To:
Subject:

(b)(6), (b)(7)(C)

Wednesday, March 22, 2017 3:46 PM
BORDERWALLDESIGNBUILD
HSBP1017R0022

Please see the following questions regarding RFP HSBP1017R0022:

1. As a part of this solicitation, will there be any requirement for a project controls dashboard or other performance metrics resources as a communications tool during the performance of services?
2. Will any requirement or goal be established for responding teams regarding the engagement of verified Service-Disabled, Veteran-owned Small Businesses for the provision of services on these projects?
3. In the evaluation of responses, will the regional presence and project portfolio of the firms performing services be taken into account (i.e. firms with offices and project experience along the border)? If so, will there be accommodation for this criteria from state to state (for example, a firm with extensive experience in Texas may not have a California presence, and vice versa)?

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 29, 2017 12:42 PM
To: BORDERWALLDESIGNBUILD
Subject: RE: RFP # HSBP1017R0023 - Questions
Attachments: HSBP1017R0023 Deadline Questions.xlsx

Please see some clarification requests regarding the Amendments in the attached.

Thanks,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:27 PM
To: BorderWallDesignBuild@cbp.dhs.gov
Cc: (b)(6), (b)(7)(C)
Subject: RFP # HSBP1017R0023 - Questions

To: Border Wall Contracting Officer

Dear Ma'am / Sir:

Pursuant to the instructions in Section L for the subject RFP, please find questions, comments and clarification requests in the attached MS Excel file. If additional clarifications are required, please do not hesitate to contact my office via this email address or phone numbers below.

Thanks very much,

(b)(6), (b)(7)(C)

Question No.	Reference	Question Category	Question
#1	Solicitation HSBP1017R0022: Amendments 2 & 3	Contract	Question/Comment: Please clarify. Will the Government please confirm that the due date stands at 4:00 pm Eastern, April 4, 2017 as stipulated in Amendment A002?

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 10:50 AM
To: (b)(6), (b)(7)(C) CBP Media Relations; BORDERWALLDESIGNBUILD
Subject: RE: CLARIFICATION REQUEST: RFP on US-Border wall - HSBP1017R0022 and HSBP1017R0023

Good day:

CBP is pursuing two RFPs to maximize our opportunity to partner with industry in the development of options for border barrier. Two RFPs will allow CBP to evaluate each design category independently allowing for the best concrete wall designs and the best alternative wall designs for award, construction and evaluation.

One RFP solicits concepts for concrete wall designs and the other solicits alternative designs other than concrete. Proposals that result from both RFPs must meet the minimum U.S. Border Patrol (USBP) requirements as stipulated in the Statements of Work.

CBP anticipates constructing multiple prototypes in the San Diego Sector Area of Responsibility. CBP identified the San Diego Sector Area of Responsibility as the location to construct wall prototypes because of site accessibility to construct and the ability to evaluate wall as part of a larger, existing border infrastructure system.

CBP will leverage the lessons learned from prototype construction to develop a standard border wall design for future construction as part of a border wall system. This standard will be developed collaboratively and will account for Administration priorities, USBP operational requirements, cost effectiveness, constructability and durability.

(b)(6), (b)(7)(C)

Public Affairs Specialist

Office of Public Affairs

U.S. Customs and Border Protection

9400 Viscount Blvd., Suite 200

El Paso, TX 79925

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)

Sent: Wednesday, March 22, 2017 7:19 AM

To: CBP Media Relations <CBPMediaRelations@cbp.dhs.gov>; BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>

Subject: CLARIFICATION REQUEST: RFP on US-Border wall - HSBP1017R0022 and HSBP1017R0023

Good morning,

I hope this finds you well. I'm a writer for Quartz / Atlantic Media and currently working on a piece about the design of the border wall. I have a few clarifying questions on the solicitation for prototypes:

1. Why were there 2 separate RFPs issued? Couldn't have the "solid concrete" (HSBP1017R0022) and "other border wall" (HSBP1017R0023) be condensed into one?
2. How many types of wall designs are you planning to award?
3. Where will the winning prototypes be constructed and tested? Will this be open to the public?
4. Who will be in the review panel?
5. Will the oral presentations be open to the public?

Many thanks,

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 14, 2017 9:31 PM
To: BORDERWALLDESIGNBUILD
Subject: info on this RFP
Attachments: PastedGraphic-1.tiff

Hello,

I was hoping to follow the progress of this RFP and be notified what companies were successful in the RFP process. Can you direct me on how I can access this information. Since I am a private grant writer, I do not have a DUNS number in order to register.

Thank you

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 23, 2017 10:46 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: Other Border Wall RFP HSBP1017R0023

Question:
Are the set aside requirements for Primes ONLY or for Subcontractors also?
Regards-

(b)(6), (b)(7)(C)

Factor 2-4 – Small Business Subcontracting Plan

For Factor 2-4, Small Businesses will not be assigned a rating by the Government. All large businesses will be evaluated for this factors as follows:

The Government will assess the offeror's understanding, commitment, and past history of small business participation that will assist CBP in meeting their Small Business goals.

Reflects a valid corporate commitment between all parties in providing subcontracting opportunities for small business, small disadvantaged business, women-owned small business, Hubzone small business, and service-disabled veteran owned concerns. It is more advantageous to demonstrate specific, binding commitments for substantive work for this proposed effort;

The Government will assess how successful the offeror has been in meeting and/or exceed their subcontracting goals on previously performed contracts.

Reflects compliance with CBP goals listed in Section I.

SMALL BUSINESS	38%
SMALL DISADVANTAGED	5%
WOMAN OWNED	5%
HUBZONE	3%
SERVICE DISABLED VETERAN OWNED	3%

From: (b)(6), (b)(7)(C)
Sent: Friday, March 10, 2017 3:15 PM
To: BorderWallDesignBuild@cbp.dhs.gov
Cc: (b)(6), (b)(7)(C)
Subject: Design-Build Structure

Design-Build Structure

Solicitation Number: 2017-JC-RT-0001

Agency: Department of Homeland Security
Office: Customs and Border Protection
Location: Procurement Directorate – IN

We are a Certified Small Business, Disadvantaged Business and Minority Business. I also own part of a Disadvantaged Veteran Business.

Question: Are there going to be any set aside requirement for the above certifications?
If so, what are the requirements? Also, should the primes invest interest in getting this small companies to be on their team at the early stages of development?

Thank you, and God Bless OUR USA

(b)(6), (b)(7)(C)

Any views expressed in this message are those of the individual sender and may not necessarily reflect the views of the company.

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 30, 2017 10:00 AM
To: BORDERWALLDESIGNBUILD
Subject: Vendors list

(b)(6), (b)(7)(C) here, business reporter with the San Antonio Express-News in San Antonio, Texas.

I would like access to the most detailed vendor list the CBP has available for the "Other Border Wall RFP," Solicitation Number: HSBP1017R0023.

Please confirm receipt of this email. I would like a response no later than Friday, March 31 at 12 p.m. Thank you.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 23, 2017 3:25 PM
To: BORDERWALLDESIGNBUILD
Subject: Clarification request on the Border Wall RFP website

Good afternoon,

I have a question regarding the Phase 1 and Phase 2 selection process.

Will the Phase 2 finalists be listed in a public forum? We know our product is a key player in concrete mix design for tougher, more durable concrete and we would like to make sure the finalists keep us in mind as a key player in the final mix design and design of their wall for the final bid.

Thank you for letting me know.

(b)(6), (b)(7)(C)

From:
Sent:
To:
Subject:

(b)(6), (b)(7)(C)

Wednesday, March 29, 2017 8:21 AM

BORDERWALLDESIGNBUILD

HSBP1017R0023

Amendment #2 posted on March 28th, extended the RFP response due date to 4PM on April 4, 2017.

Amendment #3, which was posted later on March 28, 2017 indicates that the response due date is not extended.

Please confirm the RFP response due date.

Are RFP responses still due on April 4, 2017?

(b)(6), (b)(7)(C)

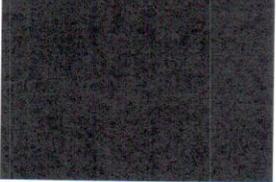
From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:37 PM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0023 Questions
Attachments: Questions for CBP Solicitation HSPBP1017R0023.xlsx

(b)(6), (b)(7)(C) respectfully submits the attached questions pertaining to the Solicitation Number HSBP1017R0023, Border Wall Design/Build IDIQ Contract.

Kindly confirm receipt via return email.

v/r,

(b)(6), (b)(7)(C)



All questions or concerns regarding any aspect of this solicitation shall be submitted electronically to BorderWallDesignBuild@cbp.dhs.gov no later than 4 PM EST on March 22, 2017.

Questions received after this date and time may not be responded to by the Government. All emails with questions shall be clearly labeled in the subject line of the email with the RFP number.

Offerors shall clearly identify the specific section of the solicitation to which each question relates when submitting questions. Reference should be made to the solicitation Section Heading, page number of the solicitation, and specific location on the page (e.g., third paragraph) in order to facilitate the Government's response to each question. Questions shall be submitted in a Microsoft Excel file following a format similar to the table below:

Table L.1 – Questions Format

Question No.	Reference:	Question Category	Question
#	<i>Solicitation or Attachments, and Section</i>	<i>Contract or Technical</i>	<i>Question</i>
1)	RFP Section L, Written Proposal Submission Format, Paragraphs 1 and 3, Page 38	Contract	In the Section L Instructions, "Written Proposal Submission Format," we are instructed "The papers/qualifications shall be submitted in electronic format using Microsoft Word 2003 (or higher versions when available) for text submissions and Excel 2003 (or higher versions when available) for spreadsheet submissions." However, in the third paragraph, "PDF pages shall be formatted on 8-1/2 by 11 inch paper..." Would the Government prefer submission of the Phase I response in PDF format?
2)	RFP Section L, Written Proposal Submission Format, Paragraphs 3 and 5, Page 38; 3) Prototype Concept Approach, Paragraph 1, page 39	Contract	In Section L, "Written Proposal Submission Format," on page 38, we are instructed: "PDF pages should be formatted to print on 8 1/2 by 11 inch paper, unless another paper size is specifically authorized elsewhere in this section for a particular submission." In "3) Prototype Concept Approach," on page 39, "The Offeror shall discuss and present the Offeror's proposed design and construction concept for the "Other Border Wall Prototype", consisting of technical approach narratives and information regarding the material and system quality. This may include conceptual level presentation drawings." We believe it would be in the best interests of the Government to see a complete conceptual level approach in a drawing/graphic best depicted on a tabloid sized page (11x 17 inches). For the purpose of receiving the best available conceptual approach, will the Government allow for a conceptual-level graphic on a Tabloid size page? Would the Government please exempt this drawing from the already minimal 10-page count to permit the illustration and concise discussion / presentation of the concept approach?
3)	RFP Section L, "Written Proposal Submission Format," page 38, paragraph 3,	Contract	In Section L, "Written Proposal Submission Format," on page 38, paragraph 3, we are instructed: "Do not use a font size smaller than 12, an unusual font style such as script, or condensed print for any submission." In the best interest of a clear, concise response, we want to use a few illustrative graphics and tables; will the government please consider the usual font-size standard for graphics to be first and foremost readable and legible, and no less than 8-point size for fonts used within graphics?
4)	RFP Section L, Written Proposal Submission Format, Paragraph 8, 1) Demonstrated Experience	Contract	In Section L, "Written Proposal Submission Format," on page 38, paragraph 8, we are instructed: "The Offeror shall also ask the identified POC to complete a Project Performance Survey (see Attachment #8), which the Offeror shall submit with its concept paper." To best describe our ability to manage large projects, will the government please allow us to submit more than one Attachment 8, Project Performance Survey with our concept paper?

Question No.	Reference:	Question Category	Question
5)	RFP Section L, Written Proposal Submission Format, Paragraph 8, 1) Demonstrated Experience	Contract	In Section L, "Written Proposal Submission Format," on page 38, paragraph 8, we are instructed: "The Offeror shall also ask the identified POC to complete a Project Performance Survey (see Attachment #8), which the Offeror shall submit with its concept paper." To provide the government the most complete evaluation data of our performance, will the government accept the most recent Contractor Performance Assessment Report completed by the government contract office in lieu of a Project Performance Survey?
6)	RFP SF1442, Block 10; Section C-Description/Specification, page 5, Description of Work, NAICSCode: 236220	Contract	In the interest of securing the US border, and especially the southern border, the Government is interested in a broad range of solutions other than a solid concrete-faced wall - "alternatives to reinforced solid concrete walls." The resultant contract as a Task-Order-based, multi-award BPA, should include engineering solutions that provide electronic, dynamic, and virtual solutions that can be applied everywhere on our borders- even where traditional construction of a physical structure would be very difficult or even impossible for environmental or geotechnical reasons. Please substitute the 334220 - Design/Manufacturing Electronic Communications and 541330 - Engineering Services NAICS codes. These NAICS Codes will permit electronic, dynamic, flexible (mobile and fixed), and virtual concept approaches that will greatly enhance security, border protection, and both augment construction and substitute for it where no construction can take place.
7)	RFP Section L, 2) Management and Technical Competence, Page 39	Technical	On page 39 and the section c and Attachment 1, statement of work, the government identifies a number of exemplar questions to be considered during its proposal review. Several of these are specific to large design-build construction projects. Given that this is not a construction effort, can the following requirements be eliminated from consideration? <ul style="list-style-type: none"> • Describe your experience executing high profile, high visibility and politically contentious design-build Projects • Describe your experience constructing tactical infrastructure (e.g. fencing, roads, drainage, lights, etc.) on the southwest border • Describe your design-build experience constructing projects in challenging (e.g. steep slopes up to 45 degrees) and or inaccessible terrain on the southwest border. • Describe your dollar threshold experience with large design-build contracts efforts – what was the minimum/maximum?
8)	RFP Section L, 2) Management and Technical Competence on page 39 and Section M.6, Evaluation Approach, Factor 1-2 on page 53; Key Personnel identified in section C.10 on page 12	Technical	RFP Section L, 2) Management and Technical Competence on page 39 and Section M.6, Evaluation Approach, Factor 1-2 on page 53 both reference the need to identify and commit Key Personnel with appropriate experience and qualifications. The Key Personnel identified in section C.10 on page 12 identifies three (3) Key Personnel as Construction Superintendent, Project Manager, and Lead Designer that include design and construction qualifications. Given that this is not a design and construction effort, can these requirements be deleted and changed to Program Director instead of Construction Superintendent; Project Manager; and Chief Engineer, instead of Lead Designer? Given that this will not be a traditional construction, but more of an engineering effort, please remove all construction -specific qualifications from key personnel requirements?
9)	SF 1442, Blocks 10, 12a, 18; Section H - Special Contract Requirements, Ordering Procedures, Page 11; Section I - Contract Clauses, 52.228-2 - Additional Bond Security (Oct 1997),page 14; Section L, 1) Demonstrated Experience, page 38; Section M.6, Factor 1-1, Demonstrated Experience, page 53; Attachment #6: SF-24 (Bid Bond); Attachment #7: SF-25 (Payment and Performance Bonds)	Contract	In the Government's best interests of receiving a broad range of innovative conceptual approaches for a prototype proof of concept that will secure the border in wall-like fashion without the necessity of a traditional construction effort, will the Government waive bondability and remove all bond requirements?
10)	Section F - Deliveries or Performance, 52.211-12 - Liquidated Damages - Construction (Sept 2000), page 8; Section I - Contract Clauses, 52.219-16 - Liquidated Damages -- Subcontracting Plan (Jan 1999), page 13; Section L, 3) Prototype Concept Approach, page 40	Contract	Would the Government please eliminate the Liquidated Damages penalties referenced for those solutions and conceptual approaches that do not require a traditional construction effort either for implementation of prototype, or for full-scale deployment?

From: (b)(6), (b)(7)(C)
Sent: Friday, March 10, 2017 8:02 PM
To: BORDERWALLDESIGNBUILD
Subject: Fox 10 KSAZ

Hi, this is (b)(6) from Fox 10 in Phoenix. Do you have a listing you can provide of all the expressions of interest made in the Border Wall? Can we get on the email list when the RFP is sent out, or would that have to be done separately?

Thank you for all of your help in this matter

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 16, 2017 11:35 AM
To: BORDERWALLDESIGNBUILD
Subject: Wall Date

Sent from [Outlook](#)
To whom it may concern;

"Phase 1 of the RFP will be due on or about March 20, 2017". Is this still the current deadline for the 2017-JC-RT-0001 announcement?

Cheers

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Saturday, March 25, 2017 7:44 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: FBO and Concrete Border wall

Yes.

Click on the links at www.fbo.gov and search for HSBP1017R0022 (link Solicitation #1 or #2) and HSBP1017R0023 (Solicitation #1). Follow the requirements to provide a submission.

From: (b)(6), (b)(7)(C)
Sent: Friday, March 24, 2017 7:53 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: FBO and Concrete Border wall

In one area on FBO is shows this upcoming solicitation cancelled. Is it still active?

Thank you.

(b)(6), (b)(7)(C)

Solid Concrete Border Wall RFP

Solicitation Number: HSBP1017R0022
Agency: Department of Homeland Security
Office: Customs and Border Protection
Location: Procurement Directorate - IN

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 5:28 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Bid Question

You would submit in accordance with the direction provided in the two solicitations.

-----Original Message-----

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 11:14 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Re: Bid Question

Thank you. I have looked there and at the long RFP documents, but I missed the electronic submitted information so we could attach a file. Is there a section you could send me too?

Thank you.

> On Mar 22, 2017, at 9:12 AM, BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov> wrote:

>

> See www.FBO.gov

>

> HSBP1017R0022

> HSBP1017R0023

>

> -----Original Message-----

> **From:** (b)(6), (b)(7)(C)

> **Sent:** Wednesday, March 22, 2017 10:08 AM

> **To:** BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>

> **Cc:** (b)(6), (b)(7)(C)

> **Subject:** Bid Question

>

> How do I submit a bid for a non-conforming solution that includes \$25B in private sector funding for the project??

>

> (b)(6), (b)(7)(C)

From:

(b)(6), (b)(7)(C)

Sent:

Wednesday, March 15, 2017 8:54 PM

To:

BORDERWALLDESIGNBUILD

Subject:

Status

Good Evening,

I am following the "Wall" opportunity and do not find the RFP(s). Is it out? If so, can you point me to the link?

Thank you.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:24 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: Questions for RFPs HSBP1017R0022 and HSBP1017R0023 - Phase I
Attachments: GCC Questions for HSBP1017R0022 - HSBP1017R0023.xlsx
Importance: High

To whom it may concern,

Please see the attached list for ten questions applicable to both **HSBP1017R0022 Phase I (Solid Concrete Wall Prototype Construction DB IDIQ TOC)** and **HSBP1017R0023 Phase I (Other Border Wall Prototype Construction DB IDIQ TOC)**.

Please confirm receipt of this e-mail. If you have any questions, please contact (b)(6), (b)(7)(C) or at (b)(6), (b)(7)(C)

Thank you,

(b)(6), (b)(7)(C)
[Redacted signature block]

Table L.1 - Questions

Question #	Reference	Question Category
1	Both RFPs, Section L, Phase I - Concept Papers/Qualifications Statements, page 38	Contract
2	Both RFPs, Section L, Phase I - Concept Papers/Qualifications Statements, page 38	Contract
3	Both RFPs , Section L, Joint Ventures and Subcontractors, page 36	Contract
4	Both RFPs, Section L, Phase I - Concept Papers/Qualifications Statements, Demonstrated Experience, page 38	Contract
5	Both RFPs, Section L, General Instructions, page 35	Contract
6	Both RFPs, Section L. Joint Ventures and Subcontractors -- Proposal Requirements, page 36	Contract
7	Both RFP, Section L, Authorized Personnel, page 36	Contract
8	Both RFP, Phase I Concept Papers/Request for Qualifications, Page 39	Technical

Question

RFP states that Phase 1 Concept Papers/Qualifications statements shall be soft copies only. We understand that is one copy only emailed. Is that correct?

RFP states that The papers/qualifications shall be submitted in electronic format using Microsoft Word 2003 (or higher versions when available) for text submissions and Excel 2003 (or higher versions when available) for spreadsheet submissions. Request that PDFs be allowed as they can better represent concept drawings.

RFP indicates that if credit for projects for subcontractors is to be allowed, teaming agreements need to be submitted. Is this required in Phase 1 and if so, is it excluded from the page count?

Please confirm that the minimum bonding capacity is \$200,000.

Please confirm that the signed Standard Form 30/1442 is excluded from the page limitation.

Please confirm that the Letters of Commitment are excluded from the page limitation.

Please confirm that the required Offeror information is excluded from the page limitation.

Could you please clarify the terms degrees and percentage are used correctly for the following two sections in the RFP? On page 39 section 3) Prototype Concept Approach, it asks "Describe your design-build experience constructing projects in challenging (e.g. steep slopes up to 45 degrees) and or inaccessible terrain on the southwest border." On page 2 and 4 under the Statement of Work it asks "9) The wall design shall be constructible to slopes up to 45 percent." We want to ensure that contractors past work experience needs to include projects with challenging terrain up to 45 degrees, and the prototype needs to be constructible on slopes up to 45 percent (24.2 degrees)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 29, 2017 2:41 PM
To: BORDERWALLDESIGNBUILD
Subject: Request for Information HSBP1017R0022 & HSBP1017R0023

Good Afternoon,

I would like to obtaining information about HSBP1017R0022 and HSBP1017R0023 changed and not specifying due date.

I am writing for (b)(6), (b)(7)(C) one of the vendors listed at FBO, website. I am interested in providing concept ideas, for consideration and appreciate your response and information for future cost evaluation and RFP.

Thanks,

(b)(6), (b)(7)(C)

Sent from my iPhone

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 9:51 AM
To: BORDERWALLDESIGNBUILD
Subject: Re: RFP Questions Due 24 March (HSBP1017R0022 & HSBP1017R0023)

Thank you. Sir (Ma'am)

Sent from my BlackBerry Smartphone on the Verizon 4G LTE Network

From: borderwalldesignbuild@cbp.dhs.gov
Sent: March 22, 2017 8:16 AM
To: (b)(6), (b)(7)(C) borderwalldesignbuild@cbp.dhs.gov
Subject: RE: RFP Questions Due 24 March (HSBP1017R0022 & HSBP1017R0023)

The Amendment covering Q&A will not provide information on who asked the questions.

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 8:26 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: RFP Questions Due 24 March (HSBP1017R0022 & HSBP1017R0023)

To Whom It May Concern / Contracting Officer:

We understand that all questions submitted and the Government's associated responses will be provided to all interested vendors. However, will the questions submitted this coming Friday, 24 March be attributable any specific company submitting the question? The answer to this question may change how (or if) an appropriate question would be submitted by any particular vendor.

Thank you and...

Best regards,

(b)(6), (b)(7)(C)

From:

(b)(6), (b)(7)(C)

Sent:

Tuesday, March 28, 2017 7:34 AM

To:

BORDERWALLDESIGNBUILD

Subject:

Question concerning other-wall solicitation RFP: HSBP1017R0023

Greetings,

Our joint venture team has an other-wall design for a municipal landfill inside precast concrete panels with a leachate collection system, which is credible from an engineering standpoint and very viable.

In addition to this concept being past the deadline for questions, page 39 3) of the other-wall RFP says: ("i.e. No solid concrete external faces). Since one main merit of the design is the recycling of garbage material (as well as meeting the desired esthetics) should it be submitted in this more "novel-seeking" RFP?

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 6:47 AM
To: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0023

Importance: High

(b) (5)

Dear DHS-CBP team,

Thank you for the opportunity to submit questions for the present solicitation, provided below.

1. On page 41, you ask for offeror's "experience executing high profile, high visibility and politically contentious design-build projects" – if it's politically contentious, why is this wall going forward? Will the government be providing security for access ways to the build sites, as there will likely be numerous protesters, or is the contractor expected to budget for this? What provisions does the government make for lawsuits against the contractor or overall loss of business resulting from protests against their organizations, all costs of doing business for this activity?
2. On page 66, the RFP mentions a Health and Safety Plan, is the offeror able to write in plugs for retributions to employees injured or killed in the construction of this wall, also a cost of doing business for this activity? Or should the families of injured parties directly sue the government?
3. The RFP offers no mention whatsoever of an environmental impact study? US government regulation 40 CFR 1502 requires an environmental impact study for this procurement. It is unreasonable for the DHS-CBP to expect multiple bidders and IDIQ holders to conduct independent environmental impact studies, especially when this does not present a best value to the US government or a wise use of taxpayer dollars. Can DHS please share the comprehensive environmental impact study for any and all construction of a border wall or any other type for construction along the US – Mexican border? A lack of such information could be grounds for a protest of the award of any and all IDIQ contracts and task orders.
4. What plans has DHS-CBP envisioned to address environmental impact due to disrupting the migratory patterns of [non-human] animals, as listed on the U.S. Fish & Wildlife Services website (https://www.fws.gov/refuge/Lower_Rio_Grande_Valley/wildlife_and_habitat/species_list.html)? Should offerors include the installation of land bridges to permit free movement said species?
5. The RFP offers no mention of branding. Is the offeror able or required to include branding on the wall, on one or both sides? Such branding could include:
 - "This wall does not represent the views or beliefs of the American people."
 - "This wall was the order of an administration that did not receive the popular vote and therefore goes against the sentiment of the American people."
 - Murals on one or both sides of the wall that demonstrate tolerance and basic human decency.
6. What is DHS-CBP's plan for proposed bill H.R. 1294, the Reducing Department of Homeland Security (DHS) Acquisition Cost Growth Act? What is the likelihood that this bill might affect the present procurement? In light of GAO's inclusion of DHS on its' High risk List since DHS's inception in 2013, what oversight initiatives have been put in place for this procurement for both the contractor and DHS-CBP?

7. The RFP does not include Appropriations and Accounting data – can DHS-CBP please provide clarity on the funding sources for the present procurement? How much of the FY 2017 discretionary funding budget of \$40.6 billion will be attributed to this procurement? Are the 2017 funds sufficient to cover the full procurement or is funding for this full activity contingent upon future budgets that will require Congressional approval? The DHS FY 2017 Budget-in-Brief document specifies a total of “\$355.7 million to maintain the necessary infrastructure and technology” – which is not sufficient funding to move forward with this procurement. In light of the current discord in Congress about the preliminary budget plan and the fact that the current President has a proven history of not paying contractors and service providers for services rendered, offerors and the public would feel more comfortable having clear guidance on this point.

8. DHS-CBP has simultaneously released two procurements for a border wall along the southern border – HSBP1017R0022 and HSBP1017R0023. Could the agency please provide clarity about the logistics of the dual procurements? Does DHS-CBP envision multiple walls? If the concrete and other walls need to be integrated at any point, how do offerors need to plan for construction needs to stabilize and connect the independent sections? Currently an unfair advantage is given to bidders active on both procurements, as they can coordinate infrastructure integration, planning, and costs.

9. Can DHS-CBP provide a topographical map with a full outline for all areas that would require future construction? Our understanding is that the border wall does not physically lie on the border in many places and this information would help with planning and preparation. Additionally, what steps has DHS-CBP and/or the U.S. Government taken to address eminent domain concerns that could considerably hold up construction and result in incremental costs to the government and the contractor?

Thank you for your time and we look forward to published, reasonable responses in line with FAR regulations.

Sincerely,
Interested Party

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Saturday, March 25, 2017 7:37 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: Wall Security Bid

Go to www.fbo.gov and search for HSBP1017R0022 and HSBP1017R0023. Follow the requirements to provide a submission.

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 23, 2017 6:33 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Wall Security Bid

To whom it may concern:

Congress man Duncan Hunters office advised me to address this email regarding the bid for the boarder wall security.

I am emailing this in hopes of any guidance that you can offer.

As (b)(6), (b)(7)(C) is very much interested in placing a bid for the boarder wall (Physical Security).

(b)(6), (b)(7)(C) is a veteran owned and operated business, and we are looking for information to place a bid and to provide security for the border wall.

All of our guards on the wall will be veterans and believe that having fought for our country we can also provide security for our nation again.

We are an SBA, SBE, DVBA, DVBE, Hispanic Minority owned buisness.

- 1- If you can please advise us as to when the RFP for the border wall security will be available.
- 2- Where will the RFP will be made available or which site can we register to allow to see the RFP.
- 3- If there will be any Pre-bid meetings

Please advise receipt of this email, and Thank you again for all your help and guidance.

Very Respectfully

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 1:56 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFP No. 20098235 / HSBP1017R0023
Attachments: Question HSBP1017R0023 - (b) (4)

Attached is a question which we are submitting pursuant to the instructions on Section L, page 35, of HSBP 1017R0023.

If you have any questions, please do not hesitate to contact me.

Thank you,

(b)(6), (b)(7)(C)

Billing Code -4410-10

DEPARTMENT OF HOMELAND SECURITY

Office of the Secretary

**Determination Pursuant to Section 102 of the
Illegal Immigration Reform and Immigrant Responsibility Act of 1996,
as Amended**

AGENCY: Office of the Secretary, Department of Homeland Security

ACTION: Notice of determination.

SUMMARY: The Secretary of Homeland Security has determined, pursuant to law, that it is necessary to waive certain laws, regulations and other legal requirements in order to ensure the expeditious construction of barriers and roads in the vicinity of the international land border of the United States.

DATES: This Notice is effective on [INSERT DATE OF PUBLICATION IN THE FEDERAL REGISTER].

DETERMINATION AND WAIVER:

I have a mandate to achieve and maintain operational control of the borders of the United States. Public Law 109-367, § 2, 120 Stat. 2638, 8 U.S.C. § 1701 note. Congress has provided me with a number of authorities necessary to accomplish this mandate. One of these authorities is found at section 102(c) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 ("IIRIRA"). Public Law 104-208, Div. C, 110 Stat. 3009-546, 3009-554 (Sept. 30, 1996) (8 U.S.C 1103 note), as amended by the REAL ID Act of 2005, Public Law 109-13, Div. B, 119 Stat. 231, 302, 306 (May 11, 2005) (8 U.S.C. 1103 note), as amended by the Secure Fence Act of 2006, Public Law 109-367, § 3, 120 Stat. 2638 (Oct. 26, 2006) (8 U.S.C. § 1103 note), as amended by the

Department of Homeland Security Appropriations Act, 2008, Public Law 110-161, Div. E, Title V, § 564, 121 Stat. 2090 (Dec. 26, 2007). In Section 102(a) of IIRIRA, Congress provided that the Secretary of Homeland Security shall take such actions as may be necessary to install additional physical barriers and roads (including the removal of obstacles to detection of illegal entrants) in the vicinity of the United States border to deter illegal crossings in areas of high illegal entry into the United States. In Section 102(b) of IIRIRA, Congress has called for the installation of fencing, barriers, roads, lighting, cameras, and sensors on not less than 700 miles of the southwest border, including priority miles of fencing that must be completed by December 2008. Finally, in section 102(c) of the IIRIRA, Congress granted to me the authority to waive all legal requirements that I, in my sole discretion, determine necessary to ensure the expeditious construction of barriers and roads authorized by section 102 of IIRIRA.

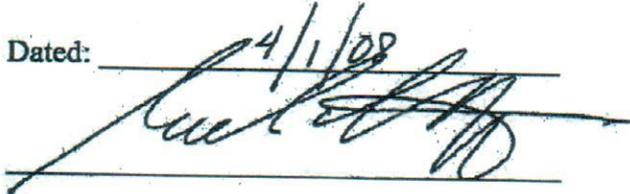
I determine that the areas in the vicinity of the United States border described on the attached document, which is incorporated and made a part hereof, are areas of high illegal entry (collectively "Project Areas"). These Project Areas are located in the States of California, Arizona, New Mexico, and Texas. In order to deter illegal crossings in the Project Areas, there is presently a need to construct fixed and mobile barriers (such as fencing, vehicle barriers, towers, sensors, cameras, and other surveillance, communication, and detection equipment) and roads in the vicinity of the border of the United States. In order to ensure the expeditious construction of the barriers and roads that Congress prescribed in the IIRIRA in the Project Areas, which are areas of high illegal entry into the United States, I have determined that it is necessary that I exercise the authority that is vested in me by section 102(c) of the IIRIRA as amended.

Accordingly, I hereby waive in their entirety, with respect to the construction of roads and fixed and mobile barriers (including, but not limited to, accessing the project area, creating and using staging areas, the conduct of earthwork, excavation, fill, and site preparation, and installation and upkeep of fences, roads, supporting elements, drainage, erosion controls, safety features, surveillance, communication, and detection equipment of all types, radar and radio towers, and lighting) in the Project Areas, all federal, state, or other laws, regulations and legal requirements of, deriving from, or related to the subject of, the following laws, as amended: The National Environmental Policy Act (Pub. L. 91-190, 83 Stat. 852 (Jan. 1, 1970) (42 U.S.C. 4321 et seq.)), the Endangered Species Act (Pub. L. 93-205, 87 Stat. 884 (Dec. 28, 1973) (16 U.S.C. 1531 et seq.)), the Federal Water Pollution Control Act (commonly referred to as the Clean Water Act) (33 U.S.C. 1251 et seq.)), the National Historic Preservation Act (Pub. L. 89-665, 80 Stat. 915 (Oct. 15, 1966) (16 U.S.C. 470 et seq.)), the Migratory Bird Treaty Act (16 U.S.C. 703 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), the Archeological Resources Protection Act (Pub. L. 96-95, 16 U.S.C. 470aa et seq.), the Safe Drinking Water Act (42 U.S.C. 300f et seq.), the Noise Control Act (42 U.S.C. 4901 et seq.), the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.), the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.), the Archaeological and Historic Preservation Act (Pub. L. 86-523, 16 U.S.C. 469 et seq.), the Antiquities Act (16 U.S.C. 431 et seq.), the Historic Sites, Buildings, and Antiquities Act (16 U.S.C. 461 et seq.), the Wild and Scenic Rivers Act (Pub. L. 90-542, 16 U.S.C. 1281 et seq.), the Farmland Protection Policy Act (7 U.S.C. 4201 et seq.), the Coastal Zone Management Act (Pub. L. 92-583, 16 U.S.C. § 1451 et

seq.), the Wilderness Act (Pub. L. 88-577, 16 U.S.C. 1131 et seq.), the Federal Land Policy and Management Act (Pub. L. 94-579, 43 U.S.C. 1701 et seq.), the National Wildlife Refuge System Administration Act (Pub. L. 89-669, 16 U.S.C. 668dd-668ee), the Fish and Wildlife Act of 1956 (Pub. L. 84-1024, 16 U.S.C. 742a, et seq.), the Fish and Wildlife Coordination Act (Pub. L. 73-121, 16 U.S.C. 661 et seq.), the Administrative Procedure Act (5 U.S.C. 551 et seq.), the Otay Mountain Wilderness Act of 1999 (Pub. L. 106-145), Sections 102(29) and 103 of Title I of the California Desert Protection Act (Pub. L. 103-433), 50 Stat. 1827, the National Park Service Organic Act (Pub. L. 64-235, 16 U.S.C. 1, 2-4), the National Park Service General Authorities Act (Pub. L. 91-383, 16 U.S.C. 1a-1 et seq.), Sections 401(7), 403, and 404 of the National Parks and Recreation Act of 1978 (Pub. L. 95-625), Sections 301(a)-(f) of the Arizona Desert Wilderness Act (Pub. L. 101-628), the Rivers and Harbors Act of 1899 (33 U.S.C. 403), the Eagle Protection Act (16 U.S.C. 668 et seq.), the Native American Graves Protection and Repatriation Act (25 U.S.C. 3001 et seq.), the American Indian Religious Freedom Act (42 U.S.C. 1996), the Religious Freedom Restoration Act (42 U.S.C. 2000bb), the National Forest Management Act of 1976 (16 U.S.C. 1600 et seq.), and the Multiple Use and Sustained Yield Act of 1960 (16 U.S.C. 528-531).

This waiver does not supersede, supplement, or in any way modify the previous waivers published in the Federal Register on September 22, 2005 (70 FR 55622), January 19, 2007 (72 FR 2535), and October 26, 2007 (72 FR 60870).

I reserve the authority to make further waivers from time to time as I may determine to be necessary to accomplish the provisions of section 102 of the IIRIRA, as amended.

Dated: 4/1/08


Michael Chertoff,
Secretary

X.

**QUESTION SUBMITTED IN REFERENCE TO
SOLICITATION NO. HSBP1017R0023,**

(b) (4)

Question No.	Reference	Question Category	Question
1	<p>Solicitation No. HSBP1017R0023, (b) (4) page 5; Section C, Description/Specifications, page 5; and Section I, Contract Clauses, page 14; FAR 52.236-7 Permits and Responsibilities</p>	Contract	<p>Is it anticipated that any type of waiver will be issued pursuant to the authority set forth in Section 102(c) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (IIRIRA) for the projects to be completed pursuant to this Solicitation as was done in 2008? The Solicitation indicates that FAR 52-236-7 is applicable, which requires contractors to obtain all necessary permits under federal, state, and local laws. Obtaining appropriate state permits for quarries for the production of aggregate and concrete batch plants for the production of ready-mix concrete in remote areas can be very time consuming under state law. In 2008, plants and facilities dedicated strictly to the production of materials for the Border Fence in 2008 were granted a waiver from the necessity of obtaining state air quality and other permits required for the operation of such facilities and plants under state law. Is it anticipated that a similar waiver will be granted for this project? A copy of the 2008 Waiver is attached.</p>

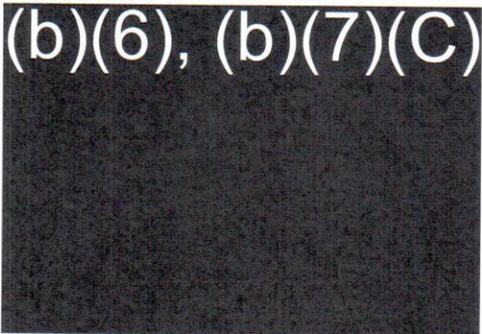
From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 1:54 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFP No. 20098173 / HSBP1017R0022
Attachments: Question HSBP1017R0022-(b) (4)

Attached is a question which we are submitting pursuant to the instructions on Section L, page 35, of HSBP 1017R0022.

If you have any questions, please do not hesitate to contact me.

Thank you,

(b)(6), (b)(7)(C)



QUESTION SUBMITTED IN REFERENCE TO
SOLICITATION NO. HSBP1017R0022.

(b) (4)

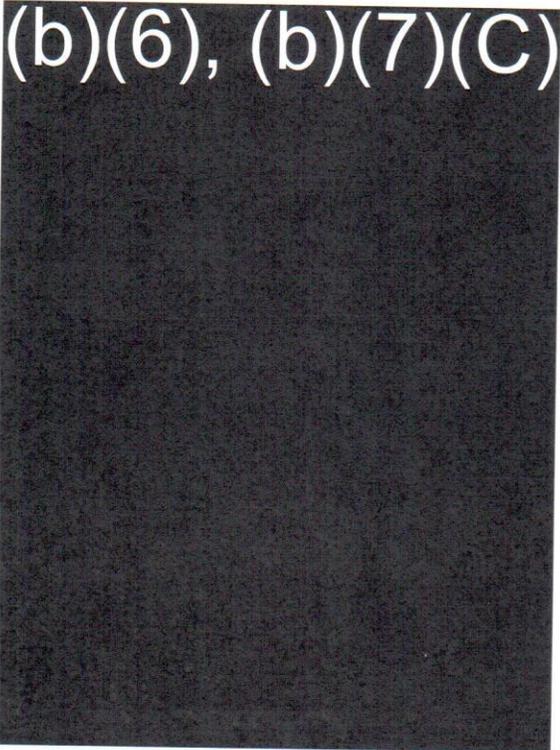
Question No.	Reference	Question Category	Question
1	<p>Solicitation No. HSBP1017R0022, (b) (4)</p> <p>page 5; Section C, Description/Specifications, page 5; and Section I, Contract Clauses, page 14; FAR 52.236-7 Permits and Responsibilities</p>	Contract	<p>Is it anticipated that any type of waiver will be issued pursuant to the authority set forth in Section 102(c) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (IIRIRA) for the projects to be completed pursuant to this Solicitation as was done in 2008? The Solicitation indicates that FAR 52-236-7 is applicable, which requires contractors to obtain all necessary permits under federal, state, and local laws. Obtaining appropriate state permits for quarries for the production of aggregate and concrete batch plants for the production of ready-mix concrete in remote areas can be very time consuming under state law. In 2008, plants and facilities dedicated strictly to the production of materials for the Border Fence in 2008 were granted a waiver from the necessity of obtaining state air quality and other permits required for the operation of such facilities and plants under state law. Is it anticipated that a similar waiver will be granted for this project? A copy of the 2008 Waiver is attached.</p>

From: (b)(6), (b)(7)(C)
Sent: Monday, March 13, 2017 11:12 AM
To: BORDERWALLDESIGNBUILD
Subject: Border Wall RFP?

How can I get a copy of the "detailed requirements" for the border wall?

Thanks,

(b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)
Sent: Friday, March 10, 2017 6:01 PM
To: BORDERWALLDESIGNBUILD
Subject: Wall proposal

Can I be added to the mailing list for notifications about the RFP for the proposed wall? I would like to submit a proposal, but there is almost no information on the FBO web site about how to do so.

Will there be public feedback on phase 1 submissions? Given the controversy over the proposed wall, I highly recommend this.

Thank you.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Sunday, March 19, 2017 4:17 PM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: Urgent

See www.FBO.gov

HSBP1017R0022
HSBP1017R0023

-----Original Message-----

From: (b)(6), (b)(7)(C)
Sent: Saturday, March 18, 2017 5:54 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Urgent

Hello,

We are trying to submit a RFP for a concrete border wall design. Can you please send me the appropriate links for the forms. I keep getting Page not found? Also, can you please address everything that needs to be submitted? Time is almost out.

Thank you kindly,
(b)(6), (b)(7)(C)

Sent from my iPad

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 7:04 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: HSBP1017R0022 - Concrete Wall - RFI's

Good afternoon

We have the two questions regarding the RFP:

- 1) Section L – Written Proposal Submission Format – Please confirm if drawings of the Prototype are to be included in the 10 page limit or if they can be outside the 10 page limit?
- 2) Section L – Phase II Volume III – Mentions a 30-day build schedule for the proposed prototype. We are expecting the lead time for our form system to take up to 6 weeks to be fabricated. Will the Government consider extending this particular time constraint?

Thanks

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 31, 2017 4:01 PM
To: BORDERWALLDESIGNBUILD
Subject: RE: Border Wall

(b) (5)

From: (b)(6), (b)(7)(C) On Behalf Of BORDERWALLDESIGNBUILD
Sent: Friday, March 31, 2017 3:56 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Border Wall

This is the only other one...

From: (b)(6), (b)(7)(C)
Sent: Friday, March 31, 2017 2:37 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Re: Border Wall

Hello,

I would like to follow up on my below email. In an article it referenced an April 4th deadline, is this true? If so, please provide details and a link to where that deadline was mentioned. Thank you!

(b)(6), (b)(7)(C)

On Wed, Mar 29, 2017 at 1:36 PM, (b)(6), (b)(7)(C) wrote:

Reference: https://www.fbo.gov/index?s=opportunity&mode=form&tab=core&id=f61a85538f383ec3ed9cac3c9e21d6f1&_cview=0

Hello,

I am emailing on behalf of a consortium (made up of U.S. and International companies) interested in participating in the upcoming RFP regarding the U.S. and Mexico border Wall. We haven't seen any further updates since March 17th on the FBO website referenced above. We have, however, seen articles mentioned 200+ companies registering. Have there been any updates? Where can our clients register? Are there any preliminary steps our clients need to take?

Please feel free to contact me with any questions or information. Thank you!

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 13, 2017 1:52 PM
To: BORDERWALLDESIGNBUILD
Subject: Border Wall RFP

Is there a link to a page where the RFP will be posted that I can keep checking to see when it's up?

borderwalldesignbuild@cbp.dhs.gov

Solicitation Number:

2017-JC-RT-0001

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 6:44 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: HSBP1017R0022 & HSBP1017R0023 Questions

The Government has issued two separate RFP's: HSBP1017R0022 and HSBP1017R0023. See www.fbo.gov to review.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 2:00 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: HSBP1017R0022 & HSBP1017R0023 Questions

Hi,

In order to fully understand you needs, we would like to know what drove the need to split your Border Wall needs into two RFPs.

Is it because you are looking for other types of designs, or many Offeror's want to submit other types of designs?

Are you looking for a replacement to solid concrete design in all areas, or do you see a different need for different areas?

If it is driven by your needs what other types of designs do you think is needed?

Are you looking for a lighter less expensive design than the solid concrete design, or is it based on different types of terrain of remoteness of locations?

Plus, anything you can share on why different RFPs?

Thank you!

(b)(6), (b)(7)(C)

□Error! Filename not specified.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 11:20 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: FW: Solicitation Number: HSBP1017R0023

Importance: High

Good Morning,

Reference Other Border Wall Solicitation Number: HSBP1017R0023

(b) (4) possess a solution which we believe will meet or exceed all of the project requirements and utilize existing systems. However, given the inherent risks associated with the complex nature of the proposed barrier structure, i.e., geographic features and the politically contentious design build program. Our group of companies (b) (4) do hereby respectfully request an extension of 7 calendars days in order to responsibly respond to the subject line RFP.

Sincerely,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 17, 2017 2:04 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFP

Please send a copy of the RFQ to the above listed addresses.

thanks

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 7:53 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: Solid Concrete Border Wall RFP Solicitation Number: HSBP1017R0022

See HSBP1017R0023 on www.fbo.gov

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 6:11 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Solid Concrete Border Wall RFP Solicitation Number: HSBP1017R0022

To Whom It May Concern,

We are interested in proposing an alternate design not using concrete. Will the DHS be looking at these alternate designs to the reinforced concrete wall in another RFP or should we be submitting our alternate design with solicitation number HSBP1017R0022?

Regards,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 31, 2017 12:28 PM
To: BORDERWALLDESIGNBUILD
Subject: FW: (b)(6), (b)(7)(C) and the Southern Wall

TO WHOM IT MAY CONCERN:

Will the government contract out for Construction Management of the construction of the Southern Wall, separately from the Design/Build RFP's?

Sincerely,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 23, 2017 1:42 PM
To: (b)(6), (b)(7)(C)
Subject: RE: (b)(6), (b)(7)(C) and the Southern Wall

Dear (b)(6), (b)(7)(C)

DHS returned my message and directed us to <https://www.fbo.gov/>, and enter the following codes into "Keyword / Solicitation #": HSBP1017R0022 and HSBP1017R0023.

If you have any questions, you can reach out to Customs and Border Protection directly at this special e-mail address: BorderWallDesignBuild@cbp.dhs.gov. Let me know if there is anything else Congressman Issa can do to help.

Sincerely,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, March 23, 2017 11:22 AM
To: (b)(6), (b)(7)(C)
Subject: Re: (b)(6), (b)(7)(C) and the Southern Wall

Hi (b)(6), (b)(7)(C)

Thank you so much! I will follow through from this side as well.

I look forward to staying in touch.

Best Regards,

(b)(6), (b)(7)(C)

On Mar 23, 2017, at 7:23 AM, (b)(6), (b)(7)(C) wrote:

Dear (b)(6), (b)(7)(C)

Thank you for the letter. I'm not sure if you have seen [this article in the San Diego Union-Tribune](#), but it seems that the process for bids is already under way. I have reached out to the U.S. Customs and Border Protection to learn more about how you can submit your bid, but in the meantime, this link may be helpful to you: <http://www.bidcontract.com/government-contracts-bids/search-government-Bids-Contracts.aspx?t=FE&s=Border+wall&x=0&y=0>. Please feel free to follow up by e-mail or call my direct line at (b)(6), (b)(7)(C) if you have any questions, and I will be sure to follow up with additional details once DHS responds to my inquiry.

Sincerely,

(b)(6), (b)(7)(C)

E-newsletter: [Subscribe](#)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:54 PM
To: (b)(6), (b)(7)(C)
Subject: FW: (b)(6), (b)(7)(C) and the Southern Wall

Pardon me. That should read 'please see *my* letter to ...' We do know the English language but typing is a whole different thing!

Best,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 11:43 AM
To: (b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C) and the Southern Wall

Hi (b)(6), (b)(7)(C)

Thanks for the brief conversation this morning. Please see me letter to President Trump, attached for your use.

Best Regards,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 29, 2017 11:30 AM
To: BORDERWALLDESIGNBUILD
Subject: RFP HSBP1017R0022 -- URGENT Phase 1 Question RE: Amendments 2 & 3
Attachments: HSBP1017R0022 Question.xlsx

Importance: High

Please see attached questions in Excel format as required.

Thank you,

(b)(6), (b)(7)(C)

Question No.	Reference	Question Category	Question
1	HSBP1017R0022 Amendments 1, 2, 3	Contract	(a) Please confirm due date for Phase 1 is now April 4. The issuance of Amendment 3 indicating no extension of due date is cause for confusion.
2	HSBP1017R0022 Amendments 1, 2, 3	Contract	(b) Please confirm submission of Phase 1 is ONLY the 10 page concept paper and not to include SF1442 and signed acknowledgement of Amendments - which we assume are to be submitted when/if we are invited to participate in the RFP of Phase 2.

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 5:37 PM
To: BORDERWALLDESIGNBUILD
Subject: RFP HSBP1017R0023 Phase 1 Question
Attachments: HSBP1017R0023 Question.xlsx

Please see question attached in Excel format as required.

Thank you,

(b)(6), (b)(7)(C)

Question No.	Reference	Question Category	Question
1	HSBP1017R0023 Attachment 5 Wage Rates	Contract	We noticed only San Diego County wage rates were included. Should we also apply Imperial County, CA and Yuma County, AZ or is the entire contract based on San Diego County?

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 5:36 PM
To: BORDERWALLDESIGNBUILD
Subject: RFP HSBP1017R0022 Phase 1 Question
Attachments: HSBP1017R0022 Question.xlsx

Please see question attached in Excel format as required.

Thank you,

(b)(6), (b)(7)(C)

Question No.	Reference	Question Category	Question
1	HSBP1017R0022 Attachment 5 Wage Rates	Contract	We noticed only San Diego County wage rates were included. Should we also apply Imperial County, CA and Yuma County, AZ or is the entire contract based on San Diego County?

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Saturday, March 25, 2017 7:41 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: (b) (4) - Design Build RFP inquiry

Go to www.fbo.gov and search for HSBP1017R0022 and HSBP1017R0023. Follow the requirements to provide a submission.

From: (b)(6), (b)(7)(C)
Sent: Friday, March 24, 2017 2:48 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: (b) (4) Design Build RFP inquiry

To whom it may concern,

It is my understanding per the latest update that design concepts are due "on or about March 20th 2017." Please confirm it is not too late for design submissions, thanks!

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 5:19 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: HSBP1017R0023_Solicitation Questions
Attachments: HSBP1017R0023 - Other Border Wall Prototype Construction Design-Build Questions.xlsx

Good afternoon,

Questions on RFP HSBP1017R0023 are attached for the Government's review.

Thank you,

(b)(6), (b)(7)(C)

Question No. Reference

1 Section A, page 2, 2nd paragraph: "This acquisition will result in the award of multiple IDIQ contracts for the construction of an "Other Border Wall Prototype" with the capacity to issue future task orders for construction along the American-Mexican border. This acquisition is separate and apart from solicitation HSBP1017R0022 for the "Solid Concrete Border Wall Prototype," which is for the acquisition of a prototype using solid concrete materials, in addition to future possible construction along the American-Mexican border."

DHS Border Long Term Strategy RFI (2017-DHS-OCPO-RFI-0001)

2 Section A, page 2, 6th paragraph: "An awardee can only elect to withdraw from submitting a proposal on three (3) TO RFPs during a 365 calendar day period. Withdrawal requests in excess three (3) in a 365 calendar day period may result in the Government terminating a contractor's IDIQ contract for default."

3 Section H- Contract Clauses (General)

4 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 36, last paragraph: "Subcontractor: The Government recognizes that completion of a project is often a team effort. Therefore, if an offeror wishes to be credited with the experience and past performance of a subcontractor (i.e., a firm that is not a member of the joint venture), a firm, unequivocal letter of commitment signed by the subcontractor must be submitted."

5 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 37, 2nd paragraph: "If the offeror's proposal includes the use of subcontractors, the offeror may not change subcontractors without the Contracting Officer's approval."

6 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 37, 2nd paragraph: "If the offeror's proposal includes the use of subcontractors, the offeror may not change subcontractors without the Contracting Officer's approval."

7 Section L, Phased Evaluation Process, page 37: "This solicitation is a phased evaluation, with a mandatory down-select between Phase I submission and Phase II submission."

Section L, Written Proposal Submission Format, page 38: "Do not use a font size smaller than 12, an unusual font style such as script, or condensed print for any submission."

8

Section L, 1) Demonstrated Experience, page 38:

9

"The Offeror shall describe the Prime Offeror's and/or Major Subcontractors' experience leading and successfully completing several large projects"

Section L, 2) Management and Technical Competences, page 39

10

"The Offeror shall identify key personnel with outstanding training, experience, and other qualifications...."

Section L, 2) Management and Technical Competences; page 39

11

"The extent to which the offeror has the skilled personnel and processes to perform a large and complex design and construction project shall be discussed. The offeror shall include descriptions of key personnel and their availability to support the project. The offeror shall also explain how it sets the project baseline, assesses status against the baseline, and addresses issues and variances. The offeror shall describe its ability to meet the Government's schedule requirements for the prototype construction. The offer shall outline the skills and competencies of staff who are available to support the technical and management activities of the project."

Section L, 3) Phased Concept Approach – Exemplar Questions; page 39

12

Section L, Volume 5 Subcontracting Plan (c), (1), page 46: Describe how your subcontracting targets compare to the CBP goals (e.g. meets, exceeds, or does not meet).

13

SMALL BUSINESS 38%
SMALLDISADVANTAGED 5%
WOMANOWNED 5%
HUBZONE 3%
SERVICE DISABLED VETERANOWNED 3%

14 Section M.6 Evaluation Approach, Factor 2-4 – Small Business Subcontracting Plan, page 56: The Government will evaluate the Offeror’s signed letter of mentor-protégé agreement approval from the DHS Office of Small Business and Disadvantaged Business Utilization (OSDBU), which is applicable only to large businesses.

15 Section C - Description/Specification, (d), page 5: "The Contractor shall furnish all labor, material, equipment, supervision, etc. necessary to complete the requirements of this contract in accordance with this this solicitation/contract, and all applicable Federal, State, and Local laws, regulations, specifications, codes, certifications, etc., to whichever is most stringent"

16 Section C- SOW, C.1, Introduction, Page 1, 1st paragraph: "The proposed prototype designs shall not include the use of proprietary design or equipment."

17 Section C- SOW, C.3.1, Border Wall Design Considerations, Page 2

18 Section C- SOW, C.3.1, Border Wall Design Considerations, Threshold Requirements 4) page 2 and C.3.4.1 Border Wall (Task Order), Page 4 "4) The wall shall prevent digging or tunneling below it for a minimum of 6 feet below the lowest adjacent grade."

19 Section C- SOW, C.3.1, Border Wall Design Considerations, Threshold Requirements 5), page 2 and C.3.4.1 Border Wall (Task Order), page 4 "The wall shall prevent/deter for a minimum of 30 minutes the creation a physical breach of the wall (e.g., punching through the wall) larger than 12-inches in diameter or square using sledgehammer, car jack, pick axe, chisel, battery operated impact tools, battery operated cutting tools, Oxy/acetylene torch or other similar hand-held tools." Section C- SOW, C.3.1, Border Wall Design Considerations, Objective Requirements 2), page 2 and C.3.4.1 Border Wall (Task Order), page 4

20 Section C- SOW, C.3.1, Border Wall Design Considerations, page 2

21 Section C- SOW, C.3.2, Design and Construction Requirements; page 3: "All below grade utility crossings or other above or below grade interferences shall be coordinated, with any conflicts resolved, by the Contractor prior to start of construction."

22 Section C- SOW, C.3.2, Design and Construction Requirements; page 3: "All below grade utility crossings or other above or below grade interferences shall be coordinated, with any conflicts resolved, by the Contractor prior to start of construction."

23 Section C- SOW, C.3.4, Prototype Requirements, page 3: "Prototypes constructed under this task order must offer designs that are alternatives to reinforced solid concrete walls (i.e. no solid concrete external faces)."

24 Section C- SOW, C.3.4, Prototype Requirements; page 3: The prototype will be constructed at a location in San Diego, CA as determined by the Government."

25 Section C- SOW, C.10, Key Personnel; page 12: "The credentials of the proposed Lead Designer will be viewed to ensure they are a registered professional engineer. Professional Registration and/or Licensing is required in California, Texas, New Mexico, and Arizona are preferred as well."

26 Section C- SOW, C.11, Security; page 13: "As part of the security requirement, the Contractor shall be responsible for the development of a Security Plan in conjunction with the Health and Safety Plan."

27 Section C- SOW, C.11, Security; page 13: "As part of the security requirement, the Contractor shall be responsible for the development of a Security Plan in conjunction with the Health and Safety Plan."

28 Section C- SOW, C.11, Security; page 13: "As part of the security requirement, the Contractor shall be responsible for the development of a Security Plan in conjunction with the Health and Safety Plan."

Question Category

Contract

Question

DHS Border Long Term Strategy RFI (2017-DHS-OCPO-RFI-0001) seeks innovative ideas and recommendations from Industry on how to secure the Southern Border. It states that the "procurement of the complete, extensive wall will come sometimes later." This RFP includes potential for future work on the wall via Task Orders issued on a Multiple Award(MA) IDIQ. Please clarify the relationship and use of this MA/IDIQ vehicle with the previously released RFI(s) for both Remote Video Surveillance and Long Term Strategy. Specifically, will this MA/IDIQ vehicle be used to acquire additional capabilities to secure the Southern Border such as C2, towers, communications radars, RVSS, cameras and other types of sensors along the border? Will this MA/IDIQ also be used to procure Sustainment and Training?

Contract

How many task orders are anticipated to be issued within each 365 calendar day period? Does a 365 calendar day period commence at the start of a new calendar year?

Contract

Has CBP requested a SAFETY Act pre-qualification designation notice from DHS and will CBP include FAR 50.205-2 in the solicitation?

Contract

The RFP allows for inclusion of subcontractor experience to meet experience requirements: However, in Section L, Phase I Concept Papers / Request for Qualifications, subcontractors are only mentioned under the 1) Demonstrated Experience Section (page 38) but not under 2) Management and Technical Competence or 3) Prototype Concept Approach (page 39). Please confirm that Subcontractors' experience can be utilized for experience subject to the other RFP requirements.

Contract

Please confirm if this requirement is applicable to COTS and general construction equipment.

Contract

Please confirm if this requirement is applicable to all Task Orders not yet issued as subcontract requirements cannot be determined for unknown task orders and a subcontractor used for Phase I and Phase I may not be utilized on all future task orders.

Contract

The Government indicates there will be a mandatory downselect between Phase 1 submission and Phase 2 submission. Will there be a mandatory down-select after Phase 2 submission and has the Government decided on the number of multiple award IDIQ it intends to place?

Response Format It is stated not to use font size smaller than 12, however, similar section for Phase II on page 42 contains the following statement: "Graphic presentations, including tables, while not subject to the same font size and spacing requirements, shall have spacing and text that is easily readable.". Is the intent that Phase I responses will not have graphics and tables or that if included they have to use 12 point font or larger?

Contract How does CBP define "large" in the context of demonstrated experience successfully completing several large projects?

Technical Please elaborate on the training requirements in Section C – SOW so that the appropriate staff can be assigned.

Technical If additional personnel are named will the additional descriptions of scope and experience be included in the original page count?

Technical Several of the exemplar questions to be considered during the proposal review are specific to experience on the Southwest Border. Is the Southwest Border experience a minimum requirement or environments similar to the Southwest Border acceptable?

Contract Are the goals provided cumulative (54%) for SB/SDB/SDVB/WO or is the Small Business goal (38%) with subcategories that comprise 16% of the total 38%?

Contract Is an existing mentor-protégé agreement a requirement for this contract? If so, how will a contractor receive favorable credit under the source selection sub-factor and ratings compared to a contractor that does not have an agreement?

Technical Please clarify contractor responsibility in land permits, licenses and eminent domain.

Technical Would the Government be open to allowing proprietary designs and equipment if provided with Government Purpose Rights for this contract? Is this language meant to encourage Contractors to utilize commercially available and ready now equipment that does not require additional engineering development?

Technical Can the design standards for remaining tactical infrastructure components be provided to better develop our approach and insure we are compliant with existing CBP functionality?

Technical In as much it is impossible to prevent tunneling under a wall given unlimited time to do so, please provide a required delay time. For example, "The wall shall be designed to delay digging or tunneling below it to 6 feet depth, below the lowest adjacent grade, for 1.5 hours."

Technical Given the Threshold Requirement #5, what is the intent of the Objective Requirement and what is the upper limit of this requirement, given the plus sign "+" following the value of 4 hours?

Technical Please clarify if the wall required to pass over or through any body of water. If the wall is required to pass over or through any body of water, then please state the maximum width of such body of water, and state if the tunneling requirement is suspended in the area of that body of water.

Technical Will the Government provide information related to utility crossings or other interferences to a depth of at least 6 feet so that the Contractor can estimate the cost and impact of resolution?

Technical Please elaborate that resolution does not include coordinating the legal obtainment of easements and right of ways.

Technical If this requirement is also to apply to the other scope (design and mock-up), then suggest that this requirement be added to Section C – SOW, 3.1 Border Wall Design Considerations.

Technical Will the Government consider site visits to existing border security solutions implemented for US Customers outside the US in an operational environment to fulfill the prototype?

Technical Are these credentials required at the time of contract start or proposal submittal?

Technical Are any parts of this contract considered classified? If so, will a DD 254 be provided?

Technical Will the USG provide security intelligence on activity along the staging areas and/or border areas? Will US national guard, DHS, DEA and Border Patrol agents be accessible to the Contractor for emergency incidents support including medical or evacuation support?

Technical Will the contractor be responsible for building "man camps" or will USG provide lodging and life support when towns are inaccessible?

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 5:17 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: HSBP1017R0022_Solicitation Questions
Attachments: HSBP1017R0022 - Solid Concrete Wall Prototype Construction Design-Build Questions.xlsx

Good afternoon,

Questions on RFP HSBP1017R0022 are attached for the Government's review.

Thank you,

(b)(6), (b)(7)(C)

Question No. Reference

1 Section A, page 2, 2nd paragraph: "This acquisition will result in the award of multiple IDIQ contracts for the construction of a solid concrete wall prototype with the capacity to issue future task orders for construction along the American-Mexican border. This acquisition is separate and apart from solicitation HSBP1017R0023 for the "Other Border Wall Prototype", which is for the acquisition of a prototype using other than solid concrete materials, in addition to future possible construction along the American-Mexican border."

DHS Border Long Term Strategy RFI (2017-DHS-OCPO-RFI-0001)

2 Section A, page 2, 6th paragraph: "An awardee can only elect to withdraw from submitting a proposal on three (3) TO RFPs during a 365 calendar day period. Withdrawal requests in excess three (3) in a 365 calendar day period may result in the Government terminating a contractor's IDIQ contract for default."

3 Section H- Contract Clauses (General)

4 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 36, last paragraph: "Subcontractor: The Government recognizes that completion of a project is often a team effort. Therefore, if an offeror wishes to be credited with the experience and past performance of a subcontractor (i.e., a firm that is not a member of the joint venture), a firm, unequivocal letter of commitment signed by the subcontractor must be submitted."

5 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 37, 2nd paragraph: "If the offeror's proposal includes the use of subcontractors, the offeror may not change subcontractors without the Contracting Officer's approval."

6 Section L, Joint Ventures and subcontractors – Proposal Requirements; page 37, 2nd paragraph: "If the offeror's proposal includes the use of subcontractors, the offeror may not change subcontractors without the Contracting Officer's approval."

7 Section L, Phased Evaluation Process, page 37: "This solicitation is a phased evaluation, with a mandatory down-select between Phase I submission and Phase II submission."

Section L, Written Proposal Submission Format, page 38: "Do not use a font size smaller than 12, an unusual font style such as script, or condensed print for any submission."

8

Section L, 1) Demonstrated Experience, page 38:

9

"The Offeror shall describe the Prime Offeror's and/or Major Subcontractors' experience leading and successfully completing several large projects"

Section L, 2) Management and Technical Competences, page 39

10

"The Offeror shall identify key personnel with outstanding training, experience, and other qualifications...."

Section L, 2) Management and Technical Competences; page 39

11

"The extent to which the offeror has the skilled personnel and processes to perform a large and complex design and construction project shall be discussed. The offeror shall include descriptions of key personnel and their availability to support the project. The offeror shall also explain how it sets the project baseline, assesses status against the baseline, and addresses issues and variances. The offeror shall describe its ability to meet the Government's schedule requirements for the prototype construction. The offer shall outline the skills and competencies of staff who are available to support the technical and management activities of the project."

Section L, 3) Phased Concept Approach – Exemplar Questions; page 39

12

Section L, Volume 5 Subcontracting Plan (c), (1), page 46: Describe how your subcontracting targets compare to the CBP goals (e.g. meets, exceeds, or does not meet).

13

SMALL BUSINESS 38%
SMALLDISADVANTAGED 5%
WOMANOWNED 5%
HUBZONE 3%
SERVICE DISABLED VETERANOWNED 3%

14 Section M.6 Evaluation Approach, Factor 2-4 – Small Business Subcontracting Plan, page 56: The Government will evaluate the Offeror’s signed letter of mentor-protégé agreement approval from the DHS Office of Small Business and Disadvantaged Business Utilization (OSDBU), which is applicable only to large businesses.

15 Section C - Description/Specification, (d), page 5: "The Contractor shall furnish all labor, material, equipment, supervision, etc. necessary to complete the requirements of this contract in accordance with this this solicitation/contract, and all applicable Federal, State, and Local laws, regulations, specifications, codes, certifications, etc., to whichever is most stringent"

16 Section C- SOW, C.1, Introduction, Page 1, 1st paragraph: "The proposed prototype designs shall not include the use of proprietary design or equipment."

17 Section C- SOW, C.3.1, Border Wall Design Considerations, Page 2

18 Section C- SOW, C.3.1, Border Wall Design Considerations, Threshold Requirements 5) page 2 and C.3.4.1 Border Wall (Task Order), Page 4 "5) The wall shall prevent digging or tunneling below it for a minimum of 6 feet below the lowest adjacent grade."

19 Section C- SOW, C.3.1, Border Wall Design Considerations, Threshold Requirements 6), page 2 and C.3.4.1 Border Wall (Task Order), page 4 "The wall shall prevent/deter for a minimum of 1 hour the creation a physical breach of the wall (e.g., punching through the wall) larger than 12-inches in diameter or square using sledgehammer, car jack, pick axe, chisel, battery operated impact tools, battery operated cutting tools, Oxy/acetylene torch or other similar hand-held tools." Section C- SOW, C.3.1, Border Wall Design Considerations, Objective Requirements 2), page 2 and C.3.4.1 Border Wall (Task Order), page 4

20 Section C- SOW, C.3.1, Border Wall Design Considerations, page 2

21 Section C- SOW, C.3.2, Design and Construction Requirements; page 3: "All below grade utility crossings or other above or below grade interferences shall be coordinated, with any conflicts resolved, by the Contractor prior to start of construction."

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24 Section C- SOW, C.10, Key Personnel; page 12: "The credentials of the proposed Lead Designer will be viewed to ensure they are a registered professional engineer. Professional Registration and/or Licensing is required in California. Texas, New Mexico, and Arizona are preferred as well."

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Question Category	Question
Contract	DHS Border Long Term Strategy RFI (2017-DHS-OCPO-RFI-0001) seeks innovative ideas and recommendations from Industry on how to secure the Southern Border. It states that the "procurement of the complete, extensive wall will come sometimes later." This RFP includes potential for future work on the wall via Task Orders issued on a Multiple Award(MA) IDIQ. Please clarify the relationship and use of this MA/IDIQ vehicle with the previously released RFI(s) for both Remote Video Surveillance and Long Term Strategy. Specifically, will this MA/IDIQ vehicle be used to acquire additional capabilities to secure the Southern Border such as C2, towers, communications radars, RVSS, cameras and other types of sensors along the border? Will this MA/IDIQ also be used to procure Sustainment and Training?
Contract	How many task orders are anticipated to be issued within each 365 calendar day period? Does a 365 calendar day period commence at the start of a new calendar year?
Contract	Has CBP requested a SAFETY Act pre-qualification designation notice from DHS and will CBP include FAR 50.205-2 in the solicitation?
Contract	The RFP allows for inclusion of subcontractor experience to meet experience requirements: However, in Section L, Phase I Concept Papers / Request for Qualifications, subcontractors are only mentioned under the 1) Demonstrated Experience Section (page 38) but not under 2) Management and Technical Competence or 3) Prototype Concept Approach (page 39). Please confirm that Subcontractors experience can be utilized for experience subject to the other RFP requirements.
Contract	Please confirm if this requirement is applicable to COTS and general construction equipment.
Contract	Please confirm if this requirement is applicable to all Task Orders not yet issued as subcontract requirements cannot be determined for unknown task orders and a subcontractor used for Phase I and Phase II may not be utilized on all future task orders.
Contract	The Government indicates there will be a mandatory downselect between Phase 1 submission and Phase 2 Submission. Will there be a mandatory down-select after Phase 2 Submission and has the Government decided on the number of multiple award IDIQ it intends to place?

Response Format It is stated not to use font size smaller than 12, however, similar section for Phase II on page 42 contains the following statement: "Graphic presentations, including tables, while not subject to the same font size and spacing requirements, shall have spacing and text that is easily readable." Is the intent that Phase I responses will not have graphics and tables or that if included they have to use 12 point font or larger?

Contract How does CBP define "large" in the context of demonstrated experience successfully completing several large projects?

Technical Please elaborate on the training requirements in Section C – SOW so that the appropriate staff can be assigned.

Technical If additional personnel are named will the additional descriptions of scope and experience be included in the original page count?

Technical Several of the exemplar questions to be considered during the proposal review are specific to experience on the Southwest Border. Is the Southwest Border experience a minimum requirement or environments similar to the Southwest Border acceptable?

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Technical Please clarify contractor responsibility in land permits, licenses and eminent domain.

Technical Would the Government be open to allowing proprietary designs and equipment if provided with Government Purpose Rights for this contract? Is this language meant to encourage Contractors to utilize commercially available and ready now equipment that does not require additional engineering development?

Technical Can the design standards for remaining tactical infrastructure components be provided to better develop our approach and ensure we are compliant with existing CBP functionality?

Technical In as much it is impossible to prevent tunneling under a wall given unlimited time to do so, please provide a required delay time. For example, "The wall shall be designed to delay digging or tunneling below it to 6 feet depth, below the lowest adjacent grade, for 1.5 hours."

Technical Given the Threshold Requirement #6, what is the intent of the Objective Requirement and what is the upper limit of this requirement, given the plus sign "+" following the value of 4 hours?

Technical Please clarify if the wall is required to pass over or through any body of water. If the wall is required to pass over or through any body of water, then please state the maximum width of such body of water, and state if the tunneling requirement is suspended in the area of that body of water.

Technical Will the Government provide information related to utility crossings or other interferences to a depth of at least 6 feet so that the Contractor can estimate the cost and impact of resolution?

Technical Please elaborate that resolution does not include coordinating the legal obtainment of easements and right of ways.

Technical Will the Government consider site visits to existing border security solutions implemented for US Customers outside the US in an operational environment to fulfill the prototype?

Technical Are these credentials required at the time of contract start or proposal submittal?

Technical Are any parts of this contract considered classified? If so, will a DD 254 be provided?

Technical Will the USG provide security intelligence on activity along the staging areas and/or border areas? Will US national guard, DHS, DEA and Border Patrol agents be accessible to the Contractor for emergency incidents support including medical or evacuation support?

Technical Will the contractor be responsible for building "man camps" or will USG provide lodging and life support when towns are inaccessible?

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 1:20 PM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0023: Question
Attachments: Question - HSBP1017R0023.xlsx

Team

I have attached an Excel file with a question regarding the subject RFP. Question is repeated below for convenience.

"Can respondents submit concept papers in Phase I that address a method to pay for building the wall without specifically proposing a prototype wall design?"

Table L.1 – Questions Format (HSBP1017R0023)

Question No.	Reference	Question Category
# 1	<i>Solicitation HSBP1017R0023, Section A, Page 2, Paragraph 2; and Section L, Page 35, Paragraph 5, Alternate Proposals</i>	<i>Contract</i>

Question
<i>Can respondents submit concept papers in Phase I that address a method to pay for building the wall without specifically proposing a prototype wall design?</i>

Can respondents submit concept papers in Phase I that address a method to pay for building the wall without specifically proposing a prototype wall design?

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Saturday, March 18, 2017 2:32 PM
To: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0022, Phase I

(b) (5)

From: (b)(6), (b)(7)(C)
Sent: Saturday, March 18, 2017 10:44 AM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: HSBP1017R0022, Phase I

To whom it may concern,

i would like to submit a proposal of a Border Wall Design Concept to the solicitation process (HSBP1017R0022, Phase I). The proposal has been attached to this email as an PDF document (HSBP1017R0022 - Phase I - Border Wall - Design Concept by (b)(6), (b)(7)(C).pdf)

I'm not familiar with this kind of solicitation process, but hope that it is possible as a private person to take part in the selection process and that the proposal meets the required standards. At this point I would also like to apologize in advance if my english does not meet the standards.

In addition I would like to receive an acknowledgement of receipt of this e-mail and proposal.

Yours sincerely

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 5:11 AM
To: Robin Romero; BORDERWALLDESIGNBUILD
Subject: RE: Solicitation Number: 2017-JC-RT-0001

See www.fbo.gov. Go to HSBP1017R0022 and HSBP1017R00023.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 10:12 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: Solicitation Number: 2017-JC-RT-0001

Dear Contracting Officer -

Please indicate when DHS will be posting RFP HSBP1017R0022

Thank you

(b)(6), (b)(7)(C)
Interested Vendor

From: (b)(6), (b)(7)(C)
Sent: Monday, March 13, 2017 12:05 PM
To: BORDERWALLDESIGNBUILD
Subject: Info

To whom it may concern,

Please indicate if within the RFP that will be issued, the specific requirements and format for the concept paper presentation of the wall prototype will be indicated.

Thank you for your time,

(b)(6), (b)(7)(C)

Vendor

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 10:09 PM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0022 Phase 1
Attachments: Question Matrix 4.xlsx

Attached please consider additional question for the subject solicitation

From:

(b)(6), (b)(7)(C)

Sent:

Wednesday, March 22, 2017 8:00 PM

To:

BORDERWALLDESIGNBUILD

Cc:

(b)(6), (b)(7)(C)

Subject:

HSBP1017R0022 Phase 1

Attachments:

Question Matrix 3.xlsx

Attached is one additional question.

Solicitation RFP HSBP1017R0022 Phase 1

Questions Format		
Question No.	Reference	Question Category
#	<i>Solicitation or Attachments, and Section</i>	<i>Contract or Technical</i>
1	SOW	technical
2	SOW	technical
3	SOW	technical

Question	
<i>Question</i>	
Is seismic design required for the for the prototype	
Can the Functionality of the wallL ability to facilitate/interact with gates and fences be better defined?	
Does the prototype need to take into account going over drainage structures?	

Solicitation RFP HSBP1017R0022 Phase 1

Questions Format		
Question No.	Reference	Question Category
#	<i>Solicitation or Attachments, and Section</i>	<i>Contract or Technical</i>
1	Section M - Evaluation Factors for Award, Section M.4 Responsibility Determination, page 51	

Question	
<i>Question</i>	
We are a newly formed Joint Venture of which both parties to the JV are already registered individually in SAM. Will separate SAM registration will be required for joint venture even if both members are registered and if so will the registration need to be in place prior to Phase 1 submittal or can it be done prior to phase 2 submission. the short turn around for response to phase 1 may be difficult to get the formation and registration completed in the timeframe allowed.	

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 9:15 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: Solicitation HSBP1017R0022 - Phase 1
Attachments: Question Matrix 1.xlsx

Dear Sir:

Attached please find our questions concerning the above subject solicitation

(b)(6), (b)(7)(C)

Solicitation RFP HSBP1017R0022 Phase 1

Questions Format		
Question No.	Reference	Question Category
#	<i>Solicitation or Attachments, and Section</i>	<i>Contract or Technical</i>
1	Solicitation Section L Page 40	Technical
2	Section L, Page 35, General Instructions to Offerors	Technical
3	Section L, Page 38, Written Proposal Submission Format:	Technical
4	Section L, Page 38, Written Proposal Submission Format:	Technical
5	SOW, Page 3&4, Threshold Requirements:	Technical
6	SOW, Page 3&4, Threshold Requirements:	Technical
7	SOW, Page 3&4, Threshold Requirements:	Technical
8	SOW, Page 3&4, Threshold Requirements:	Technical
9	SOW, Page 3&4, Threshold Requirements:	Technical
10	SOW, Page 3&4, Threshold Requirements:	Technical

11	SOW, Page 3&4, Threshold Requirements:	Technical
12	SOW, Page 3&4, Threshold Requirements:	Technical
13	SOW, Page 4 & 5, Mock-Up Construction:	Technical

Question	
<i>Question</i>	
Section 1 Demonstrated Experience requires that experience reference projects be "(completed to at least 50% or more within the past 5 years). Can the 5 year timeframe be increased to within the last 10 years to allow for inclusion of more projects to be considered as demonstrated experience?	
How often and when will questions and answers be provided?	
Is the submittal allowed in pdf or does it have to be in word or excel?	
Are the structural drawings part of the 10 page limitations?	
What is the service life of the wall?	
Please expand on the definition of anti-tunneling.	
What is the design criteria (i.e. LRFD, ACI, Etc.)?	
Where do we get the Border Patrol Approved Design Standards referenced on page 62 of the pdf documents? See Border Wall Design Considerations, C.3.1.	
Is the terrain slope requirement 45 percent as shown here or 45 degrees as shown on page 39 of Section L?	
Please clarify whether the prototype wall is to be designed and constructed to a height of 30' or 18'. The cost and constructability will be severely impacted by the 12' differential and the evaluations not comparable.	

: What is the proximity of proposed border wall to border/existing fence?	
Is there a maximum width or thickness of the wall?	
Are see through properties a requirement?	

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 5:27 AM
To: BORDERWALLDESIGNBUILD
Subject: Border Wall Build Question

Hello Sir or Madam,

I am inquiring on behalf of my boss from China, he is very interested in assisting President Donald Trump in his work with the Mexican Border Wall. I would like to verify the steps for the first phase of the proposal due by March 29, 2017.

Do we have to fill out the first 2 pages of this document :[file:///C:/Users/lwu/Downloads/HSBP1017R0022 - Solid Concrete Wall IDIQ RFP \(003\)%20\(1\).pdf](file:///C:/Users/lwu/Downloads/HSBP1017R0022 - Solid Concrete Wall IDIQ RFP (003)%20(1).pdf) ?

and then what other documents must we provide for the first phase?

Please if I could get a contact phone number, that would be greatly appreciated as this is our first time attempting to assist a major US project. We are highly experienced in the management of multi-billion dollar companies in China, and we feel that we are more than adequate for the execution of this job.

thank you kindly,
Secretary

From: (b)(6), (b)(7)(C) on behalf of BORDERWALLDESIGNBUILD
Sent: Thursday, March 23, 2017 7:52 AM
To: (b)(6), (b)(7)(C) BORDERWALLDESIGNBUILD
Subject: RE: [FWD: HSBP1017R0023 - (b)(6), (b)(7)(C)]

Per solicitation, an amendment will be issued answering questions posed.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 4:46 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Subject: [FWD: HSBP1017R0023 - (b)(6), (b)(7)(C)]

2nd request as no reply received. Pls advise where we can view the reply.

Thank you,

(b)(6), (b)(7)(C)

----- Original Message -----

Subject: HSBP1017R0023 - (b)(6), (b)(7)(C)
From: (b)(6), (b)(7)(C)
Date: Sat, March 18, 2017 11:52 am
To: BorderWallDesignBuild@cbp.dhs.gov

Hi,

We have a question regarding "Other Border Wall RFP / Solicitation Number: HSBP1017R0023"

(b) (4)

Thank you,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 28, 2017 8:16 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: FW: FYI/Heads Up - Border Wall RFPs

Good Morning,
This is just an FYI.

V/r,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 27, 2017 8:01 AM
To: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Subject: FYI/Heads Up - Border Wall RFPs

Good morning (b)(6), (b)(7)(C)

In case you get any questions, I wanted to let you know about something I spotted. Please see the text below in red. Regards, -

(b)(6), (b)(7)(C)

(b) (5)

(b) (5)

Regards, (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:40 PM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0023 Phase 1
Attachments: HSBP1017R0023_Phase1_Questions.xlsx

To Customs and Border Protection,

Please see our questions for solicitation HSBP1017R0023 (Other Border Wall RFP) Phase 1.

Best Regards,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:40 PM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0022 Phase 1
Attachments: HSBP1017R0022_Phase1_Questions.xlsx

To Customs and Border Protection,

Please see our questions for solicitation HSBP1017R0022 (Solid Concrete Border Wall RFP) Phase 1.

Best Regards,

(b)(6), (b)(7)(C)

Table L.1 - Questions Format

Question No.	Reference	Question Category
	<i>Solicitation or Attachments, and # Section</i>	<i>Contract or Technical</i>
1	Solicitation, Section L: Page 36 bottom paragraph: <u>Subcontractors</u>	Contract
2	Solicitation, Section L: Page 38, Phase I Concept Paper/Request for Qualifications, 1) Demonstrated Experience	Contract
3	Attachment #1: SOW, Article C.3 - General Intentions, C.3.1 Border Wall Design Considerations	Technical
4	Attachment #1: SOW, Article C.3 - General Intentions, C.3.1 Border Wall Design Considerations	Technical
5	Attachment #1: SOW, Article C.3 - General Intentions, C.3.1 Border Wall Design Considerations	Technical

	Attachment #1: SOW, Article C.3 - General Intentions, C.3.1 Border Wall Design	
6	Considerations	Technical

Question

Question

For Phase I submission, does unequivocal letter of commitment need to include the services being provided by the Subcontractor?

The Concept Paper is limited to 10 pages, exclusive of PPC and Summary matrix. The RFP allows up to three different Concept proposals per Proposer (6 for JVs). Clearly depicting the details of Proposed concepts will be extremely challenging in the allotted numbers of pages. Is there an opportunity to have a separate concept package - maybe with visuals only for each proposed concept?

SOW provides hole dimensions and durations to breach for smaller tools, but is silent on other design criteria such as vehicular impact (mass and speed), Progressive collapse requirements, resistance to blast wave pressures, etc. These technical requirements will have an impact on the design concepts as well as construction methods and costs. Please advise if additional technical criteria will be provided in Phase I.

Certain concepts lend themselves favorably to Objective Requirements as well as Threshold requirements. However, achieving Objective requirements may result in additional cost per length of wall. Are there thoughts about the representative value of the Objective requirements above and beyond threshold requirements?

The first Objective Requirement is to create viewing opportunities through the wall. Is this intended to be a continuous viewing window: a certain size window at a typical spacing, or some other prescriptive requirement.

As it relates to the approach to the wall as it relates to the water body dividing the two countries. Is the intent to build the wall in our side in high land (possibly limited access to the water body from the north side) or is the intent to provide a wall within the river, and if so, does it also need to extend a minimum of 18 Ft.?

From:
Sent:
To:
Cc:
Subject:

(b)(6), (b)(7)(C)

Wednesday, March 22, 2017 1:36 PM

BORDERWALLDESIGNBUILD

(b)(6), (b)(7)(C)

RFP HSBP1017R0023.

Hello,

In regards to the border wall Solicitation HSBP1017R0023. We have some questions below.

Questions:

Will barbed wire, or razor ribbon, or spikes, be acceptable for the top of the fence, to prevent climbing?

Is there a requirement on installation rate for the fence, after the mock up phase on the project?

Would a razor ribbon mesh panel be acceptable?

Is a taut wire intrusion detection fence acceptable, to add to the fence panel?

Does the bottom 12FT of the fence need to be see through?

Thank You,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, March 19, 2017 10:50 AM
To: BORDERWALLDESIGNBUILD
Subject: Border wall

Would you have the contact information of the border wall project lead?

Relating to the design of the wall, I would like to pass on a few comments.

1. I really want a successful border barrier project.

2. The location of the wall is more important than what the wall is made out of. There is no mention of location in the RFP.

If the area on BOTH sides of the wall are controlled, a chain link fence usually works fine. The most secure prisons in the world only use chain link fences as they control both sides of the fence and don't allow anyone to approach the fence without serious consequences.

When the fence is placed up against the border and only one side is controlled, even if it's 30' tall and made out of concrete it will still be cut through and climbed.

The northernmost unbroken border wall should be located a significant distance from the border 1/2 to 50 miles north of the actual border to give CBP the advantage of operating 90% of the time on the South side of the wall.

3. Build your wall where it is easily defended.

Response times are far better when you build the wall in locations that are easy to defend. The Great Wall of China is a great example of always building along ridge tops to give defenders the advantage and attackers the disadvantage. Building the wall where you force intruders to cross significant distances after being detected is advantageous in many ways. Don't post border patrol personnel in inhospitable/remote areas if possible.

4. Fast transportation along the wall is critical.

Responses to intrusions must be quick and 24-7 available. Additionally, responses should be unpredictable and undetectable to avoid telegraphing your movements to approaching enemies. Transportation solutions should be part of your RFP.

5. Sensors and utilities are critical

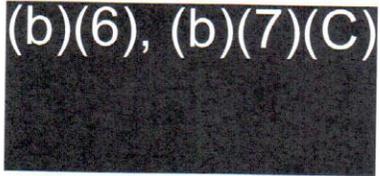
Detection is critical to enable response and apprehension before they touch our big beautiful wall. Utilities and sensors for detection and assessment are critical and should also be part of this RFP.

I appreciate your consideration of these comments.

Thanks,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 4, 2017 7:53 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: seeks latest RFP's

Hi (b)(6), (b)(7)(C) we wish to bid on building the Wall. We need the latest RFP(s) and all specifications and format requirements. We need to understand the deadline--is it 11:59 pm April 4, 2017, Eastern Daylight Savings Time, or Indiana time?

What other requirements will we need to comply with? We are signed up with the Federal Business Opportunities site but we have no category number for our company.

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 15, 2017 10:01 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: RFP announcements for border wall

(b)(6), (b)(7)(C) would you please add the staff copied here to the distribution list for these announcements. Thanks!

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 15, 2017 6:42 AM
To: (b)(6), (b)(7)(C)
Subject: 3/14/17 Updated: Pre-Solicitation Notice

Good morning, the following was posted on FedBizOps.

<https://www.fbo.gov/spg/DHS/USCS/FPSB/2017-JC-RT-0001/listing.html>

The Department of Homeland Security, Customs and Border Protection, is finalizing the request for proposal and still estimates release soon. Industry interest has been very high. To accommodate the industry interest and feedback, DHS CBP intends to expand the opportunity for offerors to propose wall designs. We currently contemplate releasing two RFPs—one focused on concrete designs, and one focused on other designs.

Note: Please direct all future inquiries regarding this project to the following email address:

BorderWallDesignBuild@cbp.dhs.gov

(b)(6), (b)(7)(C)

From:

(b)(6), (b)(7)(C)

Sent:

Wednesday, March 22, 2017 3:35 PM

To:

BORDERWALLDESIGNBUILD

Cc:

(b)(6), (b)(7)(C)

Subject:

HSBP1017R0022 Phase 1

To Whom It May Concern:

Would it be possible to get a one week extension on the response deadline for this RFP?

Is the 6 feet anti-dig/anti-tunnel required to be 6 feet vertically or can it be 6 feet horizontally?

Respectfully,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 20, 2017 7:17 AM
To: BORDERWALLDESIGNBUILD
Subject: 2 RFP's??

The instructions for the two RFP's (HSBP1017R0022 and HSBP1017R0023) look identical. Should both forms be filled out and returned...or are they indeed separate instructions?

Thank you?

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, March 10, 2017 5:23 PM
To: BORDERWALLDESIGNBUILD
Subject: Question Regarding Border Wall

Dear Border Wall Design Build,

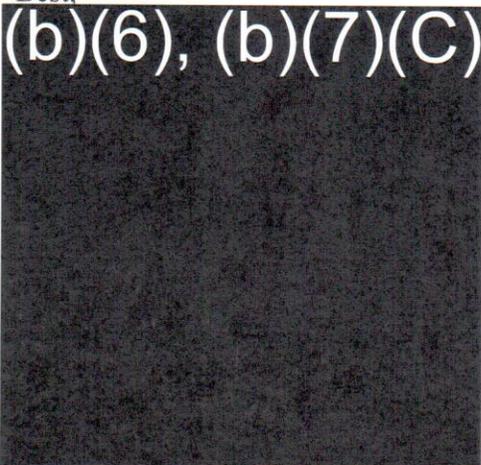
My name is (b)(6), (b)(7)(C) from *The Economist* in New York. I am writing an article on the bidding process for the border wall. After reading the notice from <https://www.fbo.gov/index?s=opportunity&mode=form&tab=core&id=dd3bb84fde638f0add2d1bf6560da6b5&cvview=0>, I would just like to ask for your kind clarification on a few points. I'd be very grateful for your assistance.

1. Phase 1 of the RFP requires potential vendors to submit a concept paper. Will the concept paper require vendors to provide a written description of their proposal or to draw up some designs (or both)? Also, what are the "aesthetics" requirements? Must the wall be a specific color?
2. According to FAR Part 36.3, Two Phase Design Build Procedures, the "contracting officer shall select the most highly qualified offerors (not to exceed the maximum number...)". What is the maximum number of "winners" that go on to Phase 2?
3. During Phase 2, vendors submit a price. What type of bidding structure is used? For example, sealed-bid or open-bid?
4. What is an IDIQ contract? Roughly how many such contracts will be awarded after Phase 2? Presumably several "winners" of the bid will begin construction on different parts of the wall?
5. I understand that the RFP will not be issued before March 15. Do you have some sense as to how long the delay will be?

Thank you so much. I look forward to hearing from you.

Best,

(b)(6), (b)(7)(C)



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From:
Sent:
To:
Subject:

(b)(6), (b)(7)(C)
Wednesday, March 22, 2017 2:07 PM
BORDERWALLDESIGNBUILD
HSBP1017R0023

Dear DHS-CBP team,

Thank you for the opportunity to submit questions for the present solicitation, provided below.

1. On page 41, you ask for offeror's "experience executing high profile, high visibility and politically contentious design-build projects" – if it's politically contentious, why is this wall going forward? Will the government be providing security for access ways to the build sites, as there will likely be numerous protesters, or is the contractor expected to budget for this? What provisions does the government make for lawsuits against the contractor or overall loss of business resulting from protests against their organizations, all costs of doing business for this activity?
2. On page 66, the RFP mentions a Health and Safety Plan, is the offeror able to write in plugs for retributions to employees injured or killed in the construction of this wall, also a cost of doing business for this activity? Or should the families of injured parties directly sue the government?
3. The RFP offers no mention whatsoever of an environmental impact study? US government regulation 40 CFR 1502 requires an environmental impact study for this procurement. It is unreasonable for the DHS-CBP to expect multiple bidders and IDIQ holders to conduct independent environmental impact studies, especially when this does not present a best value to the US government or a wise use of taxpayer dollars. Can DHS please share the comprehensive environmental impact study for any and all construction of a border wall or any other type for construction along the US – Mexican border? A lack of such information could be grounds for a protest of the award of any and all IDIQ contracts and task orders.
4. What plans has DHS-CBP envisioned to address environmental impact due to disrupting the migratory patterns of [non-human] animals, as listed on the U.S. Fish & Wildlife Services website (https://www.fws.gov/refuge/Lower_Rio_Grande_Valley/wildlife_and_habitat/species_list.html)? Should offerors include the installation of land bridges to permit free movement said species?
5. The RFP offers no mention of branding. Is the offeror able or required to include branding on the wall, on one or both sides? Such branding could include:
 - "This wall does not represent the views or beliefs of the American people."
 - "This wall was the order of an administration that did not receive the popular vote and therefore goes against the sentiment of the American people."
 - Murals on one or both sides of the wall that demonstrate tolerance and basic human decency.
6. What is DHS-CBP's plan for proposed bill H.R. 1294, the Reducing Department of Homeland Security (DHS) Acquisition Cost Growth Act? What is the likelihood that this bill might affect the present procurement? In light of GAO's inclusion of DHS on its' High risk List since DHS's inception in 2013, what oversight initiatives have been put in place for this procurement for both the contractor and DHS-CBP?
7. The RFP does not include Appropriations and Accounting data – can DHS-CBP please provide clarity on the funding sources for the present procurement? How much of the FY 2017 discretionary funding budget of \$40.6 billion will be attributed to this procurement? Are the 2017 funds sufficient to cover the full procurement or is

funding for this full activity contingent upon future budgets that will require Congressional approval? The DHS FY 2017 Budget-in-Brief document specifies a total of “\$355.7 million to maintain the necessary infrastructure and technology” – which is not sufficient funding to move forward with this procurement. In light of the current discord in Congress about the preliminary budget plan and the fact that the current President has a proven history of not paying contractors and service providers for services rendered, offerors and the public would feel more comfortable having clear guidance on this point.

8. DHS-CBP has simultaneously released two procurements for a border wall along the southern border – HSBP1017R0022 and HSBP1017R0023. Could the agency please provide clarity about the logistics of the dual procurements? Does DHS-CBP envision multiple walls? If the concrete and other walls need to be integrated at any point, how do offerors need to plan for construction needs to stabilize and connect the independent sections? Currently an unfair advantage is given to bidders active on both procurements, as they can coordinate infrastructure integration, planning, and costs.

9. Can DHS-CBP provide a topographical map with a full outline for all areas that would require future construction? Our understanding is that the border wall does not physically lie on the border in many places and this information would help with planning and preparation. Additionally, what steps has DHS-CBP and/or the U.S. Government taken to address eminent domain concerns that could considerably hold up construction and result in incremental costs to the government and the contractor?

Thank you for your time and we look forward to published, reasonable responses in line with FAR regulations.

Sincerely,
Interested Party

From:

(b)(6), (b)(7)(C)

Sent:

Thursday, March 9, 2017 4:22 PM

To:

BORDERWALLDESIGNBUILD

Subject:

Solicitation Number: 2017-JC-RT-0001 Design-Build Structure

Gentlemen:

As one of the nation's largest contractors, (b) (4) request that the industry be given twenty-one (21) calendar days after the release of the Request of Proposal (RFP) for Solicitation Number: 2017-JC-RT-0001 Design-Build Structure to respond. This time is necessary in order to properly evaluate the requirements of the RFP and prepare the best response possible.

Thank you for your consideration,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 15, 2017 10:14 AM
To: BORDERWALLDESIGNBUILD
Subject: Media inquiry - New RFP
Attachments: ce04b9.png

Good morning,

I'm a digital reporter for Univision covering the subject of the proposed border wall. Is there someone I can talk to regarding the second RFP on "other" design structures besides a concrete wall? I'm not sure I understand what that means, and we're publishing a story on the issue today.

Thanks for your help.

Respectfully,

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, March 31, 2017 11:54 AM
To: BORDERWALLDESIGNBUILD
Subject: HSBP1017R0022

I am unable to open the RFP Package and receiving the following error:

Page Not Found

The page you requested could not be found.

Please press the Back button or go [Home](#).

Please Help...

--

Thank you

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, April 7, 2017 11:30 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: FW: HSBP1017R0022, Phase I: Caddell Construction
Attachments: HSBP1017R0022_PhaseI_Caddell.pdf; HSBP1017R022_PhaseI_SummaryMatrix_Caddell.pdf; Caddell_Att8_CBP_PerfEvalSurvey.pdf; GRW_Att8_CBP_PerfEvalSurvey.pdf; HSBP1017R0022_SF30s_Caddell.pdf

Concrete #9

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 04, 2017 3:42 PM
To: BORDERWALLDESIGNBUILD <borderwalldesignbuild@cbp.dhs.gov>
Cc: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0022, Phase I: Caddell Construction

The SF 30s were left off of the first email. They are now attached along with the attachments in our previous email.

Thank you,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 04, 2017 2:32 PM
To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: HSBP1017R0022, Phase I: Caddell Construction

Caddell is pleased to submit this Phase 1 – Concept Papers/Qualifications Statement via email for the above-referenced solicitation.

Thank you for your consideration of these materials. Please contact us at any time with questions or if there is more we might do to assist in your evaluation and review.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 2:45 PM
To: BORDERWALLDESIGNBUILD
Subject: Questions related to RFP Number and Phase HSBP1017R0022 - Version 2
Attachments: Questions log v2.xlsx

Hello,

Attached please find questions related to the above-referenced Border Wall Design Build RFP. One addition question was added from the original question log sent earlier this morning. They are all included here for your convenience. Again, thank you for your time.

(b)(6), (b)(7)(C)

Question #	Page #	Section Heading	Question
1	33, end of the page	3052.219-72 Evaluation of Prime Contractor...	Please confirm that the mentor-protégé letter is only required in Phase 2.
2	38, middle of page	Written Proposal Submission Format	In the first paragraph, the instructions indicate submissions should be in Word and/or Excel format, and the third paragraph makes reference to .pdf pages. Please confirm that the entire submission can be submitted in .pdf, primarily to ensure that fonts are not substituted in Word when opened by a reviewer that alter the original layout and push the submittal beyond the 10-page limit.
3	38, last paragraph	1) Demonstrated Experience	Currently, projects described in this section are to have been completed to at least 50% or more within the past five years. To provide evaluators with a more complete understanding of proposers' experience, could that time frame be moved to 10 years?
4	38, last paragraph	1) Demonstrated Experience	The instructions currently are to submit a completed Project Performance Survey with our concept paper. Is it acceptable to submit more than one CBP Contractor Performance Evaluation Survey without it impacting the 10-page limit?
5	35, first paragraph	General Instructions to Offerors	Instructions indicate responses should be submitted electronically no later than 4 p.m. March 22. In what time zone?
6	38, fourth paragraph	Written Proposal Submission Format	The instructions require at least a 12-point font. Is a smaller font, e.g., 10-point, acceptable for tables, graphics, captions, etc.

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 12:23 PM
To: BORDERWALLDESIGNBUILD
Subject: Questions related to RFP Number and Phase HSBP1017R0022
Attachments: Questions log.xlsx

Good morning,

We respectfully submit the attached questions related to the Solid Concrete Wall Prototype Construction Design-Build Multiple IDIQ TOC RFP.

Thank you in advance.

(b)(6), (b)(7)(C)

Question #	Page #	Section Heading	Question
1	33, end of the page	3052.219-72 Evaluation of Prime Contractor...	Please confirm that the mentor-protégé letter is only required in Phase 2.
2	38, middle of page	Written Proposal Submission Format	In the first paragraph, the instructions indicate submissions should be in Word and/or Excel format, and the third paragraph makes reference to .pdf pages. Please confirm that the entire submission can be submitted in .pdf, primarily to ensure that fonts are not substituted in Word when opened by a reviewer that alter the original layout and push the submittal beyond the 10-page limit.
3	38, last paragraph	1) Demonstrated Experience	Currently, projects described in this section are to have been completed to at least 50% or more within the past five years. To provide evaluators with a more complete understanding of proposers' experience, could that time frame be moved to 10 years?
4	38, last paragraph	1) Demonstrated Experience	The instructions currently are to submit a completed Project Performance Survey with our concept paper. Is it acceptable to submit more than one CBP Contractor Performance Evaluation Survey without it impacting the 10-page limit?
5	35, first paragraph	General Instructions to Offerors	Instructions indicate responses should be submitted electronically no later than 4 p.m. March 22. In what time zone?

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 3:37 PM
To: BORDERWALLDESIGNBUILD
Subject: Solicitation No. HSBP1017R0022, Phase 1
Attachments: (b) (4)

Good Afternoon,

The attached file contains the questions from (b) (4)

Please let me know if you have any issues or questions regarding the file.

Thank you.

(b)(6), (b)(7)(C)

Question No.	Reference	Question Category	Question
1	Section I Contract Clauses, page 15	Contractual	Will CBP consider applying the factor mentioned in 3052.219-71 to SBA Mentor Protégé Program Participants, and not just DHS MP Participants as prescribed in 3052.219-72?
2	Attachment #1 Articles C.6 and C.7	Technical	The RFP is not clear on expectations of the contractor with respect to environmental impacts beyond Best Management Practices on the construction site. What is the contractor's responsibility with respect to Cultural and Natural Resource identification and protection, compliance with Federal, State, and Local environmental regulations, protection of endangered species, interface with regulatory agencies, environmental remediation if need is identified on the construction route, and other environmental issues beyond BMP at the construction site?

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 4, 2017 2:13 PM
To: BORDERWALLDESIGNBUILD
Subject: Yates Response PH I Concept Paper_Qual. Statement - Sol# HSBP1017R0022
Attachments: Yates Response PH I Concept Paper_Qual. Statement - Sol# HSBP1017R0022.pdf; Yates Amendments 1-7_ Solicitation 0022 SF30s.pdf

Importance: High

Subject: W.G. Yates & Sons Construction Company Phase I – Concept Papers/Qualifications Statements
RFP #: HSBP1017R0022

To Whom it May Concern:

Please find W.G. Yates & Sons Construction Company's response in the format you have requested. We look forward to the next step. Please confirm receipt of this email and attachments.

Sincerely,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 5:39 PM
To: BORDERWALLDESIGNBUILD
Cc: (b) (4)
Subject: HSBP1017R0022 - Phase I (Solid Concrete Border Wall Questions)
Attachments: Concrete R0022 - Ph I.xlsx

Good Afternoon,

Please see the attached questions for Solicitation HSBP1017R0022, Phase I for the Solid Concrete Border Wall.

Thank you,

(b)(6), (b)(7)(C)

W.G. Yates & Sons Construction Co.
Solid Concrete Border Wall RFP
Solicitation: HSBP1017R0022 - Phase I

Table L.1 - Questions Format			
Question No.	Reference	Question Category	Question
# 1	Solicitation	Contract	Please verify that the solicitation posted on March 17, 2017 at 9:47PM is the correct solicitation to use for submission of offers. Please verify as well that the posting of March 17, 2017 at 6:56PM contains a defective document upload and that the posting of March 17, 2017 at 9:42PM is a duplicate of the 9:47PM posting.
# 2	Solicitation	Contract	Please verify that all submission times listed are EDT, or if not, please indicate the time zone to be used.

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 4:34 PM
To: BORDERWALLDESIGNBUILD
Cc: (b) (4)
Subject: Solid Concrete Border Wall RFP (HSBP1017R0022)

Good Afternoon,

This Solicitation for the Solid Concrete Border Wall is showing 3 files:

1. RFP Package
2. Solicitation 1
3. Solicitation 2

The RFP Package, displays "Page Not Found" and there seems to be no difference in the Solicitation 1 & 2 files. Can you confirm that the Solicitation 2 file is the one we are to use?

Thank you,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, March 22, 2017 10:21 AM
To: BORDERWALLDESIGNBUILD
Subject: Solicitation No.: HSBP1017R0022 (Requisition No.: 20098173) / Solicitation No.: HSB1017R0023 (Requisition No.: 20098235); [Questions]
Attachments: US Border Wall Q-A Submission - (b) (4) .xlsx

Sir / Madam:

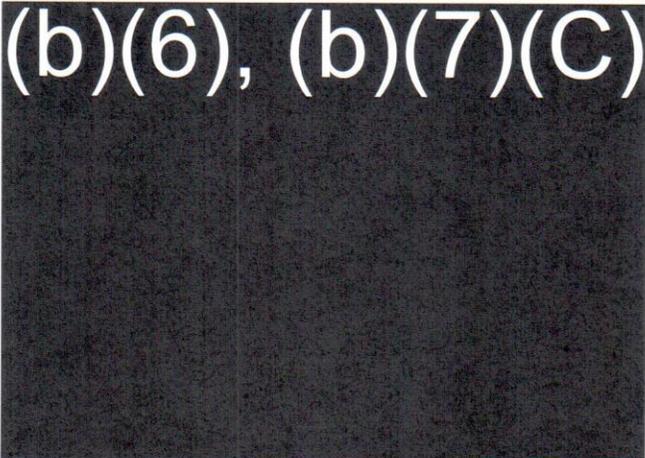
On behalf of (b) (4) I respectfully submit questions and clarification requests for your review and consideration.

The aforementioned questions and clarification requests have been attached to this e-mail, in accordance to the solicitation(s) instructions and requirements.

Should you or a member of your team have any questions / concerns regarding the matter(s) herein, please contact me at your convenience.

Respectfully,

(b)(6), (b)(7)(C)



Question No.	Reference
1	Solicitation - HSBP1017R0022; Section L, p. 38
2	Solicitation - HSBP1017R0022; Section B, Prototype Range, p. 4
3	Solicitation - HSBP1017R0022, Section B, p. 4
4	Solicitation - HSBP1017R0022; Section F, p. 8
5	Solicitation - HSBP1017R0022; Section F, p. 8
6	Solicitation - HSBP1017R0022; Section L, p. 36
7	Solicitation - HSBP1017R0022; Section B, p. 4
8	Solicitation - HSBP1017R0022; General Question
9	Solicitation - HSBP1017R0022; General Question
10	Solicitation - HSBP1017R0022; General Question
11	Solicitation - HSBP1017R0022; General Question
12	Solicitation - HSBP1017R0022; General Question

13 Solicitation - HSBP1017R0022; Section C; Attachment 1; p. 1

14 Solicitation - HSBP1017R0022; Section C; Attachment 1; p. 1

15 Solicitation - HSBP1017R0023; Section B, p. 4

16 Solicitation - HSBP1017R0023; Section B, p. 4

17 Solicitation - HSBP1017R0023; Section F, p. 8

18 Solicitation - HSBP1017R0023; Section F, p. 8

19 Solicitation - HSBP1017R0023; Section L, p. 36

20 Solicitation - HSBP1017R0023; Section B, p. 4

21 Solicitation - HSBP1017R0023; General Question

22 Solicitation - HSBP1017R0023; General Question

23 Solicitation - HSBP1017R0023; General Question

24 Solicitation - HSBP1017R0023; General Question

25 Solicitation - HSBP1017R0023; General Question

26 Solicitation - HSBP1017R0023; Section C, Attachment 1, p. 1

27 Solicitation - HSBP1017R0023; Section C, Attachment 1, p. 1

28 Solicitation - HSBP1017R0022; General Question

29 Solicitation - HSBP1017R0023; General Question

30 Solicitation - HSBP1017R0022; Section L, p. 38

31 Solicitation - HSBP1017R0022, Section L, p. 38

32 Attachments - HSBP1017R0023; Section L, p. 38

Question Category

Technical

Contract
Technical

Contract

Contract

Contract

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Contract

Question

Within the Written Proposal Submission Format section, the Offerer is asked to submit papers/qualifications in Microsoft Word 2003 for text submissions. Later in the paragraph, it is stated that PDF pages should be formatted to print on 8 1/2 by 11 inch paper. Which is the preferred submittal method, Microsoft Word or PDF?

Section B states, "*The estimated price range for the solid concrete wall prototype is between \$200,000 and \$500,000.*" What is the source data for determining the estimated price range? Is this estimated price all inclusive (i.e., design, mock-up, travel, environmental, security, testing, etc)?

Will prototype designs be evaluated for providing support for technology insertion?

Please clarify that no liquidated damages would apply to the construction and delivery of the prototype wall (thru Phase II).

Please clarify on Liquidated Damages for any future task orders whether the Government would hold contractor liable for large, disruptive protests that exceed the contractor's capacity outlined in their approved Security Plan.

Referenced section states, "*Prospective offerors that submit proposals may not change their firm (including letter of commitments (LOC's) and proposed sub-contractors) or their joint venture firms, if selected for award. If the joint venture changes after award, the offeror must immediately notify the Contracting Officer for an assessment of contractual impact.*"

Please clarify whether this requirement for providing LOCs from subcontractors and JV agreements applies to initial contract award for Phase I and must remain intact thru Phase II or whether a bidder can form/finalize a JV arrangement and subcontractor agreements between Phase I and Phase II.

Our recommendation is to require these formal documents at Phase II submittal in order to permit bidders the flexibility required to support RFP requirements that won't be known until the Phase II RFP is released.

Will the pool of 20 selected on the Prototype contract be the only bidders invited to propose on the larger wall contract? If not, will the evaluation criteria favor those contractors that were down-selected on the Prototype contract?"

Will USACE be involved at any level for this contract?

Please clarify whether the government is issuing multiple ID/IQ contracts valued at \$300M each or multiple ID/IQ contracts that will share a total contract ceiling of \$300M.

Would the government accept a contractor's request to invoke Public Law 85-804 indemnification provisions given the politically contentious nature of this program?

Please clarify how the US Army Corps of Engineers (USACE) and CBP will work together on this program. Will DHS source additional contract capacity through USACE districts such as the recent announcement that Fort Worth was procuring \$4.5B in potential multi-award construction contract capacity?

How does CBP intend to validate adherence to contract specifications by awardees. Will they self perform this work or engage a third party to provide oversight?

Reference Section States, "CBP anticipates awarding IDIQ contracts to multiple Contractors. All selected Contractors will be awarded one (1) task order to construct its proposed prototype. All selected Contractors may also be provided an opportunity to propose on future task order requirements that are anticipated to be both design build and design bid build task orders for border wall and supporting tactical infrastructure and technology along the southwest border. Tactical infrastructure includes: access and patrol roads, fencing, drainage structures, motorized vehicle gates, light-emitting diode (LED) lighting, fiber optics and communication towers. Technology could include remote video surveillance systems (RVSS), ground sensors, etc."

How will CBP evaluate the use of Technology for Phase 1 and/or Phase II? Does CBP require unequivocal letters of commitment signed by the potential subcontractors of Tactical Infrastructure -Technology Providers to be submitted during Phase I or Phase II?

Reference Section States, "*The proposed prototype designs shall not include the use of proprietary design or equipment.*" How does CBP plan to utilize Tactical Infrastructure in the design and build-out of the mock-up as majority of the Tactical Infrastructure products and systems are proprietary?

Section B states, "*The estimated price range for the solid concrete wall prototype is between \$200,000 and \$500,000.*"

What is the source data for determining the estimated price range? Is this estimated price all inclusive (i.e., design, mock-up, travel, environmental, security, testing, etc)?

Will prototype designs be evaluated for providing support for technology insertion?

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Please clarify on Liquidated Damages for any future task orders whether the Government would hold contractor liable for large, disruptive protests that exceed the contractor's capacity outlined in their approved Security Plan.

Referenced section states, "*Prospective offerors that submit proposals may not change their firm (including letter of commitments (LOC's) and proposed sub-contractors) or their joint venture firms, if selected for award. If the joint venture changes after award, the offeror must immediately notify the Contracting Officer for an assessment of contractual impact.*"

Please clarify whether this requirement for providing LOCs from subcontractors and JV agreements applies to initial contract award for Phase I and must remain intact thru Phase II or whether a bidder can form/finalize a JV arrangement and subcontractor agreements between Phase I and Phase II.

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Please clarify how the US Army Corps of Engineers (USACE) and CBP will work together on this program. Will DHS source additional contract capacity through USACE districts such as the recent announcement that Fort Worth was procuring \$4.5B in potential multi-award construction contract capacity?

How does CBP intend to validate adherence to contract specifications by awardees. Will they self perform this work or engage a third party to provide oversight?

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Reference Section States, "The proposed prototype designs shall not include the use of proprietary design or equipment." How does CBP plan to utilize Tactical Infrastructure in the design and build-out of the mock-up as majority of the Tactical Infrastructure products and systems are proprietary?

Once wall design standards are finalized and the program enters full construction acquisition, will CBP or USACE allow further wall design optimization?

Once wall design standards are finalized and the program enters full construction acquisition, will CBP or USACE allow further wall design optimization?

In the demonstrated experience section, the requirement is to submit one project, along with a Project Performance Survey, that it believes best represents its performance as it relates to the scope of the project. Will you allow for the submittal of more than one project in Phase 1 or allow for additional project submittals in Phase 2?

The solicitation documents reads, "The Offeror shall describe the Prime Offeror's and/or Major Subcontractors' experience leading and successfully completing several large projects (completed at least 50% or more within the past 5 years)..."

It is the Offeror's understanding that the significant portion of the most relevant and prior US Border Wall construction projects have been completed greater than 5 years ago. The Offeror requests for CBP to extend the original 5 year requirement to an industry standard of 10 years.

Therefore, the requested language would read; "The Offeror shall describe the Prime Offeror's and/or Major Subcontractors' experience leading and successfully completing several large projects (completed at least 50% or more within the past 10 years)..."

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It is the Offeror's understanding that the significant portion of the most relevant and prior US Border Wall construction projects have been completed greater than 5 years ago. The Offeror requests for CBP to extend the original 5 year requirement to an industry standard of 10 years.

Therefore, the requested language would read; "The Offeror shall describe the Prime Offeror's and/or Major Subcontractors' experience leading and successfully completing several large projects (completed at least 50% or more within the past 10 years)..."

From:
Sent:
To:
Subject:

(b)(6), (b)(7)(C)

Wednesday, March 22, 2017 7:37 AM
BORDERWALLDESIGNBUILD
Questions: HSBP1017R0023

Please view the questions below regarding RFP:
HSBP1017R0023.
Thank you.

Table L.1 – Questions Format

Question No.	Reference Solicitation or Attachments, and Section	Question Category Contract or Technical	Question
# 1	HSBP1017R0023, section L. Pg. 40, last bullet: "Describe design-build team's experience working together."	Technical	Question: Does an outward bound trip with Sweat lodge count?
# 2	HSBP1017R0023, section L. Pg. 46, Phase 2:-Oral Presentation -portion 3:	Technical	Question: Can interpretive dance be incorporated into the oral presentation sections 3 or 4?
#3	HSBP1017R0023, SOW, C.3.1 Border Wall Design Considerations. Attachment #1 SOW -pg. 2: 11)" 11) The wall design should be cost effective to construct, maintain and repair."	Contractual	Please define what is cost effective to repair and maintain?

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 4, 2017 3:43 PM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0023, Phase I: Caddell Construction

The SF 30s were left off of the first email. They are now attached along with the attachments in our previous email.

Thank you,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 04, 2017 2:38 PM
To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>

(b)(6), (b)(7)(C)
Subject: HSBP1017R0023, Phase I: Caddell Construction

Caddell is pleased to submit this Phase 1 – Concept Papers/Qualifications Statement via email for the above-referenced solicitation.

Thank you for your consideration of these materials. Please contact us at any time with questions or if there is more we might do to assist in your evaluation and review.

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 28, 2017 11:10 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0023 Questions - Phase I, D/B Other Border Wall Prototype Construction / Multiple Award IDIQ Task Order Contract
Attachments: RFIs_Caddell_HSBP1017R0023.xlsx
Importance: High

Good morning –

We are in receipt of Amendment 001 and none of the 12 questions we submitted were answered. These questions were submitted prior to the deadline outlined in the RFP.

Please advise when an additional amendment will be issued answering all remaining questions, and if the submission deadline will be extended beyond tomorrow at 4 p.m. ET.

Thank you,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 27, 2017 6:04 PM
To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>
Cc: (b)(6), (b)(7)(C)
Subject: FW: HSBP1017R0023 Questions - Phase I, D/B Other Border Wall Prototype Construction / Multiple Award IDIQ Task Order Contract
Importance: High

Good evening –

We are following up regarding the submitted questions for the above-referenced solicitation. Please advise when an Amendment will be issued answering the questions and if the submission deadline will be extended beyond this Wednesday, March 29th.

Thank you,

From: (b)(6), (b)(7)(C)

Sent: Wednesday, March 22, 2017 2:52 PM

To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>

Cc: (b)(6), (b)(7)(C)

Subject: HSBP1017R0023 Questions - Phase I, D/B Other Border Wall Prototype Construction / Multiple Award IDIQ Task Order Contract

Please find attached questions on the above-referenced solicitation.

Thank you,

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 28, 2017 11:09 AM
To: BORDERWALLDESIGNBUILD
Cc: (b)(6), (b)(7)(C)
Subject: FW: Questions on HSBP1017R0022 - Phase I, D/B Solid Concrete Wall Prototype Construction / Multiple Award IDIQ Task Order Contract
Attachments: RFIs_Caddell_HSBP1017R0022.xlsx
Importance: High

Good morning –

We are in receipt of Amendment 001 and none of the 12 questions we submitted were answered. These questions were submitted prior to the deadline outlined in the RFP.

Please advise when an additional amendment will be issued answering all remaining questions, and if the submission deadline will be extended beyond tomorrow at 4 p.m. ET.

Thank you,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, March 27, 2017 6:03 PM
To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>
Cc: (b)(6), (b)(7)(C)
Subject: FW: Questions on HSBP1017R0022 - Phase I, D/B Solid Concrete Wall Prototype Construction / Multiple Award IDIQ Task Order Contract
Importance: High

Good evening –

We are following up regarding the submitted questions for the above-referenced solicitation. Please advise when an Amendment will be issued answering the questions and if the submission deadline will be extended beyond this Wednesday, March 29th.

Thank you,

From: (b)(6), (b)(7)(C)

Sent: Wednesday, March 22, 2017 2:47 PM

To: 'BorderWallDesignBuild@cbp.dhs.gov' <BorderWallDesignBuild@cbp.dhs.gov>

Cc: (b)(6), (b)(7)(C)

Subject: Questions on HSBP1017R0022 - Phase I, D/B Solid Concrete Wall Prototype Construction / Multiple Award IDIQ Task Order Contract

Please find attached questions on the above-referenced solicitation.

Thank you,

Table L.1 - Questions for Solicitation No. HSBP1017R0023: Other Border Wall Prototype Construction Design-Build, Multiple Award IDIQ TOC			
Question No.	Reference	Question Category	Question
#1	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 37 - under General Instructions to Offerors	Technical	Please extend the deadline for questions a week to March 29th.
#2	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 - Phase I Response Date	Technical	Please extend the due date for submissions by a minimum of two-weeks to allow time to adequately respond to all elements of the RFP.
#3	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Written Proposal Submission Format	Technical	Can the soft copy sent via email be a combined PDF of the complete Concept Papers/Qualification Statements submission?
#4	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Written Proposal Submission Format - Page limitations	Technical	Are covers to the soft copy also considered part of the organizational purposes only pages, and therefore, not included in the page limitation?
#5	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Written Proposal Submission Format - Page limitations	Technical	We respectfully request for the ten (10) page limit to be increased to 15 or 20 pages. This will allow a more complete response to the the three sections.
#6	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 52 second paragraph at the top of this page	Technical	In order to demonstrate our ability to bond at a minimum value of \$200,000, we would like to include a letter from our bonding company. Can this letter not be included in the ten (10) page limit?
#7	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Phase I Concept Papers/Qualifications Statements, (1) Demonstrated Experience	Technical	If the Offeror and its primary subcontractors discuss their experience in this section, should the Offeror and each primary subcontractor pick one project each and get a completed Project Performance Summary Attachment #8?

#8	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Phase I Concept Papers/Qualifications Statements, (1) Demonstrated Experience	Technical	This section states to provide POC information and a completed Project Performance Survey on Attachment #8 for the one project discussed in this section that is believed to best represent our performance as it relates to the scope of this project. Please confirm that the POC and Project Performance Survey form should only be submitted for one project.
#9	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Phase I Concept Papers/Qualifications Statements, (1) Demonstrated Experience	Technical	Can a completed CCASS/CPARS Evaluation or a PPQ-0 can be submitted in lieu of requesting a Project Performance Survey to be completed? It is difficult to get clients to complete a performance survey when other evaluations have been completed.
#10	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Phase I Concept Papers/Qualifications Statements, (2) Management and Technical Competence	Technical	Please clarify what is meant by "baseline" in this section (i.e. this is referring to cost or the schedule). What should be provided to explain how the Offeror sets the project baseline, assesses status against the baseline, and addresses issues and variances?
#11	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 38 under Phase I Concept Papers/Qualifications Statements, (3) Prototype Concept Approach	Technical	If the Offeror chooses to submit conceptual level drawings, can these be 11 x 17 and not included in the ten (10) page limit?
#12	Section L - Instructions, Conditions and Notices to Offerors and Respondents; page 40 second paragraph after the bullet list at the top of the page	Technical	Is there a sample or template of how the Summary Matrix should be setup that is recommended to submit with Phase I?

From: (b)(6), (b)(7)(C)
Sent: Tuesday, April 4, 2017 2:13 PM
To: BORDERWALLDESIGNBUILD
Subject: Yates Response PH I Concept Paper_Qual. Statement - Sol# HSBP1017R0023
Attachments: Yates Response PH I Concept Paper_Qual. Statement - Sol# HSBP1017R0023.pdf; Yates Amendments 1-7_ Solicitation 0023 SF30s.pdf

Importance: High

Subject: W.G. Yates & Sons Construction Company Phase I – Concept Papers/Qualifications Statements
RFP #: HSBP1017R0023

To Whom it May Concern:

Please find W.G. Yates & Sons Construction Company's response in the format you have requested. We look forward to the next step. Please confirm receipt of this email and attachments.

Sincerely,

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, March 21, 2017 5:41 PM
To: BORDERWALLDESIGNBUILD
Cc: (b) (4)
Subject: HSBP1017R0023, Phase I (Other Border Wall Questions)
Attachments: Other R0023 - Phase I.xlsx

Good Afternoon,

Please see the attached questions for Solicitation HSBP1017R0023, Phase I for the Other Border Wall RFP.

Thank you,

(b)(6), (b)(7)(C)

W.G. Yates & Sons Construction Co.
Other Border Wall RFP
Solicitation: HSBP1017R0023 - Phase I

Table L.1 - Questions Format			
Question No.	Reference	Question Category	Question
# 1	Solicitation	Contract	Please verify that all submission times listed are EDT, or if not, please indicate the time zone to be used.