

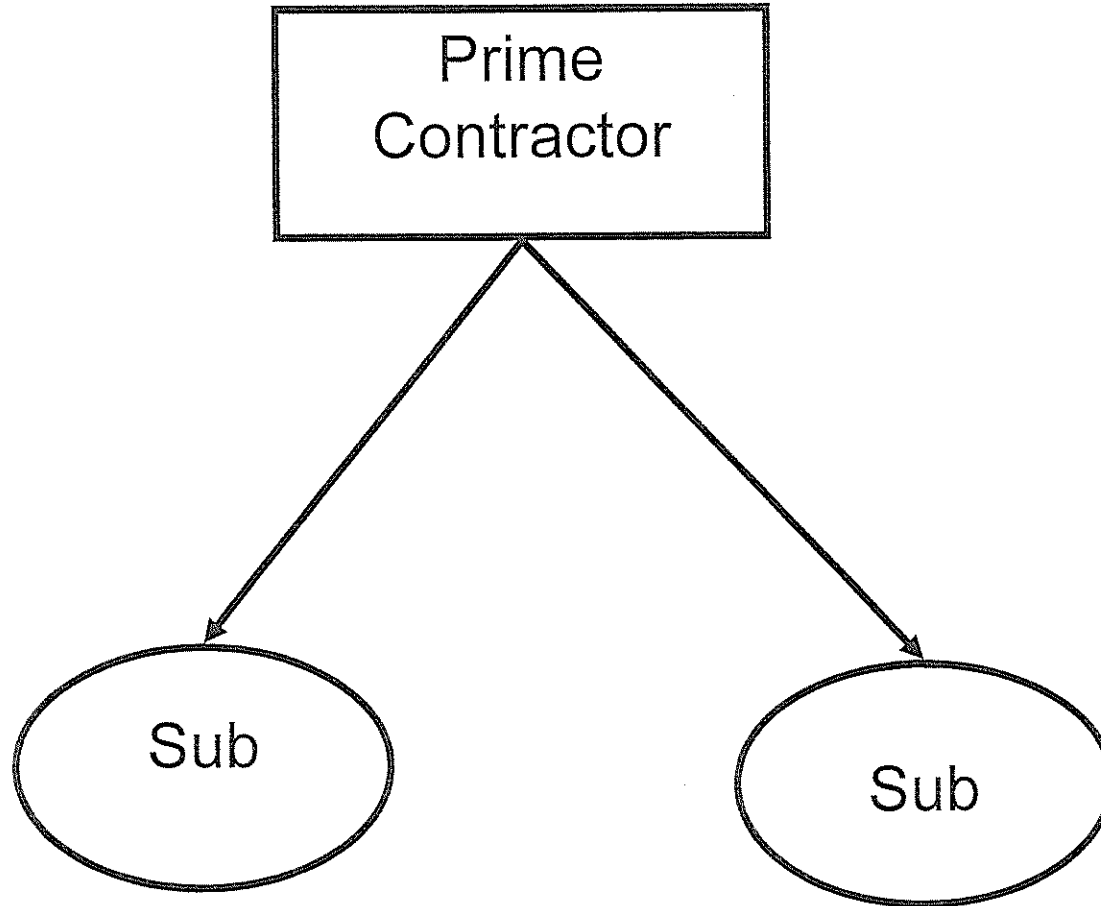
What is a Schedule Contractor Teaming Arrangement?

- Defined: Arrangement between two or more Schedule contractors working together to meet agency requirements.
- Don't be confused by FAR SubPart 9.6, a non-Schedules definition that includes joint ventures and subcontracting as "teaming"
- GSAR 538 (rewrite) clause will call this "Contractor Partnering Arrangement (CPA)"

Subcontracting vs “Teaming”

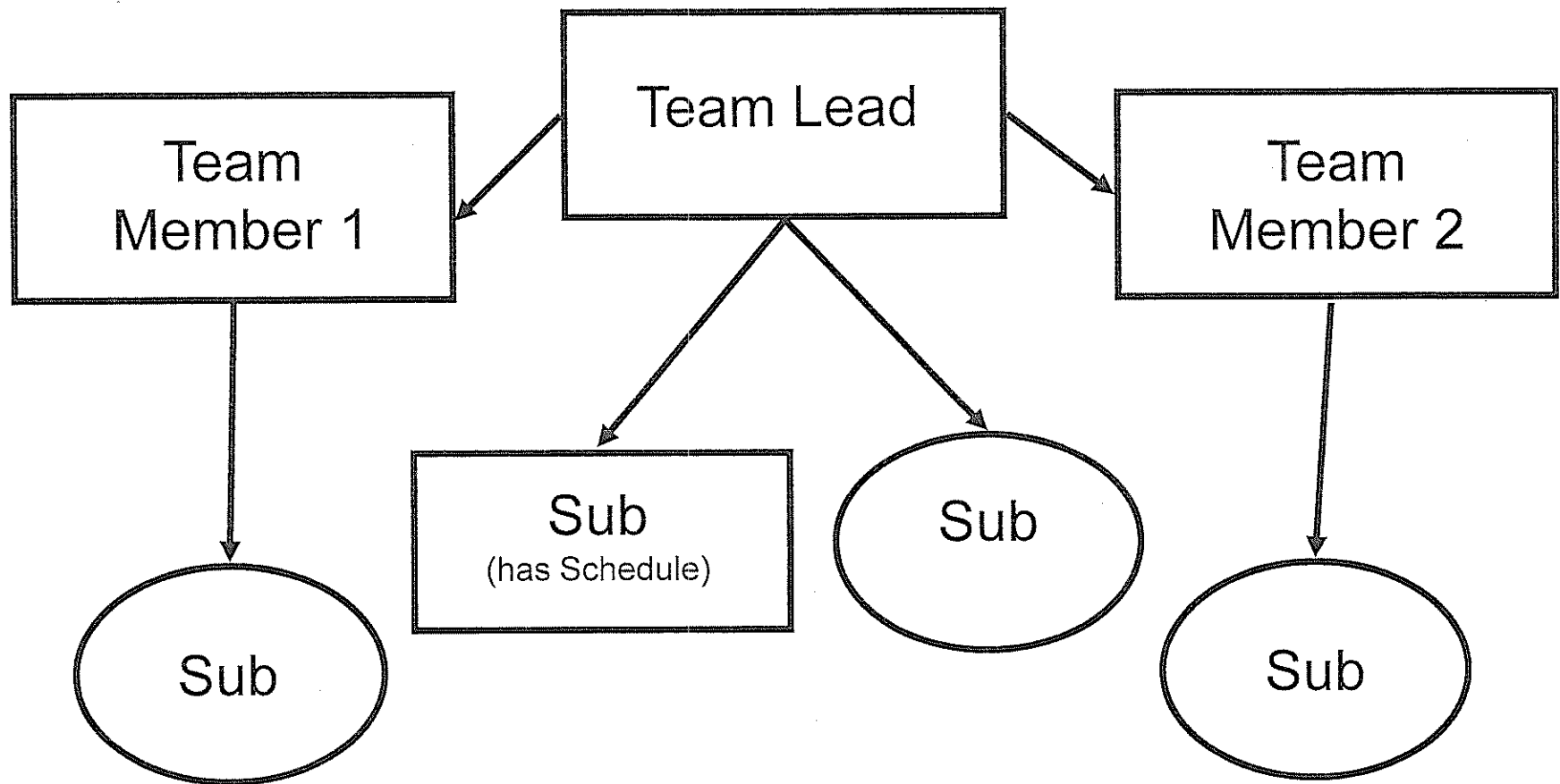
- Only Prime must have a Schedule contract
- Only Prime has privity of contract (and interface) with Government
- Ordered and invoiced at Prime’s Schedule rate (less discount)
- Limited to SINs and labor categories on a single Schedule contract
- Prime can’t “delegate” responsibility
- Each Team Member must have a Schedule contract
- Each Team Member has privity of contract (and can interface) with Government
- Ordered and invoiced at each Team Member’s Schedule rate (less discount)
- Total Schedule solutions possible
- Each member can be responsible for particular duties in a teaming agreement

Prime/Subcontractor Relationship



BPA's/Orders Only to Prime (Schedule Contractor)

MAS Teaming and Subcontracting



Schedule Teaming Requires Teaming Agreement

MAS CTAs

- Team Leads & Members must have GSA Schedule and use their Schedule rates
- Contractor Teams are issued one BPA
- Could include subcontractor effort, as long as mapped to their Prime's Schedule labor category
- If Multi-Award BPA, Teams compete for Task Orders
- Task Orders can be issued to Team Lead or directly to each Team Member, per Agreement
- Decision to team or not is entirely up to contractors, not ordering activity

MAS CTAs

- Not a separate legal entity but acts *like* joint venture
- Include Teaming Agreement with quote for agency review
- Government incorporates that agreement into BPAs/orders
- Can reduce the need for open market items!

Best Practice: Make sure the contract number for *each team member* contributing to a task order is cited on the order(s).

Teaming Agreement Highlights

- Identify Parties (Members and Lead)
- Teaming Activities (w/ responsibilities, like communication)
- Type & Duration of Agreement
- CTA Terms (Team Management fee?)
- Ordering Procedures
- Team Lead & Team Member Duties (on PWS)
- Pricing, Invoicing, and Payment
- Performance Responsibility/Evaluation
 - Whose PPIRS reports card? (reqd > \$100k, FAR 8.406-7)
- Reporting Sales to GSA
- Who Signs Modifications to BPA/Order?
- Confidential Information

Agreement is solely between the Members - - can't conflict with their individual contracts.