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52.214-21 Descriptive Literature.

As prescribed in 14.201-6(p)(1), insert the following provision:

Descriptive Literature (Apr 2002)

(a) "*Descriptive literature*," as used in this provision, means information furnished by a bidder, such as cuts, illustrations, drawings, and brochures, that shows a product's characteristics or *construction* or explains its operation. The term includes only that information required to evaluate the acceptability of the product and excludes other information for operating or maintaining the product.

(b) *Descriptive literature* is required to establish, for the purpose of evaluation and award, details of the product offered that are specified elsewhere in the *solicitation* and pertain to significant elements such as-

(1) Design;

(2) Materials;

(3) *Components*;

(4) Performance characteristics; and

(5) Methods of manufacture, assembly, *construction*, or operation.

(c) *Descriptive literature*, required elsewhere in this *solicitation*, shall be-

(1) Identified to show the item(s) of the *offer* to which it applies; and

(2) Received by the time specified in this *solicitation*.

(d) If the bidder fails to submit *descriptive literature* on time, the Government will reject the bid, except that late *descriptive literature* sent by mail *may* be considered under the Late Submissions, Modifications, and Withdrawals of Bids provision of this *solicitation*.

(e) If the *descriptive literature* fails to show that the product offered conforms to the requirements of the *solicitation*, the Government will reject the bid.

(End of provision)

Alternate I (Jan 2017). As prescribed in 14.201-6 (p)(2), add the following paragraphs (f) and (g) to the basic provision:

(f) The *Contracting Officer* may waive the requirement for furnishing *descriptive literature* if the *offeror* has supplied a product that is the same as that required by this *solicitation* under a prior contract. A bidder that requests a waiver of this requirement *shall* provide the following information:

Prior contract number _____

Date of prior contract _____

Line item number of product supplied _____

Name and address of Government activity to which delivery was made _____

Date of final delivery of product supplied _____

(g) Bidders *shall* submit bids on the basis of required *descriptive literature* or on the basis of a previously supplied product under paragraph (f) of this provision. A bidder submitting a bid on one of these two bases *may* not elect to have its bid considered on the alternative basis after the time specified for receipt of bids. The Government will disregard a bidder's request for a waiver under paragraph (f) if that bidder has submitted the *descriptive literature* requested under this *solicitation*.

Parent topic: 52.214 [Reserved]