33.207 Contractor certification.

(a) Contractors *shall* provide the certification specified in paragraph (c) of this section when submitting any *claim* exceeding $100,000.

(b) The certification requirement does not apply to issues in controversy that have not been submitted as all or part of a *claim*.

(c) The certification *shall* state as follows:

I certify that the *claim* is made in good faith; that the supporting data are accurate and complete to the best of my knowledge and belief; that the amount requested accurately reflects the contract adjustment for which the contractor believes the Government is liable; and that I am duly authorized to certify the *claim* on behalf of the contractor.

(d) The aggregate amount of both increased and decreased costs *shall* be used in determining when the dollar thresholds requiring certification are met (see example in 15.403-4(a)(1)(iii) regarding *certified cost or pricing data*).

(e) The certification *may* be executed by any person authorized to bind the contractor with respect to the *claim*.

(f) A *defective certification shall* not deprive a court or an agency BCA of jurisdiction over that *claim*. Prior to the entry of a final judgment by a court or a decision by an agency BCA, however, the court or agency BCA *shall* require a *defective certification* to be corrected.

Parent topic: Subpart 33.2 - Disputes and Appeals