



Republic of the Philippines  
**JOSE RIZAL MEMORIAL STATE UNIVERSITY**  
*The Premier University in the Province of Zamboanga del Norte*

Gov. GuadingAdaza St., Sta. Cruz, Dapitan City  
Province of Zamboanga del Norte



Registration No. 62Q17082  
INSTITUTIONAL LEVEL

**BIDDING DOCUMENTS FOR THE DISPOSAL BY SALE OF VARIOUS  
UNSERVICABLE PROPERTIES, SCRAP AND WASTE MATERIALS OF THE JOSE  
RIZAL MEMORIAL STATE UNIVERSITY (Re-Bid)**

**November 2019**

**Ref No. JRMSU-DC 2019-09-01**

**SECTION II**  
**INSTRUCTION TO BIDDERS AND TERMS AND CONDITIONS OF SALE**

## **INSTRUCTION TO BIDDERS AND TERMS AND CONDITIONS OF SALE**

### **1. INTRODUCTION**

1.1 The Jose Rizal Memorial State University(JRMSU),herein referred to as JRMSU, will receive bids for the sale of various unserviceable properties,scrap and waste materials as described in Section III of the Bidding Documents on **“AS-IS WHERE-IS,CLEAN-UP and ALL MUST GO” basis.**

1.2 This section provides instruction to bidders for the Public Auction.The JRMSU may issue special instruction to bidders and may require additional documents from the bidders.

### **2.COST OF BID**

2.1 The Bidder shall bear all costs in the preparation and delivery of their bids and the JRMSU shall in no case be responsible or liable for such costs, regardless of the outcome of the bidding process.

### **3.BID DOCUMENTS**

**3.1 A complete set of the Bid Documents shall include:**

**3.1.1 Section I- Invitation to Bid for the Disposal By Sale of Various Unserviceable Properties, Scrap and Waste Materials;**

**3.1.2.Section II-Instruction to Bidders(IB) and Terms and Conditions of Sale**

**3.1.3.Section III-Description /List of Items for sale for the three (3) lots;**

**3.1.4.Section IV-Prescribed Bidding Forms,including Price Quotation Forms and Bidder’s Inspection Certificates and Sworn Statements;**

**3.1.5. Amendment and/or Addendum on the original bid documents,if any,**

**3.1.6. Special Instructions,if any,**

### **4.TIME AND PLACE FOR RECEIPT OF THE BIDS**

4.1 Sealed bids will be received until November 26,2019 at 8:00 am at the Office of the Chief Administrative Officer,observing subsequent amendment/addendum issued,if any, pertinent thereto at which time all bids shall be opened and read publicly. Submission of bids after the designated time and date shall no longer be accepted.

### **5.ELIGIBLE BIDDER**

5.1.The following persons shall be eligible to participate in this bidding:

a.Duly licensed Filipino citizens/sole proprietorships;

b.Partnership duly organized under the laws of the Philippines and of which at least sixty percent(60%) of the interest belongs to citizen of the Philippines.

c. Corporations duly organized under the law of the Philippines of which at least sixty percent (60%) of the outstanding capital stock belongs to citizens of the Philippines;

d.Cooperatives duly organized under the laws of the Philippines.

### **6.BIDS TO BE CONSIDERED**

6.1. Only bids from parties and their authorized representatives who have been duly issued the Bid Documents shall be opened. Bids from parties who have not been issued the Bid Documents will be rejected outright.

6.2. No bids shall be accepted from parties who are disqualified from participating in public bidding or in any kind of contract with the Government of the Republic of the Philippines.

6.3 Parties /companies with pending cases and outstanding obligations with JRMSU shall be excluded from the bidding.

6.4 Bids submitted without Bid Security, or bids submitted with materially defective or otherwise unacceptable Bid Security will be rejected outright and returned to the bidder.

## 7. SUBJECT OF BID

7.1 Bids shall be for the sale of the following JRMSU owned unserviceable properties, scrap and waste materials as specified below:

ITEM NO.	ITEM DESCRIPTION AND LOCATION	MINIMUM BID PRICE
LOT 1	Scrap Roofing/Back of Engineering Building and Grandstand B	9,900.00
LOT 2	Assorted Scrap Materials/Back of Engineering Building and Grandstand B	28,000.00
LOT 3	Scrap Wood/Near the Swimming Pool	5,000.00

7.2 The above mentioned properties shall be sold on an **“AS-IS,WHERE-IS,CLEAN-UP,ALL MUST GO”**basis.

## 8. BIDDING INFORMATION

8.1 No government official and employee shall directly or indirectly give, nor shall any prospective or intending bidders be entitled to, any information regarding the bidding or on the prospective bidders, other than what is contained in the Bid Documents, or disclosed in the pre-bid conference and in the official announcement of bid results.

## 9. PRE-BID CONFERENCE

9.1 The Pre-Bid Conference shall be held on November 18, 2019, 10:00 am at the Office of the Chief Administrative Officer

## 10. PREPARATION OF BIDS

10.1 Bidders shall prepare their bids using the forms specified in this Bidding Documents and submit two(2) separate sealed bid envelopes which shall be submitted simultaneously. The first shall contain the eligibility component of the bid and the second shall contain the financial component of the bid. Each bidder shall submit one(1) original and two(2) copies of the first and second components of its bid. In case of discrepancy among the copies, the original shall govern.

**10.2 The first(1<sup>st</sup>) envelope shall contain the following eligibility documents:**

**i. Registration Certificate (DTI or SEC Registration);**

**ii. Mayor's Permit**

**iii. Latest Audited Financial Statement (FS) with the corresponding Income Tax Return (ITR) stamped “received” by the Bureau of Internal Revenue (BIR) or duly accredited and authorized institution;**

**iv. Duly signed Instruction to Bidders and Terms and Condition of Sale; and**

**v. Bidder's Inspection Certificate; and**

**vi. Sworn Statement in the prescribed form.**

**10.3 The Second(2<sup>nd</sup>) Envelope shall contain the following financial documents:**

**i. Price Quotation Form (PQF); and**

**ii. Bid Security**

**10.4 Each envelope should be securely sealed, signed on the flap and marked as follows:**

TO: DR. MARISSA M. RECAPENTE  
Chairperson, Disposal Committee  
Jose Rizal Memorial State University  
Main Campus, Dapitan City  
FROM: <NAME OF BIDDER>  
<ADDRESS OF BIDDER>  
RE: <LOT NO. AND LOT DESCRIPTION>

10.5 The Bid Price offered must be on an individual "Lot" basis. A bidder can bid on any single lot or all lots as described on Section 7 hereof.

#### 11. BID CURRENCY

11.1 In all bids, prices shall be expressed in written words and figures in Philippine Currency. In case of discrepancies between prices in words and figures, the prices in words shall be considered as the bid price.

#### 12. VALIDITY OF THE PROPOSAL

12.1 A bid will be deemed valid for a period of sixty(60) calendar days from the date of bid opening, which shall be stated in the Price Quotation Form (PQF). A bid with a shorter validity period shall not be considered.

12.2 The JRMSU may, after the expiration of the validity period of a bid, solicit the bidder, consent for an extension of said validity. The response shall be made in writing or fax or e-mail.

#### 13. ADDENDA TO SPECIFICATIONS

13.1 JRMSU shall reserve the right to amend, revise or modify the Bid Documents prior to the date of opening of bids. Such amendments, revisions, modifications, or clarifications, if any, will be made through an Addendum/Addenda, any copies will be furnished to all prospective bidders.

13.2. In consideration of its best interest, JRMSU may postpone the opening of bids to a later date. In any such case, the addendum to be issued will include an announcement of the new date for opening of bids.

13.3. Bidders are required to acknowledge receipt of all addenda to the Bid Documents in the space provided on the Letter of Transmittal or by e-mail prior to the opening of bids.

13.4. Failure to acknowledge all addenda may cause the bid to be considered as not responsive to the Invitation to Bid (IB), which could result in the rejection of bid.

#### 14. BIDDER'S EXCEPTIONS

14.1. It is the desire of the JRMSU to eliminate or minimize as much as possible post bidding discussions of bidder's clarifications, deviations or exceptions. Therefore, any bidder who desires to make any clarifications, deviations or exceptions on some provisions of the Bid Documents shall communicate such clarifications, deviations or exceptions during the pre-bid conference giving the reasons therefore.

14.2. If the clarifications, deviations or exceptions are acceptable to the JRMSU, an amendment/addendum will be issued for the general information of all prospective bidders. It shall be the responsibility of all those who have properly secured the Bid Documents to inquire and secure the said addendum that may be issued by the JRMSU on or before November 19, 2019.

#### 15. BID SECURITY

15.1. Each bidder shall submit a Bid Security in the amount of not less than ten (10%) percent of the minimum bid price set by JRMSU in the form of cash or manager's check payable to the JRMSU, and/or combination thereof.

15.2. A bid submitted without the required Bid Security or with a Bid Security in an amount less than the required amount shall be rejected and will be returned to the bidder.

15.3. Upon determination of the highest calculated responsive bidder, the JRMSU shall return outright the bid security of the other bidders without interest.

15.4. The Bid Security of the winning bidder shall be subject to forfeiture in the event the winning bidder fails or refuses to secure, sign or acknowledge the Notice of Award/Contract, within seven (7) calendar days after receipt of written advice.

15.5. The Bid Security of the winning bidder shall be converted into Performance Bond and shall only be refunded after all the awarded items have been completely withdrawn and all provisions of the Notice of Award/Release Order/Contract have been met by the winning bidder.

#### 16. SUBMISSION AND OPENING OF BIDS

16.1. Bidders or their authorized representatives shall deliver by hand their bid at the date, time and place as set out in Clause 4 of this Section. After the time set for bid opening, the JRMSU Disposal Committee will open and read the bids in the presence of the bidders or their authorized representatives.

16.2. Offers not submitted by the bidder's authorized representatives or received after the time set for bid opening will not be accepted.

## 17. DEFECTIVE BIDS

17.1. At the time of opening of bids, a bid shall be considered defective in any of the following cases:

- (a) not properly sealed and signed as required in clause 10;
- (b) not properly marked as required in clause 10;
- (c) not properly filled-up form (e.g. unsigned bids);
- (d) not accompanied or guaranteed by a Bid Security;
- (e) with insufficient Bid Security;
- (f) not accompanied by a duly accomplished Bidder's Inspection Certificate or Sworn Statements;
- (g) with a validity period less than that required; or
- (h) lacking in any of the documents required in clause 10.

## 18. WITHDRAWAL OF BIDS

18.1. A bidder may be allowed to withdraw his Bid before the time of opening of bids. Such bid shall be returned unopened.

18.2. After the opening of bids has commenced, no bidder shall be allowed to withdraw his offer.

## 19. RESERVATION CLAUSE

19.1 The JRMSU reserves the right to reject any or all bids and to waive any formality found therein and to accept such bids as maybe considered most advantageous to its interest, without any obligation on the part of the JRMSU to explain the reasons thereof.

## 20. ACCEPTANCE OF THE BID

20.1. The Bidder whose bid is the highest, responsive or complying bid on each of the individual items/lots and which is most advantageous to the JRMSU shall be declared the Successful Bidder for that particular item/lot.

20.2. The Successful Bidder/Bidders must signify its consent to enter into a within five (5) days from receipt of the written notice from the JRMSU.

## 21. FAILURE OF BIDDING

21.1. The JRMSU shall declare the bidding failure in any of the following cases:

- a. There is no bidding participant;
- b. Only one (1) bidder submitted a Bid for each lot;
- c. All bidders failed to comply with the Terms and Conditions of Sale as prescribed in the Instruction to Bidders (IB);
- d. Complying bidders failed to meet the minimum bid price.

## 22. AWARD OF CONTRACT

22.1. Award shall be made to the highest complying bidder.

22.2. Contract/Notice of Award (NOA) shall be issued to the success bidder after approval of the concerned approving authority.

22.3. No transfer and/or assignment of Award/Contract shall be allowed.

22.4. The Award shall be cancelled, rendered ineffective and the Bid Security forfeited in favor of the JRMSU if the winning bidder fails to secure, sign or acknowledge the Notice of Award/Contract, within seven (7) calendar days after receipt of written advice.

## 23. PAYMENT

23.1. The full amount covering the awarded items shall be paid in full by the awardee in the form of cash or manager's check payable to the JRMSU, and/or combination thereof, within seven (7) calendar days upon receipt/acknowledgement of the Notice of Award (NOA)/Contract.

23.2. No other form of payment shall be accepted.

23.3. In case of failure of full payment within the prescribed period, the awardee shall be penalized through cancellation of the award and forfeiture of the bond in favor of JRMSU.

## 24. RELEASE/WITHDRAWAL OF AWARDED ITEMS

24.1. After payment of the awarded items, the awardee/s shall withdraw all the listed items stated in Annexes "A", "B", "C" within the required period as stipulated in the Release Order (RO). Otherwise, the awardee shall pay the JRMSU the corresponding storage fee equivalent to one-tenth of one (1%) percent of the price of the unwithdrawn items, per day of delay, whichever is higher but not to exceed ten (10%) percent of the total amount of the Award.

24.2. Once the cumulative amount of storage fee reaches ten (10%) percent of the total amount of Award, the JRMSU may rescind/cancel the Award, forfeit the Bid Security, and impose the appropriate sanctions as penalty.

24.3. The actual release/withdrawal of awarded items shall made within three (3) weeks, during regular office hours (8:00 a.m. - 5:00 p.m.), Monday thru Friday, and shall be witnessed by the designated representatives of the Disposal Committee (DC), Commission on Audit (COA) and Security Officers who shall affix their signatures on the "Release Order" (RO).

24.4. In the event that actual weight/quantity of the awarded items turned out to be greater than that specified in the Notice of Award (NOA), the winning bidder shall pay the corresponding amount of the excess quantity based on his bid price.

24.5. In the event that the actual weight/quantity of the awarded item is less than that specified in the Notice of Award (NOA), refund of payment shall be made upon approval of the designated HOPE representative.

24.6. Selective withdrawal is not allowed. The winning bidder shall withdraw all the items within the awarded lot.

25. TAXES, CUSTOMS DUTIES, COST OR CHARGES

25.1. The winning bidder shall pay, in addition to the purchase price, any taxes, customs duties, costs of charges of any kind or nature whatsoever levied, or levied by law, arising from the sale of items.

25.2. All expenses incidental to the withdrawal of the items shall be borne by the winning bidder.

26. ACCEPTANCE OF BID AND WAIVER OF RIGHTS TO ENJOIN PROTEST

26.1. The bidder after having been issued the Bid Documents (BD), has deemed accepted the terms and specifications established by JRMSU and therefore waive any right it may have to seek and obtain a writ of injunction or prohibition or restraining order against JRMSU, to prevent or restrain the bidding process or any proceedings related thereto, the negotiation or award of the contract to the successful bidder and the implementation of the awarded contract.

CONFORME:

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Printed Name of Bidder/Business Name

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Printed Name and Signature of the Authorized Representative/Date Signed

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Complete Business Address

---

Tax Identification No.

---

Mobile No., Telephone No., Fax No.

---

Email Address

### SECTION III

#### DESCRIPTION/LIST OF ITEMS FOR SALE

ANNEX "A"

Lot 1: One (1) Lot of Scrap Roofing for Disposal

No.	Item Description/Location	Quantity
1	Scrap Roofing at the back of Engineering Building and Grandstand B	3,300 kg

ANNEX "B"

Lot 2: One (1) Lot of Assorted scrap materials for Disposal

No.	Item Description/Location	Quantity
1	Assorted scrap materials at the back of Engineering Building and Grandstand B	7,000 kg

ANNEX "C"

Lot 3: One (1) Lot of Scrap Wood for Disposal

No.	Item Description/Location	Quantity
1	Scrap Wood Near the Swimming Pool	2,500 kg

**SECTION IV**

**PRESCRIBED BIDDING FORMS**

(Letterhead of the Bidder)

PRICE QUOTATION FORM

\_\_\_\_\_

**Date**

DR.MARISSA M. RECAPENTE  
Chairperson, Disposal Committee

Madam:

In response to your Invitation to Bid (IB) and in accordance with the stipulations of the Instruction to Bidders (IB) and Terms and Conditions, which I duly signed and submitted as part of my eligibility documents, hereunder is my bid:

Lot No.	Lot Description	Minimum Bid Price	Bid Offer(in Words & Figures)
1	Scrap Roofing at the back of Engineering Building and Grandstand B	9,900.00	

I have actually seen and inspected the above items and my bid is based on my own estimate. The above offer shall be valid for, \_\_\_\_\_. Enclosed is the required Bid Security (BS) in the amount of Php. \_\_\_\_\_ which is equivalent to at least ten (10%) of the minimum bid price.

Very truly yours,

\_\_\_\_\_  
Printed Name of Bidder/Business Name

\_\_\_\_\_  
Printed Name and Signature of the Authorized Representative/Date Signed

\_\_\_\_\_  
Complete Business Address

\_\_\_\_\_  
Tax Identification No.

\_\_\_\_\_  
Mobile No., Telephone No., Fax No.

\_\_\_\_\_  
Email Address

(Letterhead of the Bidder)

PRICE QUOTATION FORM

\_\_\_\_\_  
Date

DR. MARISSA M. RECAPENTE  
Chairperson, Disposal Committee

Madam:

In response to your Invitation to Bid (IB) and in accordance with the stipulations of the Instruction to Bidders (IB) and Terms and Conditions, which I duly signed and submitted as part of my eligibility documents, hereunder is my bid

Lot No.	Lot Description	Minimum Bid Price	Bid Offer (in Words & Figure)
Lot 2	Assorted scrap materials at the back of Engineering Building and Granstand B	28,000.00	

I have actually seen and inspected the above items and my bid is based on my own estimate. The above offer shall be valid for, \_\_\_\_\_. Enclosed is the required Bid Security (BS) in the amount of Php. \_\_\_\_\_ which is equivalent to at least ten (10%) of the minimum bid price.

Very truly yours,

\_\_\_\_\_  
Printed Name of Bidder/Business Name

\_\_\_\_\_  
Printed Name and Signature of the Authorized Representative/Date Signed

\_\_\_\_\_  
Complete Business Address

\_\_\_\_\_  
Tax Identification No.  
Mobile No., Telephone No., Fax No.

\_\_\_\_\_  
Email Address

(Letterhead of the Bidder)

PRICE QUOTATION FORM

\_\_\_\_\_  
Date

DR. MARISSA M. RECAPENTE  
Chairperson, Disposal Committee

Madam:

In response to your Invitation to Bid (IB) and in accordance with the stipulations of the Instruction to Bidders (IB) and Terms and Conditions, which I duly signed and submitted as part of my eligibility documents, hereunder is my bid

Lot No. 3	Lot Description	Minimum Bid Price	Bid Offer (in Words & Figure)
1	Scrap Wood Near the Swimming Pool	5,000.00	

I have actually seen and inspected the above items and my bid is based on my own estimate. The above offer shall be valid for, \_\_\_\_\_. Enclosed is the required Bid Security (BS) in the amount of Php. \_\_\_\_\_ which is equivalent to at least ten (10%) of the minimum bid price.

Very truly yours,

\_\_\_\_\_

Printed Name of Bidder/Business Name

\_\_\_\_\_

Printed Name and Signature of the Authorized Representative/Date Signed

\_\_\_\_\_

Complete Business Address

\_\_\_\_\_

Tax Identification No.

Mobile No., Telephone No., Fax No.

\_\_\_\_\_

Email Address

(Letterhead of the Bidder)

**BIDDER'S INSPECTION CERTIFICATE**

This is to certify that I have personally inspected the items/materials which are subject for public bidding to be conducted on November 26, 2019 8:00a.m. at its present location, to wit:

Lot No.	Lot Description	Location
Lot 1	Scrap Roofing	Back of Engineering Building and Grandstand B

Inspection of the above items/materials was conducted on \_\_\_\_\_ in the presence of the authorized End-User/Disposal Committee representative/s.

\_\_\_\_\_  
**Signature over Printed Name of Bidder**

**INSPECTION ATTESTED BY:**

\_\_\_\_\_  
**Signature over Printed Name**

**End-User/Disposal Committee Representative/s**

(Letterhead of the Bidder)

**BIDDER'S INSPECTION CERTIFICATE**

This is to certify that I have personally inspected the items/materials which are subject for public bidding to be conducted on November 26,2019, 8:00a.m. at its present location, to wit:

Lot No.	Lot Description	Location
Lot 2	Assorted Scrap Materials	Back of Engineering Building and Grandstand B

Inspection of the above items/materials was conducted on \_\_\_\_\_ in the presence of the authorized End-User/Disposal Committee representative/s.

\_\_\_\_\_  
**Signature over Printed Name of Bidder**

**INSPECTION ATTESTED BY:**

\_\_\_\_\_  
**Signature over Printed Name**

**End-User/Disposal Committee Representative/s**

(Letterhead of the Bidder)

**BIDDER'S INSPECTION CERTIFICATE**

This is to certify that I have personally inspected the items/materials which are subject for public bidding to be conducted on November 26,2019, 8:00a.m. at its present location, to wit:

<b>Lot No. 3</b>	<b>Lot Description</b>	<b>Location</b>
1	Scrap Wood	Near the Swimming Pool

Inspection of the above items/materials was conducted on \_\_\_\_\_ in the presence of the authorized End-User/Disposal Committee representative/s.

\_\_\_\_\_  
**Signature over Printed Name of Bidder**

**INSPECTION ATTESTED BY:**

\_\_\_\_\_  
**Signature over Printed Name**

**End-User/Disposal Committee Representative/s**

**SWORN STATEMENT**

I, [Name of Affiant], of legal age, [Civil Status], [Nationality], and residing at [Address of Affiant], after having been duly sworn in accordance with law, do hereby depose and state that:

**1. Select one, delete the other:**

*If a sole proprietorship:* I am the sole proprietor or authorized representative of [Name of Bidder] with office address at [address of Bidder];

*If a partnership, corporation, cooperative, or joint venture:* I am the duly authorized and designated representative of [Name of Bidder] with office address at [address of Bidder];

**2. Select one, delete the other:**

*If a sole proprietorship:* As the owner and sole proprietor, or authorized representative of [Name of Bidder], I have full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached duly notarized Special Power of Attorney;

*If a partnership, corporation, cooperative, or joint venture:* I am granted full power and authority to do, execute and perform any and all acts necessary to participate, submit the bid, and to sign and execute the ensuing contract for [Name of the Project] of the [Name of the Procuring Entity], as shown in the attached [state title of attached document showing proof of authorization (e.g., duly notarized Secretary's Certificate, Board/Partnership Resolution, or Special Power of Attorney, whichever is applicable.);];

3. [Name of Bidder] is not "blacklisted" or barred from bidding by the Government of the Philippines or any of its agencies, offices, corporations, or Local Government Units, foreign government/foreign or international financing institution whose blacklisting rules have been recognized by the Government Procurement Policy Board;

4. Each of the documents submitted in satisfaction of the bidding requirements is an authentic copy of the original, complete, and all statements and information provided therein are true and correct;

5. [N] personnel or representative of the government in relation to any procurement project or activity. **authorized**

6. [N] IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_ day of \_\_\_, 20\_\_\_ at \_\_\_\_\_, Philippines. **amount, official,**

\_\_\_\_\_  
Bidder's Representative/Authorized Signatory

**SUBSCRIBED AND SWORN** to before me this \_\_\_ day of [month] [year] at [place of execution], Philippines. Affiant/s is/are personally known to me and was/were identified by me through competent evidence of identity as defined in the 2004 Rules on Notarial Practice (A.M. No. 02-8-13-SC). Affiant/s exhibited to me his/her [insert type of government identification card used], with his/her photograph and signature appearing thereon, with no. \_\_\_\_\_ and his/her Community Tax Certificate No. \_\_\_\_\_ issued on \_\_\_ at \_\_\_\_\_.

Witness my hand and seal this \_\_\_ day of [month] [year].

**NAME OF NOTARY PUBLIC**  
Serial No. of Commission \_\_\_\_\_  
Notary Public for \_\_\_\_\_ until \_\_\_\_\_  
Roll of Attorneys No. \_\_\_\_\_  
PTR No. \_\_\_\_\_ [date issued], [place issued]  
IBP No. \_\_\_\_\_ [date issued], [place issued]

Doc. No. \_\_\_\_\_  
Page No. \_\_\_\_\_  
Book No. \_\_\_\_\_  
Series of \_\_\_\_\_