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Reasonable	1 MSBCA ¶44; 1 MSBCA ¶69
Unreasonable	1 MSBCA ¶62; 1 MSBCA ¶87; 2 MSBCA ¶194; 3 MSBCA ¶298
Contra proferentum	1 MSBCA ¶52; 1 MSBCA ¶87; 1 MSBCA ¶104; 2 MSBCA ¶141; 2 MSBCA ¶165
CPM	1 MSBCA ¶86
Harmonious interpretation	2 MSBCA ¶164; 4 MSBCA ¶322
IFB	1 MSBCA ¶30; 3 MSBCA ¶213; 3 MSBCA ¶224; 3 MSBCA ¶225; 5 MSBCA ¶398
Knowledge of other party's interpretation	2 MSBCA ¶130

INTERPRETATION OF CONTRACTS (Cont)

Leases	1 MSBCA ¶105
Objective	1 MSBCA ¶1; 1 MSBCA ¶8; 1 MSBCA ¶95; 2 MSBCA ¶130; 2 MSBCA ¶141; 3 MSBCA ¶227; 4 MSBCA ¶332
Order of precedence	1 MSBCA ¶97; 1 MSBCA ¶106
Parol evidence	1 MSBCA ¶69; 1 MSBCA ¶105; 2 MSBCA ¶130; 3 MSBCA ¶231; 4 MSBCA ¶303
Patent ambiguity	1 MSBCA ¶69; 1 MSBCA ¶87; 1 MSBCA ¶95; 1 MSBCA ¶104; 1 MSBCA ¶110; 2 MSBCA ¶120-1; 2 MSBCA ¶146; 2 MSBCA ¶167; 2 MSBCA ¶172; 3 MSBCA ¶243; 5 MSBCA ¶439; 5 MSBCA ¶482
Pre-bid	
Duty to inquire	1 MSBCA ¶104; 1 MSBCA ¶110; 2 MSBCA ¶146; 2 MSBCA ¶167; 2 MSBCA ¶172; 3 MSBCA ¶211; 5 MSBCA ¶439
Knowledge	1 MSBCA ¶4; 1 MSBCA ¶8; 1 MSBCA ¶44
Oral explanation.....	1 MSBCA ¶8; 1 MSBCA ¶40; 1 MSBCA ¶87; 2 MSBCA ¶161
Prejudice	1 MSBCA ¶61
Prevailing wage requirements.....	1 MSBCA ¶104
Reasonable meaning	1 MSBCA ¶44; 1 MSBCA ¶62; 1 MSBCA ¶66; 1 MSBCA ¶69; 3 MSBCA ¶231
Regulations	
Agency interpretation	1 MSBCA ¶12; 1 MSBCA ¶15; 1 MSBCA ¶56; 2 MSBCA ¶119
Reliance	5 MSBCA ¶468; 6 MSBCA ¶543
Specifications	1 MSBCA ¶57
Subsisting laws	1 MSBCA ¶33; 1 MSBCA ¶104
Trade usage.....	1 MSBCA ¶44; 1 MSBCA ¶69; 2 MSBCA ¶130; 2 MSBCA ¶194
Unauthorized.....	1 MSBCA ¶8
Waiver	1 MSBCA ¶95
Warranty	1 MSBCA ¶62; 2 MSBCA ¶127
Words given ordinary meaning	1 MSBCA ¶1; 1 MSBCA ¶62; 2 MSBCA ¶146; 4 MSBCA ¶317; 4 MSBCA ¶323; 4 MSBCA ¶372; 5 MSBCA ¶418; 5 MSBCA ¶444

INVITATION FOR BIDS

Ambiguity recognized	3 MSBCA ¶224
Ambiguity rejected.	3 MSBCA ¶213
Brand name or equal products	3 MSBCA ¶219
Incumbent contractor	2 MSBCA ¶191
Multi-year contracts	5 MSBCA ¶403
Notice to contractors	1 MSBCA ¶35; 2 MSBCA ¶191; 3 MSBCA ¶266
Patently ambiguous	3 MSBCA ¶207

MINORITY BUSINESS ENTERPRISE

Affirmative action goals	1 MSBCA ¶46; 5 MSBCA ¶450; 5 MSBCA ¶481
Commitment to plan evident	1 MSBCA ¶30; 1 MSBCA ¶46; 2 MSBCA ¶155; 3 MSBCA ¶215; 6 MSBCA ¶547
Failure to submit utilization affidavit	2 MSBCA ¶133; 2 MSBCA ¶173; 3 MSBCA ¶215
Responsibility	2 MSBCA ¶173; 5 MSBCA ¶402; 5 MSBCA ¶450
Responsiveness	1 MSBCA ¶30

MISTAKES

Bid bond defect	2 MSBCA ¶162
Confirmation of bid	1 MSBCA ¶39; 1 MSBCA ¶54; 1 MSBCA ¶106; 2 MSBCA ¶140; 2 MSBCA ¶152
Correction	1 MSBCA ¶39; 1 MSBCA ¶54; 2 MSBCA ¶152; 4 MSBCA ¶374; 5 MSBCA ¶484
Discovered after award	1 MSBCA ¶56; 1 MSBCA ¶110; 3 MSBCA ¶235
Latent ambiguity distinguished	2 MSBCA ¶120-1
Mutual mistake	3 MSBCA ¶235
Rejection	2 MSBCA ¶129
Unilateral	1 MSBCA ¶8; 2 MSBCA ¶194
Unit price extensions	1 MSBCA ¶106; 2 MSBCA ¶152
Waiver	1 MSBCA ¶54; 1 MSBCA ¶87
Withdrawal not allowed	2 MSBCA ¶140

NEGOTIATED CONTRACTS (COMPETITIVE)

Acceptable proposal	2 MSBCA ¶116; 4 MSBCA ¶378
Alternate proposals	1 MSBCA ¶94
Award without discussions	2 MSBCA ¶153

NEGOTIATED CONTRACTS (COMPETITIVE) (Cont)

Basis for award	1 MSBCA ¶25; 1 MSBCA ¶58; 1 MSBCA ¶81; 5 MSBCA ¶473; 5 MSBCA ¶500; 5 MSBCA ¶523
Best and final offers failure to explain revisions	3 MSBCA ¶201
Competitive advantage.	2 MSBCA ¶185
Competitive range	2 MSBCA ¶144
Date for proposal receipt.	2 MSBCA ¶119
Debriefing	2 MSBCA ¶186; 5 MSBCA ¶457
Discrimination	1 MSBCA ¶94
Discussions	1 MSBCA ¶81; 1 MSBCA ¶94; 2 MSBCA ¶119; 6 MSBCA ¶541
Evaluation criteria	1 MSBCA ¶17; 1 MSBCA ¶25; 1 MSBCA ¶58; 2 MSBCA ¶116; 2 MSBCA ¶144; 2 MSBCA ¶158 2 MSBCA ¶187; 3 MSBCA ¶275; 4 MSBCA ¶308; 4 MSBCA ¶316; 4 MSBCA ¶363
Unexpressed criteria	3 MSBCA ¶300; 5 MSBCA ¶476
Checkoff or pass/fail evaluation	2 MSBCA ¶173
Improper application by evaluators	2 MSBCA ¶185; 3 MSBCA ¶242
Minority firms	2 MSBCA ¶186
Numerical rating	1 MSBCA ¶17; 2 MSBCA ¶119; 2 MSBCA ¶187
Resident businesses.	2 MSBCA ¶186; 2 MSBCA ¶187
Reweighting criteria.	3 MSBCA ¶201; 4 MSBCA ¶378
Subfactors	1 MSBCA ¶58; 4 MSBCA ¶316
Evaluation panel	
Conflict of interest	2 MSBCA ¶158; 2 MSBCA ¶179; 5 MSBCA ¶487
Function	2 MSBCA ¶185
Selection	2 MSBCA ¶185
Unreasonable action	2 MSBCA ¶158; 2 MSBCA ¶179
Evaluator's bad faith.	2 MSBCA ¶185
Evaluator bias	1 MSBCA ¶58; 1 MSBCA ¶81; 1 MSBCA ¶94; 2 MSBCA ¶119; 2 MSBCA ¶158; 2 MSBCA ¶184; 2 MSBCA ¶185; 4 MSBCA ¶309; 5 MSBCA ¶465; 5 MSBCA ¶487; 6 MSBCA ¶538
False debarment affidavit.	2 MSBCA ¶185
Fraudulent attempt to avoid competition.	3 MSBCA ¶229
MBE requirements.	2 MSBCA ¶173
Mistake correction after award.	4 MSBCA ¶334; 4 MSBCA ¶347; 5 MSBCA ¶484
Negotiation	1 MSBCA ¶60; 1 MSBCA ¶81; 2 MSBCA ¶153

NEGOTIATED CONTRACTS (COMPETITIVE) (Cont)

Non-competitive	1 MSBCA ¶78
Offeror's experience	2 MSBCA ¶185
One offeror	3 MSBCA ¶229
Procurement officer	
Discretion	1 MSBCA ¶25; 1 MSBCA ¶94; 2 MSBCA ¶119; 2 MSBCA ¶144; 2 MSBCA ¶158; 2 MSBCA ¶184; 2 MSBCA ¶187; 4 MSBCA ¶368; 4 MSBCA ¶383; 5 MSBCA ¶384A
Duty to seek clarification of BAFO	3 MSBCA ¶201
Review of contractor's performance history	2 MSBCA ¶185
Proposals	
Equal proposals	3 MSBCA ¶201; 5 MSBCA ¶500
Evaluation	1 MSBCA ¶17; 1 MSBCA ¶25; 1 MSBCA ¶58; 1 MSBCA ¶81; 1 MSBCA ¶84; 2 MSBCA ¶116; 2 MSBCA ¶119; 2 MSBCA ¶132; 2 MSBCA ¶144; 2 MSBCA ¶179; 2 MSBCA ¶186; 2 MSBCA ¶187; 4 MSBCA ¶334; 4 MSBCA ¶354; 4 MSBCA ¶357; 4 MSBCA ¶365; 4 MSBCA ¶368; 5 MSBCA ¶387; 5 MSBCA ¶406; 5 MSBCA ¶485; 5 MSBCA ¶500; 5 MSBCA ¶524; 6 MSBCA ¶550
Late proposal	1 MSBCA ¶13
Rejection	2 MSBCA ¶113; 4 MSBCA ¶310; 4 MSBCA ¶341; 4 MSBCA ¶342; 4 MSBCA ¶341; 4 MSBCA ¶342; 4 MSBCA ¶343; 4 MSBCA ¶348; 4 MSBCA ¶351; 5 MSBCA ¶456; 5 MSBCA ¶519
Security	1 MSBCA ¶13
Unauthorized viewing	2 MSBCA ¶158
Real property lease	3 MSBCA 218
Responsibility	2 MSBCA ¶179; 2 MSBCA ¶185
Request for proposals	
Amendments	5 MSBCA ¶516
Best and final offers	3 MSBCA ¶201; 3 MSBCA ¶218
Evaluation criteria	1 MSBCA ¶17; 1 MSBCA ¶58; 2 MSBCA ¶173; 2 MSBCA ¶187
Oral modification	2 MSBCA ¶173; 3 MSBCA ¶201
Prototype requirement	3 MSBCA ¶211
Refusal to make progress payments	3 MSBCA ¶211
Substantially equal proposals	3 MSBCA ¶201

NONCOMPETITIVE NEGOTIATION

Additional offers for lease	3 MSBCA ¶218
Emergency	1 MSBCA ¶78
Expedited performance insufficient	2 MSBCA ¶157
When permitted	2 MSBCA ¶157

PAYMENT

Pile load tests	3 MSBCA ¶227
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PROCUREMENT OFFICER

Cancellation of IFB after bid	3 MSBCA ¶205; 3 MSBCA ¶212
Decision	1 MSBCA ¶66; 2 MSBCA ¶179; 2 MSBCA ¶180; 2 MSBCA ¶183; 2 MSBCA ¶190
Discretion	1 MSBCA ¶79; 1 MSBCA ¶82; 1 MSBCA ¶85; 1 MSBCA ¶108; 1 MSBCA ¶109; 2 MSBCA ¶131; 2 MSBCA ¶153; 2 MSBCA ¶156; 2 MSBCA ¶160; 2 MSBCA ¶168;
Duty to postpone receipt of proposals	3 MSBCA ¶211
Duty to seek BAFO clarification	3 MSBCA ¶201
Waiver of procedural requirement	2 MSBCA ¶155

RESPONSIBILITY

Ability to perform	1 MSBCA ¶34; 1 MSBCA ¶109 2 MSBCA ¶114; 2 MSBCA ¶135; 2 MSBCA ¶156; 2 MSBCA ¶163; 3 MSBCA ¶245
Affirmative action goals	1 MSBCA ¶46
Company history	2 MSBCA ¶131 ; 2 MSBCA ¶160
Comparable experience	2 MSBCA ¶168
Debarment affirmation	2 MSBCA ¶185; 3 MSBCA ¶215
De facto debarment	1 MSBCA ¶79
Definitive responsibility criteria	1 MSBCA ¶28; 1 MSBCA ¶85; 1 MSBCA ¶96; 1 MSBCA ¶108; 2 MSBCA ¶114; 2 MSBCA ¶115; 2 MSBCA ¶131; 2 MSBCA ¶168; 2 MSBCA ¶190; 3 MSBCA ¶222; 5 MSBCA ¶492
Determined at time of award	1 MSBCA ¶46; 1 MSBCA ¶85; 1 MSBCA ¶108; 2 MSBCA ¶156; 2 MSBCA ¶163; 2 MSBCA ¶189; 4 MSBCA ¶353

RESPONSIBILITY (Cont)

Discretionary determination.	1 MSBCA ¶79; 1 MSBCA ¶82; 1 MSBCA ¶85; 1 MSBCA ¶108; 1 MSBCA ¶109; 2 MSBCA ¶131; 2 MSBCA ¶153; 2 MSBCA ¶156; 2 MSBCA ¶168; 2 MSBCA ¶187; 3 MSBCA ¶297; 4 MSBCA ¶336; 4 MSBCA ¶364; 5 MSBCA ¶420; 5 MSBCA ¶449; 5 MSBCA ¶474; 5 MSBCA ¶475; 5 MSBCA ¶503; 5 MSBCA ¶512
Experience of corporate officials.	1 MSBCA ¶82; 2 MSBCA ¶114; 2 MSBCA ¶115; 2 MSBCA ¶124; 2 MSBCA ¶131; 2 MSBCA ¶168; 4 MSBCA ¶369; 5 MSBCA ¶386; 6 MSBCA ¶537
Experience of employees.	2 MSBCA ¶124; 2 MSBCA ¶136; 2 MSBCA ¶160; 3 MSBCA ¶202; 6 MSBCA ¶537
Failure to provide debarment affidavit.	2 MSBCA ¶185
Licenses	2 MSBCA ¶163; 2 MSBCA ¶169
MBE goals	2 MSBCA ¶133; 2 MSBCA ¶173
Misleading or false debarment affidavit	2 MSBCA ¶185
Number of employees	2 MSBCA ¶124
Prior performance on other contracts.	3 MSBCA ¶210; 6 MSBCA ¶534
Prior performance on State contract.	1 MSBCA ¶79; 2 MSBCA ¶156; 2 MSBCA ¶160; 2 MSBCA ¶168; 2 MSBCA ¶192; 4 MSBCA ¶373
Responsiveness distinguished.	1 MSBCA ¶82; 1 MSBCA ¶108; 2 MSBCA ¶114; 2 MSBCA ¶115; 2 MSBCA ¶133; 2 MSBCA ¶160; 2 MSBCA ¶189; 2 MSBCA ¶193; 2 MSBCA ¶195; 4 MSBCA ¶369; 5 MSBCA ¶436
Submittal of information.	1 MSBCA ¶34; 1 MSBCA ¶46; 1 MSBCA ¶82; 1 MSBCA ¶108; 1 MSBCA ¶109; 5 MSBCA ¶436; 6 MSBCA ¶533
Technical staffing	2 MSBCA ¶168; 2 MSBCA ¶179
Training certification.	3 MSBCA ¶225; 4 MSBCA ¶369
Training certificate--sediment and erosion control	2 MSBCA ¶195
Will contractor perform.	2 MSBCA ¶187
Work by contractor's forces.	2 MSBCA ¶193

RESPONSIVENESS

Absence of corporate seal	2 MSBCA ¶150
Acknowledgment of IFB amendment	1 MSBCA ¶77; 2 MSBCA ¶138; 3 MSBCA ¶253; 4 MSBCA ¶358; 5 MSBCA ¶422
Agency discretion	2 MSBCA ¶125
Alternate item pricing	1 MSBCA ¶17
Ambiguous bid	1 MSBCA ¶75; 2 MSBCA ¶123; 2 MSBCA ¶125; 2 MSBCA ¶135; 3 MSBCA ¶221; 5 MSBCA ¶414; 6 MSBCA ¶547
Anti-bribery affidavit	1 MSBCA ¶27
Bid bond defect	1 MSBCA ¶38; 1 MSBCA ¶107; 2 MSBCA ¶150; 2 MSBCA ¶162; 3 MSBCA ¶240; 5 MSBCA ¶395; 5 MSBCA ¶469; 5 MSBCA ¶509; 6 MSBCA ¶546
Bid envelope unsealed	2 MSBCA ¶169
Bid price	
ambiguous	3 MSBCA ¶221; 3 MSBCA ¶250
arithmetical error.	2 MSBCA ¶140
extended price.	1 MSBCA ¶106
price not totaled	2 MSBCA ¶188
words and numbers differ	1 MSBCA ¶39; 1 MSBCA ¶54; 2 MSBCA ¶140
Bid samples	1 MSBCA ¶67; 5 MSBCA ¶393; 5 MSBCA ¶435; 6 MSBCA ¶535
Bid signature	1 MSBCA ¶29; 5 MSBCA ¶447
Brand name or equal	2 MSBCA ¶161; 3 MSBCA ¶219; 4 MSBCA ¶367
Commitment to affirmative action	1 MSBCA ¶30; 1 MSBCA ¶46; 2 MSBCA ¶133; 5 MSBCA ¶390; 6 MSBCA ¶549
Compliance with specification.	2 MSBCA ¶143; 3 MSBCA ¶204; 3 MSBCA ¶260; 3 MSBCA ¶287; 4 MSBCA ¶318; 4 MSBCA ¶334; 4 MSBCA ¶337; 5 MSBCA ¶429
Contract affidavit	2 MSBCA ¶140
Debarment affidavit	2 MSBCA ¶185; 3 MSBCA ¶215
Descriptive literature	1 MSBCA ¶93
Equal products	1 MSBCA ¶93; 2 MSBCA ¶125
Face of bid document.	2 MSBCA ¶188; 3 MSBCA ¶224; 4 MSBCA ¶305; 5 MSBCA ¶488; 6 MSBCA ¶546
How determined	1 MSBCA ¶24; 1 MSBCA ¶50; 2 MSBCA ¶123; 2 MSBCA ¶140; 2 MSBCA ¶143; 2 MSBCA ¶169; 3 MSBCA ¶286; 5 MSBCA ¶415
Late bid	1 MSBCA ¶10

RESPONSIVENESS (Cont)

Licenses/registration	2 MSBCA ¶163; 2 MSBCA ¶169
Material deviation	1 MSBCA ¶10; 1 MSBCA ¶23; 1 MSBCA ¶34; 1 MSBCA ¶50; 1 MSBCA ¶93; 2 MSBCA ¶125 5 MSBCA ¶424
MBE goals	1 MSBCA ¶30; 2 MSBCA ¶133
*Minor informality	1 MSBCA ¶17; 1 MSBCA ¶27; 1 MSBCA ¶29; 1 MSBCA ¶53; 1 MSBCA ¶77; 2 MSBCA ¶140; 2 MSBCA ¶169; 2 MSBCA ¶188; 3 MSBCA ¶224; 3 MSBCA ¶247; 3 MSBCA ¶254; 5 MSBCA ¶461
Mistake in bid	2 MSBCA ¶129
Multi-step procurements	2 MSBCA ¶132; 4 MSBCA ¶360
Oral clarification	3 MSBCA ¶237
Performance bond defect	3 MSBCA ¶293
Proposal affidavit	2 MSBCA ¶140
Qualified bid	2 MSBCA ¶123; 4 MSBCA ¶339; 5 MSBCA ¶415; 5 MSBCA ¶432; 5 MSBCA ¶498
Responsibility distinguished	2 MSBCA ¶114; 2 MSBCA ¶115; 2 MSBCA ¶160; 2 MSBCA ¶195; 5 MSBCA ¶436; 6 MSBCA ¶546
Sediment and erosion control training	2 MSBCA ¶195
Uniform price discount	3 MSBCA ¶224
When determined	5 MSBCA ¶460

SCHEDULING

Fast track	3 MSBCA ¶228
Progress schedule	3 MSBCA ¶236
Critical Path Method	4 MSBCA ¶304

SMALL BUSINESS

Affiliated companies	1 MSBCA ¶12
Gross annual sales	1 MSBCA ¶12
Preference	1 MSBCA ¶26; 2 MSBCA ¶166; 4 MSBCA ¶320
Reasonable as-planned	3 MSBCA ¶206
Set-asides	1 MSBCA ¶26

SPECIFICATIONS AND DRAWINGS

Ambiguous	1 MSBCA ¶52; 1 MSBCA ¶61; 1 MSBCA ¶69; 1 MSBCA ¶87; 1 MSBCA ¶95; 2 MSBCA ¶120-1; 2 MSBCA ¶164; 2 MSBCA ¶172
Assumption of risk	1 MSBCA ¶62;
Bids based upon	5 MSBCA ¶419; 5 MSBCA ¶444
Brand name or equal	1 MSBCA ¶18; 1 MSBCA ¶34; 1 MSBCA ¶97; 2 MSBCA ¶118; 3 MSBCA ¶219; 4 MSBCA ¶328
Davis-Bacon Act	1 MSBCA ¶44
Defective	1 MSBCA ¶66; 5 MSBCA ¶413; 5 MSBCA ¶427
Duty to inquire	1 MSBCA ¶52; 1 MSBCA ¶69; 1 MSBCA ¶87; 1 MSBCA ¶95; 3 MSBCA ¶207
Failure to provide for progress payments	3 MSBCA ¶211
Harmonizing	1 MSBCA ¶87; 1 MSBCA ¶97; 2 MSBCA ¶164
Implied warranty	1 MSBCA ¶66; 3 MSBCA ¶238; 3 MSBCA ¶244; 3 MSBCA ¶269; 5 MSBCA ¶483
Imputed knowledge	1 MSBCA ¶87
Mandatory clauses	2 MSBCA ¶122
Minimum needs of agency	1 MSBCA ¶48; 1 MSBCA ¶93; 2 MSBCA ¶159; 3 MSBCA ¶211
Order of precedence clause	1 MSBCA ¶97
Pre-bid oral explanation	1 MSBCA ¶8; 1 MSBCA ¶40; 1 MSBCA ¶87; 2 MSBCA ¶161
Prevailing wage law	1 MSBCA ¶104; 5 MSBCA ¶472
Prototype requirement	3 MSBCA ¶211
Restriction on competition	2 MSBCA ¶124; 2 MSBCA ¶131; 3 MSBCA ¶211; 3 MSBCA ¶288; 4 MSBCA ¶314
Schematic drawings	2 MSBCA ¶127
Small Procurement Regulations	5 MSBCA ¶419
Strict compliance	1 MSBCA ¶4
Trade usage	1 MSBCA ¶44
Waiver	1 MSBCA ¶4; 1 MSBCA ¶72; 1 MSBCA ¶95
Warranty	1 MSBCA ¶62
Words given ordinary meaning	1 MSBCA ¶1; 1 MSBCA ¶62; 2 MSBCA ¶146

STATUTORY CONSTRUCTION

Agency construction	1 MSBCA ¶63
Clear meaning	1 MSBCA ¶71; 1 MSBCA ¶92
Conflict with regulations	1 MSBCA ¶71; 1 MSBCA ¶107
Irreconcilable statutes	1 MSBCA ¶9
Legislative history	1 MSBCA ¶71; 1 MSBCA ¶92
Legislative intent	1 MSBCA ¶71; 2 MSBCA ¶187
Liberally construed	1 MSBCA ¶63; 1 MSBCA ¶71
Mandatory requirement	1 MSBCA ¶31
Ordinary and natural import	2 MSBCA ¶174
Plain meaning	2 MSBCA ¶187
Prospective application	1 MSBCA ¶100; 2 MSBCA ¶167
Retrospective application	2 MSBCA ¶178
Strict construction	1 MSBCA ¶92

SUSPENSION OF WORK

Caused by another contractor	3 MSBCA ¶206
Constructive	2 MSBCA ¶141
Delay in redesign	2 MSBCA ¶141
Notice	3 MSBCA ¶206
Procurement officer's directive	2 MSBCA ¶127

TERMINATION FOR CONVENIENCE

Contract amount as cap	2 MSBCA ¶145
Contractor entitled to payment for all work performed	3 MSBCA ¶228
Filing of termination claim	5 MSBCA ¶522
Predecision interest	2 MSBCA ¶145
Short form clause	2 MSBCA ¶145
State may seek credit for unperformed work	3 MSBCA ¶228
Costs incurred during period of suspension	6 MSBCA ¶551

TERMINATION FOR DEFAULT

Burden of proof	3 MSBCA ¶228; 4 MSBCA ¶362; 5 MSBCA ¶397
Conversion to terminate for convenience	3 MSBCA ¶228
Damages	3 MSBCA ¶263
Differing site condition	4 MSBCA ¶377
Failure to complete	2 MSBCA ¶134
Failure to obtain license	4 MSBCA ¶362
Nonconforming goods	3 MSBCA ¶216
Role of Attorney	5 MSBCA ¶397
Timely completion	5 MSBCA ¶397
Waiver	2 MSBCA ¶127; 3 MSBCA ¶228

VARIATION IN ESTIMATED QUANTITIES

Clause inapplicable where change occurs	1 MSBCA ¶52
Clause inapplicable where DSC occurs	3 MSBCA ¶227
Interpretation	3 MSBCA ¶267; 3 MSBCA ¶273;
	4 MSBCA ¶335
Major/minor bid item.	3 MSBCA ¶227