



DEFENSE ACQUISITION UNIVERSITY

CON 216 - Legal Considerations in Contracting

131204

Course Learning/Performance Objectives followed by its enabling learning objectives on separate lines if specified.

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| 1 | Identify the legal and ethical principles that apply to Government contracts |
| | Identify the fundamentals of the legal process and how they apply to contract formation and administration |
| | Identify the required elements for a legally binding contract |
| | Identify the characteristics of government contracts that differ from contracts between private parties |
| 2 | Identify the most common constraints on use of appropriated funds |
| | Identify the process by which Government expenditures are authorized and funded |
| | Identify the major types of appropriations and their uses |
| | Identify the most common constraints on the use of appropriated funds |
| 3 | Identify the issues associated with intellectual property |
| | Identify the key features of the various methods used to protect intellectual property |
| | Identify situations when the Government may have rights to intellectual property |
| | Identify between the different types of Government contract data rights |
| 4 | Identify different processes by which challenges may be filed against a federal acquisition |
| | Identify three protest forums |
| | Identify participants in a protest |
| | Identify steps for processing a protest |
| 5 | Determine when an assignment of claims is permitted. |
| | Recognize what is an "assignment of claims" |
| | Identify the process for assigning a claim |
| 6 | Identify the legal issues associated with contract performance |
| | Identify the rules applicable to contract interpretation |
| | Identify the rules of contract interpretation to a given scenario |
| | Identify the Government's inspection and acceptance rights |
| | Identify the methods used to change contract requirements. |
| 7 | Identify formal disputes resolution under CDA |
| | Identify key terms associated with claims and disputes |
| | Identify the methods used to calculate an equitable adjustment |
| | Identify the disputes resolution techniques |
| 8 | Identify criminal, civil, and administrative remedies for fraud |
| | Identify common fraudulent practices that may occur during the procurement process |
| | Identify criminal and civil statutes that prohibit fraudulent conduct |
| | Identify administrative remedies for fraudulent conduct |
| | Identify the process for investigating suspected fraud |
| 9 | Select the process and procedures for terminating a contract |
| | Identify the need for a contract termination |
| | Identify the steps to terminate a contract for convenience |
| | Identify the steps to terminate a contract for cause |
| | Identify the steps to terminate a contract for default |
| 10 | Identify the tools for recovering monies owed the Government |
| | Identify the most common reasons why a contractor may be indebted to the Government |
| | Identify debtor rights under Debt Collection Act |
| | Identify debt collection procedures to include: Demand letter, Routine setoff/offset, Debt deferment, Debt compromise, and Judicial action. |