



## **ITSS - Integrated Training Solutions and Services JV L.C.**

**ITSS** - Integrated Training Solutions and Services JV L.C. , a Florida limited liability company (ITSS), is a unique subcontractor that can be of great assistance to large businesses seeking to meet their small and small disadvantaged business goals. ITSS' CAGE Code is 4SG08 and our DUNS number is 800267978 and ITSS is listed on System For Award Management (SAM) [www.sam.gov](http://www.sam.gov)

ITSS is 51% owned by NIMA Store, Inc. d/b/a Nuniwar Consolidated Services, an Alaskan Corporation, a qualified Alaska Native entity. The other 49% of ITSS is owned by PULAU Corporation, a mature privately held company with over 40 years of defense contracting experience, both domestically and internationally. As a result of the 51% ownership of ITSS by a qualified Alaska Native entity, ITSS is automatically deemed by Federal statute to be a minority and economically disadvantaged business enterprise, subcontracts to which count toward the SDB goals of large prime contractors. The applicable statute is known as the Alaska Native Claims Settlement Act (ANCSA). It's important to note that ITSS was not created under the auspices of SBA and is not subject to the SBA's regulatory bureaucracy.

Nuniwar Consolidated Services, a wholly-owned subsidiary of NIMA (Nunivak Island – Mekoryuk Alaska) Corporation (an Alaska Native Corporation or ANC), and PULAU Corporation, a Florida corporation, between them are engaged in and have extensive experience in providing worldwide live, constructive, virtual and medical training services and training equipment support that includes operation and maintenance, depot repair, turn-key logistics and supply support, facilities support, equipment relocation, and maintenance of vehicle (track & wheel), communication equipment and power generation equipment. As privately held entities, both companies offer innovative, rapid response to requirements that only comes from organizations with flat management structures and no bureaucratic policy constraints. Both entities are well-capitalized and have or can quickly access the financial resources needed to provide timely responses that are often beyond the capability of other small, disadvantaged businesses. The companies' proven track records also mitigate the performance risks inherent in working with many SDB's. Either company's capabilities can be accessed through ITSS.

Please allow ITSS to show you how we can meet your SDB's goals in a prompt and cost-effective manner.

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## Attachment A

Special legislation provides that subcontracts awarded to an ANC-owned business concern may be credited to the prime contractor's Small Business Act § 8(d) subcontracting goals, regardless of the size status of the ANC-owned business.

This special rule is found in § 26(e) of the Alaska Native Claims Settlement Act (ANCSA) - 43 USC § 1626(e):

### **e) Minority and economically disadvantaged status**

(1) For all purposes of Federal law, a Native Corporation shall be considered to be a corporation owned and controlled by Natives and a minority and economically disadvantaged business enterprise if the Settlement Common Stock of the corporation and other stock of the corporation held by holders of Settlement Common Stock and by Natives and descendants of Natives, represents a majority of both the total equity of the corporation and the total voting power of the corporation for the purposes of electing directors.

**(2) For all purposes of Federal law, direct and indirect subsidiary corporations, joint ventures, and partnerships of a Native Corporation qualifying pursuant to paragraph (1) shall be considered to be entities owned and controlled by Natives and a minority and economically disadvantaged business enterprise if the shares of stock or other units of ownership interest in any such entity held by such Native Corporation and by the holders of its Settlement Common Stock represent a majority of both—**

**(A) the total equity of the subsidiary corporation, joint venture, or partnership; and**

**(B) the total voting power of the subsidiary corporation, joint venture, or partnership for the purpose of electing directors, the general partner, or principal officers.**

(3) No provision of this subsection shall—

(A) preclude a Federal agency or instrumentality from applying standards for determining minority ownership (or control) less restrictive than those described in paragraphs (1) and (2), or

(B) supersede any such less restrictive standards in existence on February 3, 1988.

(4)

(A) Congress confirms that Federal procurement programs for tribes and Alaska Native Corporations are enacted pursuant to its authority under Article I, Section 8 of the United States Constitution.

**(B) Contracting with an entity defined in subsections [1] (e)(1) or (e)(2) of this section or section 1452 (c) of title 25 shall be credited towards the satisfaction of a contractor's small or small disadvantaged business subcontracting goals under section 502 of P.L. 100-656, provided that where lower tier subcontractors exist, the entity shall designate the appropriate contractor or contractors to receive such credit.**

(C) Any entity that satisfies subsection (e)(1) or (e)(2) of this section that has been certified under section 637 of title 15 is a Disadvantaged Business Enterprise for the purposes of Public Law 105-178.

This statute is important for two reasons. First, under Subsection (e)(2), the only requirements for a joint venture to claim the benefits of ANC-owned status are that the ANC own a majority of the equity and a majority of the voting power. Second, under Subsection (e)(4)(B), the rule that a subcontract awarded to any ANC-owned business (regardless of size) may be credited towards a contractor's subcontracting goals.<sup>1</sup>

These are the provisions of law which encapsulate the rationale for the formation of ITSS. It qualifies an ANC-owned business concern and it can perform subcontracts which are credited to prime contractors' subcontracting goals.

<sup>1</sup> The text refers to § 502 of P.L. 101-656. This is the law which added § 8(d) to the Small Business Act.