**Section 8.8075 Nullification of Prequalification**

When CDB determines that a contractor has knowingly made a material misrepresentation in its application for prequalification, the contractor may not re-apply to CDB for a period of 3 years.

a) When the contractor has not previously applied to CDB, or failed to reapply, the 3 year period shall begin on the date of the submittal of the application.

b) When the contractor has been determined to be responsible in error, the 3 year period shall begin on the date the current responsibility determination was made.

c) The CPO will notify the contractor of the nullity. The contractor may, within 30 days after notification, submit a written explanation with supporting documentation for the CPO's review.

d) The CPO may cancel awards or terminate any contracts awarded that were based upon the application with misrepresentations.

e) A material misrepresentation is made by knowingly submitting any untrue, misleading or deceptive information, or document containing such information, or by the concealment, suppression or omission of any information, in or from an application, that causes CDB to act differently than it would have if it had known the undisclosed or true information.