TEES CONTRACTING

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TEES CONTRACTING OFFICE

What do we do?

- Review and negotiate terms and conditions of non-sponsored agreements (NDAs, MTAs, Teaming Agreements, MOU’s)
- Proposal preparation and contract negotiation for industry contracts
- Work cooperatively with System General Counsel, TEES Technology Commercialization and Entrepreneurship, Texas A&M Technology Commercialization, and Risk Management to determine optimal terms for agreements
Common Types of Contracting Actions

- Nondisclosure Agreement (NDA)
- Research Services Agreement (RSA)
- Master Research Services Agreement (MRSA)
- Memorandum of Understanding (MOU)
- Memorandum of Agreement (MOA)
- Teaming Agreement
Tips...

- Let us negotiate the terms
- We’ll work with you and the sponsor to finalize the contract
- Payment terms and IP provisions should be in accordance with TEES requirements
- Variances are subject to internal approvals
- Don’t sign the agreement!
DELEGATION OF AUTHORITY

• All contracts and agreements binding TEES must be signed by an authorized representative of TEES
• Who is authorized to sign for TEES?
• Implications of signing an agreement without delegated authority:
  o TEES is not bound by any agreement signed by anyone other than an authorized representative.
  o A sponsor may (and can) hold an unauthorized signatory personally responsible for the obligations they authorize.
  o An unauthorized signatory to a research agreement performs the work in his or her personal capacity and has no authorization to use the facilities or the personnel of TEES to perform the agreement.
  o As signatory, you become personally liable and your estate is at risk.
Questions?