

**52.222-43 FAIR LABOR STANDARDS ACT AND SERVICE
CONTRACT LABOR STANDARDS???PRICE ADJUSTMENT
(MULTIPLE YEAR AND OPTION CONTRACTS) (AUG 2018)**

T-Mobile takes exception to 52.222-43 FAIR LABOR STANDARDS ACT AND SERVICE CONTRACT LABOR STANDARDS PRICE ADJUSTMENT (MULTIPLE YEAR AND OPTION CONTRACTS) (AUG 2018) in its entirety.

***** The contractor has taken exception to this clause as follows:**

T-Mobile takes exception to 52.222-43 FAIR LABOR STANDARDS ACT AND SERVICE CONTRACT LABOR STANDARDS PRICE ADJUSTMENT (MULTIPLE YEAR AND OPTION CONTRACTS) (AUG 2018) in its entirety: Not applicable to wireless services being provided under T-Mobile's Schedule, which are all Commercial Items/commercially available off-the-shelf (COTS) items. T-Mobile's Schedule contract contains no labor categories or rates. To the extent there is any provision of labor at all, it is incidental to the principal purpose of the contract. the principal purpose of T-Mobile's GSA Schedule contract is not the furnishing of services through the use of service employees.

Inclusion of this clause will result in confusion for Schedule users and create the potential for dispute over reporting requirements.