

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE  
K

PAGE 1 OF 7 PAGES

2. AMENDMENT/MODIFICATION NO.  
P00005

3. EFFECTIVE DATE  
See Blk. 16C

4. REQUISITION/PURCHASE REQ. NO.  
See Block 14

5. PROJECT NO. (if applicable)

6. ISSUED BY CODE  
SPE8EC

7. ADMINISTERED BY (if other than Item 6) CODE  
S5111A

DLA TROOP SUPPORT  
CONSTRUCTION & EQUIPMENT (HEPP)  
700 ROBBINS AVENUE  
PHILADELPHIA, PA 19111-5098  
USA  
Initiator: Judith HENRY  
PEPCDA3 Tel: 215-737-7266 FAX: 215-737-0398 Email: JUDITH.HENRY@DLA.MIL

DCMA HAMPTON  
FAX 757 788 3281  
2000 ENTERPRISE PARKWAY SUITE 200  
HAMPTON VA 23666  
USA

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)

ATLANTIC DRIVING SUPPLY, INC. DBA  
ADS  
621 LYNNHAVEN PKWY STE 400  
VIRGINIA BEACH VA 23452-7448  
USA

(X) 9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

X 10A. MODIFICATION OF CONTRACT/ORDER NO.  
SPE8EC-14-D-0013

10B. DATED (SEE ITEM 13)  
2014 MAR 03

CODE 1CAY9 FACILITY CODE

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:  
(a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (if required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE

A THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.

B THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103 (b).

X C THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:  
FAR 52.116-2 Economic Price Adjustment Standard Supplies (Jan 1997 and the Addendum) **DELETE PROVISIONS**

D OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not,  is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

See Continuation Sheet

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)  
M. Evans McMillion, Assistant General Counsel

16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)  
JUDITH HENRY

15B. CONTRACT/ORDER/OFFER NO.  
M. Evans McMillion (Signature of person authorized to sign)

15C. DATE SIGNED  
5/27/16

16B. UNITED STATES OF AMERICA  
(Signature of Contracting Officer)

16C. DATE SIGNED  
5/27/16

1. In accordance with FAR Clause 52.216-2, Economic Price Adjustment - Standard Supplies, on page 25 of the solicitation this contract is hereby modified to reflect a 20% aggregate Economic Price Adjustment ceiling for the time period of March 04, 2016 thru March 03, 2018. Only two (2) Economic Price Adjustments are permitted per year.

2. In accordance with the Addition/Deletion of Items in contract on pages 27 and 28 of the solicitation the following pages are revised as shown below:

Page 3 of modification shows the model #s that have been added to basic contract.

3. In accordance with FAR 52-216-2 Economic price adjustment Standard Supplies (Jan 1997) pages 3 thru 7 of Modification P00004 dated 10/05/15 are hereby replaced with pages 4 thru 7 of this modification.

4. No change to discount structure.

Description of Item	Make/Model Number
Case 521F XR T4 Final Wheel Loader	521F XR T4 Final
Case 521F XT T4 Final Wheel Loader	521F XT T4 Final
Case 521F ZBAR T4 Final Wheel Loader	521F ZBAR T4 Final
Case 721F XR T4 Final Wheel Loader	721F XR T4 Final
Case 721F XT T4 Final Wheel Loader	721F XT T4 Final
Case CX130D STD LC Crawler Excavator Long Chassis	CX130D STD LC
Case CX160D Crawler Excavator (Long Chassis)	CX160D STD LC
Case CX210D Crawler Excavator (Long Reach)	CX210D LR
Case CX210D Crawler Excavator (Narrow)	CX210D NRRW
Case CX210D Crawler Excavator (Long Chassis)	CX210D STD LC
Case CX250D Long Reach Crawler Excavator	CX250D LR
Case CX490D Standard Crawler Excavator	CX490D STD
Case DV36 Double Drum Vibratory Roller	DV36
Case SV216 Single Drum Vibratory Roller (Padfoot Drum)	SV216PF ASC T3
CASE TR320 Compact Track Loader Tier 3 (Export Only)	TR320 T3
CASE TV380 Compact Track Loader Tier 3 (Export Only)	TV380 T3



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Make / Model Number	Description of Item
1021F XR	Case Articulated Wheel Loader
1021F ZBAR	Case Articulated Wheel Loader
1121F ZBAR T4	Case 1121F T4 Articulated Wheel Loader
1150M PAT LT	Case 1150M Crawler Dozer (Long Track)
1150M PAT WT OR LGP	Case 1150M Crawler Dozer (Wide Track)
121F XT T4 Final	Case 121F XT T4 Final Compact Wheel Loader
121F ZB T4 Final	Case 121F ZB T4 Final Compact Wheel Loader
1221F ZBAR	Case 1221F ZBAR Articulated Wheel Loader
1650M PAT WT OR LGP	Case 1650M Crawler Dozer (Wide Track)
1650M PAT XLT	Case 1650M Crawler Dozer (Extra Long Track)
2050M PAT WT OR LGP	Case 2050M Crawler Dozer (Wide Track)
2050M PAT XLT	Case 2050M Crawler Dozer (Extra Long Track)
2050M SEMI-U XLT	Case 2050M Crawler Dozer SEMI-U (Extra Long Track)
2050M STR PT WT/LGP	Case 2050 Crawler Dozer Straight PT (Wide Track)
21F XT T4 Final	Case 21F XT T4 Final Compact Wheel Loader
21F ZB T4 Final	Case 21F ZB T4 Final Compact Wheel Loader
221F HS T4 Final	Case 221F HS T4 Final Compact Wheel Loader
221F T4 Final	Case 221F T4 Final Compact Wheel Loader
321F HS T4 Final	Case 321F HS T4 Final Compact Wheel Loader
321F T4 Final	Case 321F T4 Final Compact Wheel Loader
420CT SERIES 3	CASE COMPACT TRACK LOADER
521F XR T4	Case 521F XR T4 Wheel Loader
521F XR T4 Final	Case 521F XR T4 Final Wheel Loader
521F XT T4	Case 521F XT T4 Wheel Loader
521F XT T4 Final	Case 521F XT T4 Final Wheel Loader
521F ZBAR T4	Case 521F ZBAR T4 Wheel Loader
521F ZBAR T4 Final	Case 521F ZBAR T4 Final Wheel Loader
570N EP 2WD T4 Final	Case 570N EP 2WD T4 Final Tractor Loader
570N EP 4WD T4 Final	Case 570N EP 4WD T4 Final Tractor Loader
580N 2WD T4 Final	Case 580N 2WD T4 Final Tracker Loader Backhoe
580N 2WD T4A	Case 580N 2WD T4A Tracker Loader Backhoe
580N 4WD T4 Final	Case 580N 4WD T4 Final Tracker Loader Backhoe

Lbh

580N EP 2WD T4 Final	Case 580N EP 2WD T4 Final Tracker Loader Backhoe
580N EP 4WD T4 Final	Case 580N EP 4WD T4 Final Tracker Loader Backhoe
580SN 2WD T4 Final	Case 580SN 2WD T4 Final Tracker Loader Backhoe
580SN 4WD T4 Final	Case 580SN 4WD T4 Final Tracker Loader Backhoe
580SN 4WD T4A	Case 580SN 4WD T4A Tracker Loader Backhoe
580SN WT 4WD T4 Final	Case 580SN WT 4WD T4 Final Tracker Loader Backhoe
580SN WT 4WD T4A	Case 580SN WT 4WD T4A Tracker Loader Backhoe
590SN 2WD T4 Final	Case 590SN 2WD T4 Final Tracker Loader Backhoe
590SN 4WD T4 Final	Case 590SN 4WD T4 Final Tracker Loader Backhoe
590SN 4WD T4A	Case 590SN 4WD T4A Tracker Loader Backhoe
621F XR T4	Case 621F XR T4 Wheel Loader
621F XR T4 Final	CASE 621F XR T4 Final Articulated Wheel Loader
621F XT T4	Case 621F XT T4 Wheel Loader
621F XT T4 Final	CASE 621F XT T4 Final Articulated Wheel Loader
621F ZBAR T4	Case 621F ZBAR T4 Wheel Loader
621F ZBAR T4 Final	CASE 621F ZBAR T4 Final Articulated Wheel Loader
650L LT	Case 650L Crawler Dozer (Long Track)
650L WT OR LGP	Case 650L Crawler Dozer (Wide Track)
721F XR T4	Case Articulated Wheel Loader
721F XR T4 Final	Case 721F XR T4 Final Wheel Loader
721F XT T4	Case Articulated Wheel Loader
721F XT T4 Final	Case 721F XT T4 Final Wheel Loader
721F ZBAR T4	Case Articulated Wheel Loader
721F ZBAR T4 Final	CASE 721F ZBAR T4 Final Articulated Wheel Loader
750M LT	Case 750M Crawler Dozer (Long Track)
750M WT OR LGP	Case 750M Crawler Dozer (Wide Track)
821F XR T4 FINAL	Case 821F XR T4 Final Articulated Wheel Loader
821F ZBAR T4 FINAL	Case 821F ZBAR T4 Final Articulated Wheel Loader
850M LT	Case 850M Crawler Dozer (Long Track)
850M WT OR LGP	Case 850M Crawler Dozer (Wide Track)
921F XR T4 FINAL	Case 921F XR T4 Final Articulated Wheel Loader
921F ZBAR T4 Final	Case 921F ZBAR T4 Final Articulated Wheel Loader
CX130C STD DZB	Case CX130C Crawler Excavator Standard with Dozer Blade
CX130C STD LC	Case CX130C Crawler Excavator Long Chassis
CX130D STD LC	Case CX130D STD LC Crawler Excavator Long Chassis
CX145C MSR LC	Case CX145C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX145C MSR W/DOZER	Case CX145C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX160C STD LC	Case CX160C Crawler Excavator (Long Chassis)

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	Case CX170B Crawler Excavator (Long Chassis)
CX17B	Case CX17B Compact Excavator
CX210C LR	Case CX210C Crawler Excavator (Long Reach)
CX210C NRRW	Case CX210C Crawler Excavator (Narrow)
CX210C STD LC	Case CX210C Crawler Excavator (Long Chassis)
CX210D LR	Case CX210D Crawler Excavator (Long Reach)
CX210D NRRW	Case CX210D Crawler Excavator (Narrow)
CX210D STD LC	Case CX210D Crawler Excavator (Long Chassis)
CX235C MSR LC	Case CX235C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX235C MSR W/DOZER	Case CX235C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX250D LR	Case CX250D Long Reach Crawler Excavator
CX250D STD	Case CX250D Standard Crawler Excavator
CX27B CAB	Case CX27B Compact Excavator Cab
CX27B ROPS	Case CX27B Compact Excavator Rops
CX300D STD	Case CX300D Standard Crawler Excavator
CX31B CAB T4 Final	Case CX31B Cab w/heat and A/C T4 Final Compact Excavator
CX31B ROPS T4 FINAL	Case CX31B ROPS T4 Final Compact Excavator
CX350D STD	Case CX350D Standard Crawler Excavator
CX36B Cab T4 Final	Case CX36B Cab w/heat & A/C T4 Final Compact Excavator
CX36B ROPS T4 Final	Case CX36B ROPS T4 Final Compact Excavator
CX470C ME	Case CX470C Mass Excavation Crawler Excavator (Long Chassis)
CX470C RTC ME	Case CX470C Mass Excavation Crawler Excavator (Retractable Chassis)
CX470C STD	Case CX470 Crawler Excavator (Long Chassis)
CX490D STD	Case CX490D Standard Crawler Excavator
CX55B T4 FINAL CAB	Case CX55B T4 FINAL Compact Excavator Cab
CX55B T4 FINAL ROPS	Case CX55B T4 FINAL Compact Excavator Rops
CX700B HD	Case CX700B Crawler Excavator
CX75C W/DZR BLADE	Case CX75C Crawler Excavator with Dozer Blade
CX800B HD	Case CX800B Crawler Excavator
CX80C	Case CX80C Crawler Excavator
DV207 T3	Case DV207 Double Drum Compactor
DV210 T3	Case DV210 Tandem Drum Vibratory Roller
DV213 T3	Case DV213 Tandem Drum Vibratory Roller
DV23	Case DV23 Double Drum Vibratory Roller
DV26	Case DV26 Double Drum Vibratory Roller
DV36	Case DV36 Double Drum Vibratory Roller
DV45	Case DV45 Double Drum Vibratory Roller
PT240 BIAS TIRES	Case PT240 Pneumatic Tire Roller
PT240 RADIAL TIRES	Case PT240 Pneumatic Tire Roller

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SR150 T4B	Case SR150 T4B Skid Steer Loader
SR160 T4B	Case SR160 T4B Skid Steer Loader
SR175 T4B	Case SR175 T4B Skid Steer Loader
SR210 T4B	Case SR210 T4B Skid Steer Loader
SR220 T4A	Case SR220 T4A Skid Steer Loader
SR240 T4B	Case SR240 T4B Skid Steer Loader
SR250 T4A	Case SR250 T4A Skid Steer Loader
SR270 T4B	Case SR270 T4A Skid Steer Loader
SV185 T4B	Case SV185 T4B Skid Steer Loader
SV208PF ASC T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum)
SV208PF LB HT T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum w/Leveling Blade)
SV208SM T3	Case SV208 Single Drum Vibratory Roller S(Smooth Drum)
SV210PF ASC T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum)
SV210PF LB HT T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV210SM T3	Case SV210 Single Drum Vibratory Roller (Smooth Drum)
SV212PF ASC T3	Case SV212 Single Drum Vibratory Roller (Padfoot Drum)
SV212SM T3	Case SV212 Single Drum Vibratory Roller (Smooth Drum)
SV216PF ASC T3	Case SV216 Single Drum Vibratory Roller (Padfoot Drum)
SV216PF LB HT T3	Case SV216 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV216SM T3	Case SV216 Single Drum Vibratory Roller (Smooth Drum)
SV250 T4A	Case SV250 T4A Skid Steer Loader
SV280 T4B	Case SV280 T4B Skid Steer Loader
SV300 T4A	Case SV300 T4A Skid Steer Loader
SV300 T4B	Case SV300 T4B Skid Steer Loader
TR270 T4B	Case TR270 T4B Compact Track Loader
TR310 T4B	Case TR310 T4B Compact Track Loader
TR320 T3	CASE TR320 Compact Track Loader Tier 3 (Export Only)
TR320 T4A	Case TR320 T4A Compact Track Loader
TR340 T4B	Case TR340 T4B Compact Track Loader
TV380 T3	CASE TV380 Compact Track Loaderr Tier 3 (Export Only)
TV380 T4A	Case TV380 T4A Compact Track Loader
TV380 T4B	Case TV380 T4B Compact Track Loader

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**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE **K** PAGE 1 OF 6 PAGES

2. AMENDMENT/MODIFICATION NO. P00004	3. EFFECTIVE DATE See Blk. 16C SPE8EC	4. REQUISITION/PURCHASE REQ. NO. See Block 14	5. PROJECT NO. (If applicable)
6. ISSUED BY DLA TROOP SUPPORT CONSTRUCTION & EQUIPMENT (HEPP) 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096 USA Initiator: Judith HENRY PEPCDA3 Tel: 215-737-7256 FAX: 215-737-0396 Email: JUDITH.HENRY@DLA.MIL	7. ADMINISTERED BY (If other than Item 6)	DCMA HAMPTON FAX 757 788 3281 2000 ENTERPRISE PARKWAY SUITE 200 HAMPTON VA 23666 USA	

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  ATLANTIC DIVING SUPPLY, INC. DBA ADS 621 LYNNHAVEN PKWY STE 400 VIRGINIA BEACH VA 23452-7448 USA	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
	X	10A. MODIFICATION OF CONTRACT/ORDER NO. SPE8EC-14-D-0013
		10B. DATED (SEE ITEM 13) 2014 MAR 03

CODE 1CAY9 FACILITY CODE

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:  
 (a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES ( such as changes in paying office, appropriation date, etc ) SET FORTH IN ITEM 14. PURSUANT TO THE AUTHORITY OF FAR 43.103 (b).
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Add & Delete of Items provision in RFP
	D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor  is not,  is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

See Continuation Sheet

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) M. Evans McMillion, Assistant General Counsel	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) <b>JUDITH HENRY</b>
15B. CONTRACTOR/OFFEROR  Evans McMillion (Oct 5, 2016) (Signature of person authorized to sign)	15C. DATE SIGNED 10/5/15
16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer)	16C. DATE SIGNED 10/5/15

1. In accordance with the Addition/Deletion of Items in contract on pages 27  
And 28 of the solicitation the following model numbers are hereby added to the  
basic contract:

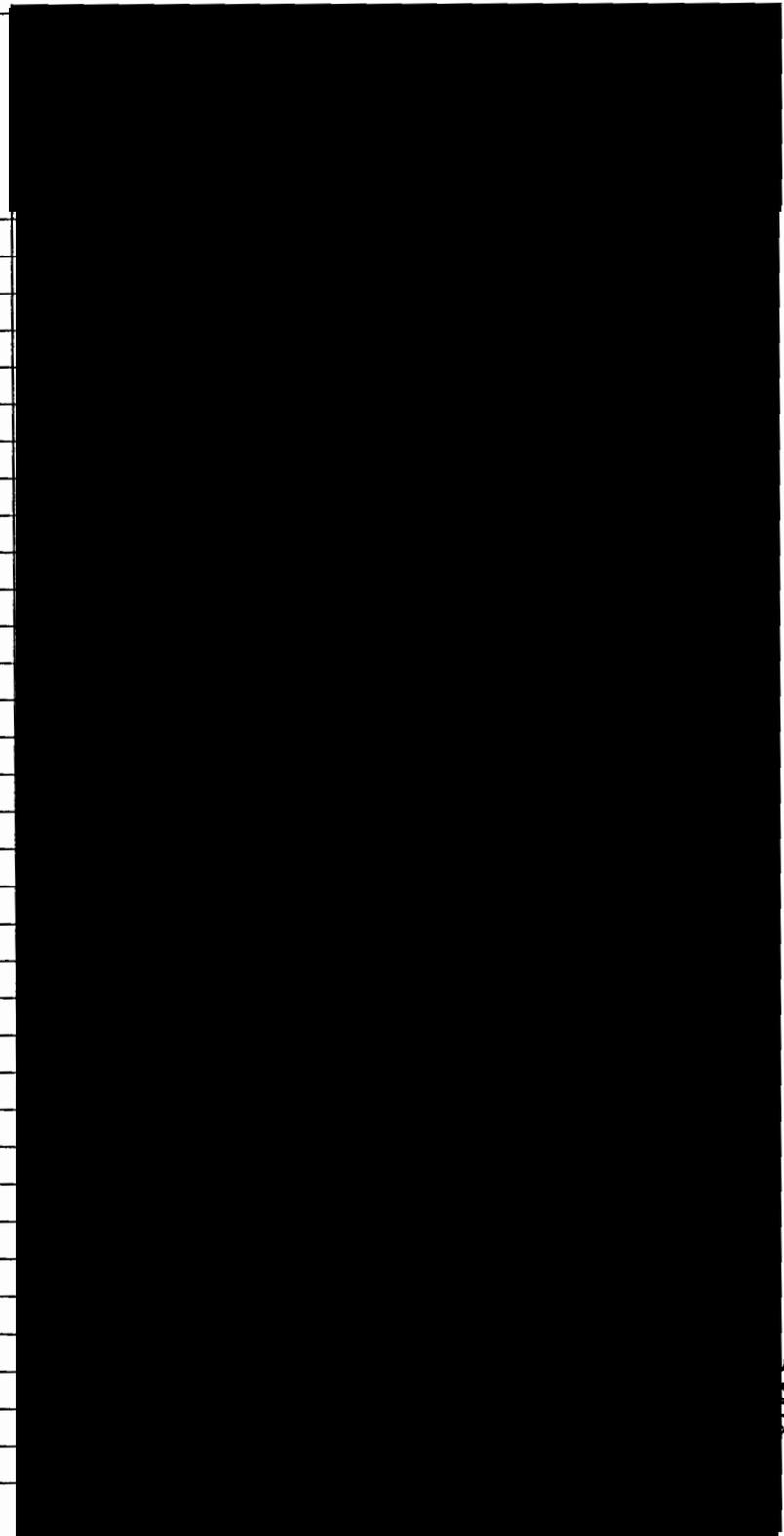
MODEL #  
1221F ZBAR  
580SN 2WD T4 FINAL  
CX250D STD  
CX300D STD  
CX350D STD  
DV207

Pages 3 thru 6 are hereby incorporated into basic contract to replace pages 3 thru 8  
of modification P00003 dtd 6/3/15.

3. No change to discount structure.

CONTINUED ON NEXT PAGE

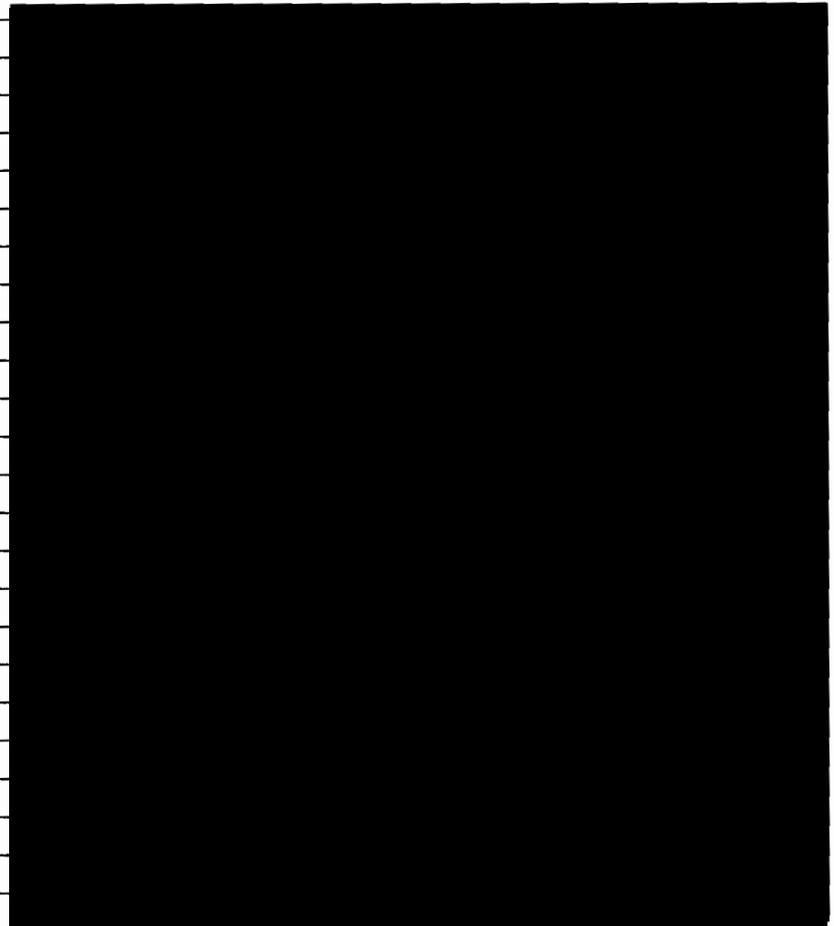
Make / Model Number	Description of Item
1021F XR	Case Articulated Wheel Loader
1021F ZBAR	Case Articulated Wheel Loader
1121F ZBAR T4	Case 1121F T4 Articulated Wheel Loader
1150M PAT LT	Case 1150M Crawler Dozer (Long Track)
1150M PAT WT OR LGP	Case 1150M Crawler Dozer (Wide Track)
121F XT T4 Final	Case 121F XT T4 Final Compact Wheel Loader
121F ZB T4 Final	Case 121F ZB T4 Final Compact Wheel Loader
1650M PAT WT OR LGP	Case 1650M Crawler Dozer (Wide Track)
1650M PAT XLT	Case 1650M Crawler Dozer (Extra Long Track)
2050M PAT WT OR LGP	Case 2050M Crawler Dozer (Wide Track)
2050M PAT XLT	Case 2050M Crawler Dozer (Extra Long Track)
2050M SEMI-U XLT	Case 2050M Crawler Dozer SEMI-U (Extra Long Track)
2050M STR PT WT/LGP	Case 2050 Crawler Dozer Straight PT (Wide Track)
21F XT T4 Final	Case 21F XT T4 Final Compact Wheel Loader
21F ZB T4 Final	Case 21F ZB T4 Final Compact Wheel Loader
221F HS T4 Final	Case 221F HS T4 Final Compact Wheel Loader
221F T4 Final	Case 221F T4 Final Compact Wheel Loader
321F HS T4 Final	Case 321F HS T4 Final Compact Wheel Loader
321F T4 Final	Case 321F T4 Final Compact Wheel Loader
420CT SERIES 3	CASE COMPACT TRACK LOADER
521F XR T4	Case 521F XR T4 Wheel Loader
521F XT T4	Case 521F XT T4 Wheel Loader
521F ZBAR T4	Case 521F ZBAR T4 Wheel Loader
570N EP 2WD T4 Final	Case 570N EP 2WD T4 Final Tractor Loader
570N EP 4WD T4 Final	Case 570N EP 4WD T4 Final Tractor Loader
580N 2WD T4 Final	Case 580N 2WD T4 Final Tracker Loader Backhoe
580N 2WD T4A	Case 580N 2WD T4A Tracker Loader Backhoe
580N 4WD T4 Final	Case 580N 4WD T4 Final Tracker Loader Backhoe
580N 4WD T4A	Case 580 4WD T4A Tracker Loader Backhoe
580N EP 2WD T4 Final	Case 580N EP 2WD T4 Final Tracker Loader Backhoe
580N EP 4WD T4 Final	Case 580N EP 4WD T4 Final Tracker Loader Backhoe
580SN 4WD T4 Final	Case 580SN 4WD T4 Final Tracker Loader Backhoe
580SN 4WD T4A	Case 580SN 4WD T4A Tracker Loader Backhoe
580SN WT 4WD T4 Final	Case 580SN WT 4WD T4 Final Tracker Loader Backhoe



580SN WT 4WD T4A	Case 580SN WT 4WD T4A Tracker Loader Backhoe
590SN 2WD T4 Final	Case 590SN 2WD T4 Final Tracker Loader Backhoe
590SN 4WD T4 Final	Case 590SN 4WD T4 Final Tracker Loader Backhoe
590SN 4WD T4A	Case 590SN 4WD T4A Tracker Loader Backhoe
621F XR T4	Case 621F XR T4 Wheel Loader
621F XR T4 Final	CASE 621F XR T4 Final Articulated Wheel Loader
621F XT T4	Case 621F XT T4 Wheel Loader
621F XT T4 Final	CASE 621F XT T4 Final Articulated Wheel Loader
621F ZBAR T4	Case 621F ZBAR T4 Wheel Loader
621F ZBAR T4 Final	CASE 621F ZBAR T4 Final Articulated Wheel Loader
650L LT	Case 650L Crawler Dozer (Long Track)
650L WT OR LGP	Case 650L Crawler Dozer (Wide Track)
721F XR T4	Case Articulated Wheel Loader
721F XT T4	Case Articulated Wheel Loader
721F ZBAR T4	Case Articulated Wheel Loader
721F ZBAR T4 Final	CASE 721F ZBAR T4 Final Articulated Wheel Loader
750M LT	Case 750M Crawler Dozer (Long Track)
750M WT OR LGP	Case 750M Crawler Dozer (Wide Track)
821F XR T4 FINAL	Case 821F XR T4 Final Articulated Wheel Loader
821F ZBAR T4 FINAL	Case 821F ZBAR T4 Final Articulated Wheel Loader
850M LT	Case 850M Crawler Dozer (Long Track)
850M WT OR LGP	Case 850M Crawler Dozer (Wide Track)
921F XR T4 FINAL	Case 921F XR T4 Final Articulated Wheel Loader
921F ZBAR T4 Final	Case 921F ZBAR T4 Final Articulated Wheel Loader
CX130C STD DZB	Case CX130C Crawler Excavator Standard with Dozer Blade
CX130C STD LC	Case CX130C Crawler Excavator Long Chassis
CX145C MSR LC	Case CX145C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX145C MSR W/DOZER	Case CX145C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX160C STD LC	Case CX160C Crawler Excavator (Long Chassis)
CX17B	Case CX17B Compact Excavator
CX210C LR	Case CX210C Crawler Excavator (Long Reach)
CX210C NRRW	Case CX210C Crawler Excavator (Narrow)
CX210C STD LC	Case CX210C Crawler Excavator (Long Chassis)
CX235C MSR LC	Case CX235C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX235C MSR W/DOZER	Case CX235C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX27B CAB	Case CX27B Compact Excavator Cab
CX27B ROPS	Case CX27B Compact Excavator Rops
CX31B CAB T4 Final	Case CX31B Cab w/heat and A/C T4 Final Compact Excavator
CX31B ROPS T4 FINAL	Case CX31B ROPS T4 Final Compact Excavator

CX36B Cab T4 Final	Case CX36B Cab w/heat & A/C T4 Final Compact Excavator
CX36B ROPS T4 Final	Case CX36B ROPS T4 Final Compact Excavator
CX470C ME	Case CX470C Mass Excavation Crawler Excavator (Long Chassis)
CX470C RTC ME	Case CX470C Mass Excavation Crawler Excavator (Retractable Chassis)
CX470C STD	Case CX470 Crawler Excavator (Long Chassis)
CX55B T4 FINAL CAB	Case CX55B T4 FINAL Compact Excavator Cab
CX55B T4 FINAL ROPS	Case CX55B T4 FINAL Compact Excavator Rops
CX700B HD	Case CX700B Crawler Excavator
CX75C W/DZR BLADE	Case CX75C Crawler Excavator with Dozer Blade
CX800B HD	Case CX800B Crawler Excavator
CX80C	Case CX80C Crawler Excavator
DV210 T3	Case DV210 Tandem Drum Vibratory Roller
DV213 T3	Case DV213 Tandem Drum Vibratory Roller
DV23	Case DV23 Double Drum Vibratory Roller
DV26	Case DV26 Double Drum Vibratory Roller
DV45	Case DV45 Double Drum Vibratory Roller
PT240 BIAS TIRES	Case PT240 Pneumatic Tire Roller
PT240 RADIAL TIRES	Case PT240 Pneumatic Tire Roller
SR130 T4B	Case SR130 T4B Skid Steer Loader
SR160 T4B	Case SR160 T4B Skid Steer Loader
SR175 T4B	Case SR175 T4B Skid Steer Loader
SR210 T4B	Case SR210 T4B Skid Steer Loader
SR220 T4A	Case SR220 T4A Skid Steer Loader
SR240 T4B	Case SR240 T4B Skid Steer Loader
SR250 T4A	Case SR250 T4A Skid Steer Loader
SR270 T4B	Case SR270 T4A Skid Steer Loader
SV185 T4B	Case SV185 T4B Skid Steer Loader
SV208PF ASC T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum)
SV208PF LB HT T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum w/Leveling Blade)
SV208SM T3	Case SV208 Single Drum Vibratory Roller S(Smooth Drum)
SV210PF ASC T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum)
SV210PF LB HT T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV210SM T3	Case SV210 Single Drum Vibratory Roller (Smooth Drum)
SV212PF ASC T3	Case SV212 Single Drum Vibratory Roller (Padfoot Drum)
SV212SM T3	Case SV212 Single Drum Vibratory Roller (Smooth Drum)
SV216PF LB HT T3	Case SV216 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV216SM T3	Case SV216 Single Drum Vibratory Roller (Smooth Drum)
SV250 T4A	Case SV250 T4A Skid Steer Loader
SV280 T4B	Case SV280 T4B Skid Steer Loader

SV300 T4A	Case SV300 T4A Skid Steer Loader
SV300 T4B	Case SV300 T4B Skid Steer Loader
TR270 T4B	Case TR270 T4B Compact Track Loader
TR310 T4B	Case TR310 T4B Compact Track Loader
TR320 T4A	Case TR320 T4A Compact Track Loader
TR340 T4B	Case TR340 T4B Compact Track Loader
TV380 T4A	Case TV380 T4A Compact Track Loader
TV380 T4B	Case TV380 T4B Compact Track Loader
121F XT T4 Final	Case 121F XT T4 Final Compact Wheel Loader
121F ZB T4 Final	Case 121F ZB T4 Final Compact Wheel Loader
21F XT T4 Final	Case 21F XT T4 Final Compact Wheel Loader
21F ZB T4 Final	Case 21F ZB T4 Final Compact Wheel Loader
221F HS T4 Final	Case 221F HS T4 Final Compact Wheel Loader
221F T4 Final	Case 221F T4 Final Compact Wheel Loader
321F HS T4 Final	Case 321F HS T4 Final Compact Wheel Loader
321F T4 Final	Case 321F T4 Final Compact Wheel Loader
570N EP 2WD T4 Final	Case 570N EP 2WD T4 Final Tractor Loader
1221F ZBAR	Case 1221F ZBAR Articulated Wheel Loader
580SN 2WD T4 Final	Case 580SN 2WD T4 Final Tracker Loader Backhoe
CX250D STD	Case CX250D Standard Crawler Excavator
CX300D STD	Case CX300D Standard Crawler Excavator
CX350D STD	Case CX350D Standard Crawler Excavator
DV207 T3	Case DV207 Double Drum Compactor



6/26

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE **K** PAGE 1 OF 8 PAGES

2. AMENDMENT/MODIFICATION NO. P00003	3. EFFECTIVE DATE See Blk. 16C	4. REQUISITION/PURCHASE REQ. NO. See Block 14	5. PROJECT NO. (If applicable) S5111A
6. ISSUED BY DLA TROOP SUPPORT CONSTRUCTION & EQUIPMENT (HEPP) 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096 USA Initiator: Judith HENRY PEPCDA3 Tel: 215-737-7256 FAX: 215-737-0396 Email: JUDITH.HENRY@DLA.MIL	CODE SPE8EC	7. ADMINISTERED BY (If other than Item 6) DCMA HAMPTON FAX 757 788 3281 2000 ENTERPRISE PARKWAY SUITE 200 HAMPTON VA 23666 USA	CODE

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  ATLANTIC DIVING SUPPLY, INC. DBA ADS 621 LYNNHAVEN PKWY STE 400 VIRGINIA BEACH VA 23452-7448 USA	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
	X	10A. MODIFICATION OF CONTRACT/ORDER NO. SPE8EC-14-D-0013
		10B. DATED (SEE ITEM 13) 2014 MAR 03

CODE 1CAY9 FACILITY CODE

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:  
 (a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted;  
 or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103 (b).
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR 52.216-2 Economic Price Adjustment Standard Supplies (Jan1997) and the <b>ADD DELETE OF ITEMS PROVISION</b>
	D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor  is not,  is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible)

See Continuation Sheet

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) M. Evans McMillion, Assistant General Counsel	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) <b>JUDITH HENRY</b>
15B. CONTRACTOR/OFFEROR Evans McMillion (Jun 2, 2015) (Signature of person authorized to sign)	15C. DATE SIGNED 6/2/15
15D. UNITED STATES OF AMERICA	16C. DATE SIGNED 6/3/15
	(Signature of Contracting Officer)

1. In accordance with the Addition/Deletion of Items in contract on pages 27  
And 28 of the solicitation the following pages are revised as shown below.

Page 3 of modification shows the model #'s that have been deleted from Modification P00002  
dated 11/24/14. Page 4 of modification shows model #'s that have been added to basic contract.

2. In accordance with FAR 52-216-2 Economic price adjustment Standard  
Supplies (Jan 1997) pages 3 thru 7 of Modification P00002 dated 11/14/15 are hereby  
replaced with pages 5 thru 8 of this modification

3. No change to discount structure.

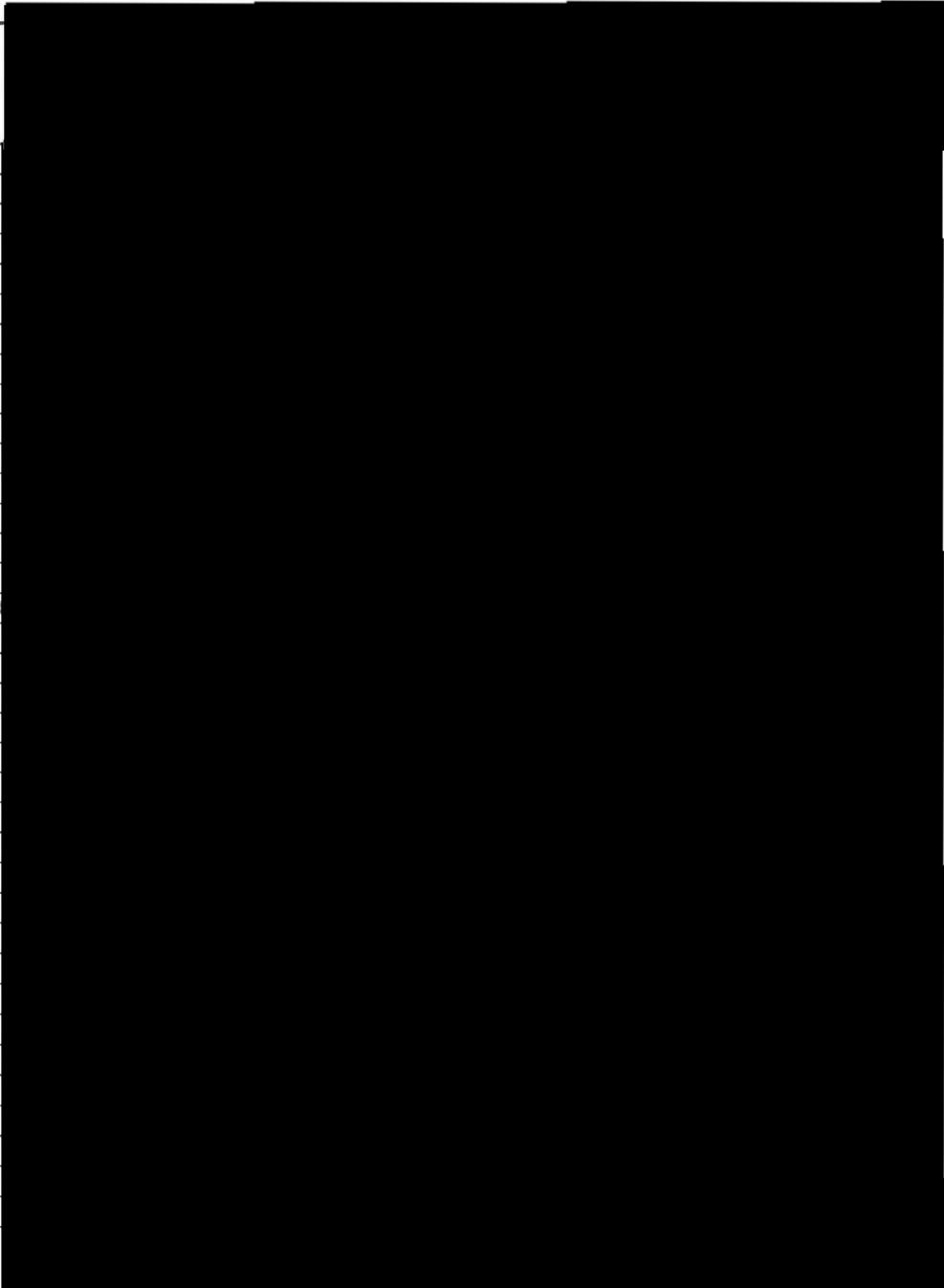
DELETIONS

SPE8EC-14-D-0013

Description of Item	Make/Model Number	Delivery (days after award)	Old Base List Price ("X" indicates ADD Model)	New Base List Price	% Difference ("X" indicates ADD model)	Gov't Discount	Government Discount Price
Case Compact Wheel Loader 121E Series 3 L High Speed	121E SERIES 3 HS						Discontinued
Case Compact Wheel Loader 121E Series 3 L Standard Speed	121E SERIES 3 STD						Discontinued
Case 2050M Crawler Dozer SEMI-U (Long Track)	2050M SEMI-U LT						Discontinued
Case Compact Wheel Loader 21E Series 3 L	21E SERIES 3						Discontinued
Case Compact Wheel Loader 221E Series 3 L High Speed	221E SERIES 3 HS						Discontinued
Case Compact Wheel Loader 221E Series 3 L Standard Speed	221E SERIES 3 STD						Discontinued
Case Compact Wheel Loader 321E Series 3 L High Speed	321E SERIES 3 HS						Discontinued
Case Compact Wheel Loader 321E Series 3 L Standard Speed	321E SERIES 3 STD						Discontinued
CASE COMPACT POWER SSL	430 SERIES 3						Discontinued
Case CX250C Long Reach Crawler Excavator	CX250C LR						Discontinued
Case CX250C Standard Crawler Excavator	CX250C STD						Discontinued
Case CX300C Crawler Excavator	CX300C STD						Discontinued
Case CX31B Compact Excavator Cab	CX31B CAB						Discontinued
Case CX31B Compact Excavator Rops	CX31B ROPS						Discontinued
Case CX350C Crawler Excavator	CX350C STD						Discontinued
Case CX36B Compact Excavator Cab	CX36B CAB						Discontinued
Case CX36B Compact Excavator Rops	CX36B ROPS						Discontinued

*Handwritten signature*

Description of Item	Make/Model Number
Case 121F XT T4 Final Compact Wheel Loader	121F XT T4 Final
Case 121F ZB T4 Final Compact Wheel Loader	121F ZB T4 Final
Case 21F XT T4 Final Compact Wheel Loader	21F XT T4 Final
Case 21F ZB T4 Final Compact Wheel Loader	21F ZB T4 Final
Case 221F HS T4 Final Compact Wheel Loader	221F HS T4 Final
Case 221F T4 Final Compact Wheel Loader	221F T4 Final
Case 321F HS T4 Final Compact Wheel Loader	321F HS T4 Final
Case 321F T4 Final Compact Wheel Loader	321F T4 Final
Case 570N EP 2WD T4 Final Tractor Loader	570N EP 2WD T4 Final
Case 570N EP 4WD T4 Final Tractor Loader	570N EP 4WD T4 Final
Case 580N 2WD T4 Final Tracker Loader Backhoe	580N 2WD T4 Final
Case 580N 4WD T4 Final Tracker Loader Backhoe	580N 4WD T4 Final
Case 580N EP 2WD T4 Final Tracker Loader Backhoe	580N EP 2WD T4 Final
Case 580N EP 4WD T4 Final Tracker Loader Backhoe	580N EP 4WD T4 Final
Case 580SN 4WD T4 Final Tracker Loader Backhoe	580SN 4WD T4 Final
Case 580SN WT 4WD T4 Final Tracker Loader Backhoe	580SN WT 4WD T4 Final
Case 590SN 2WD T4 Final Tracker Loader Backhoe	590SN 2WD T4 Final
Case 590SN 4WD T4 Final Tracker Loader Backhoe	590SN 4WD T4 Final
CASE 621F XR T4 Final Articulated Wheel Loader	621F XR T4 Final
CASE 621F XT T4 Final Articulated Wheel Loader	621F XT T4 Final
CASE 621F ZBAR T4 Final Articulated Wheel Loader	621F ZBAR T4 Final
CASE 721F ZBAR T4 Final Articulated Wheel Loader	721F ZBAR T4 Final
Case 921F ZBAR T4 Final Articulated Wheel Loader	921F ZBAR T4 Final
Case CX318 Cab w/heat and A/C T4 Final Compact Excavator	CX318 CAB T4 Final
Case CX318 ROPS T4 Final Compact Excavator	CX318 ROPS T4 FINAL
Case CX36B Cab w/heat & A/C T4 Final Compact Excavator	CX36B Cab T4 Final
Case CX36B ROPS T4 Final Compact Excavator	CX36B ROPS T4 Final
Case DV45 Double Drum Vibratory Roller	DV45
Case SR240 T4B Skid Steer Loader	SR240 T4B
Case SR270 T4A Skid Steer Loader	SR270 T4B
Case SV208 Single Drum Vibratory Roller (Padfoot Drum w/Leveling)	SV208PF LB HT T3
Case SV280 T4B Skid Steer Loader	SV280 T4B
Case SV300 T4B Skid Steer Loader	SV300 T4B
Case TR310 T4B Compact Track Loader	TR310 T4B
Case TR340 T4B Compact Track Loader	TR340 T4B
Case TV380 T4B Compact Track Loader	TV380 T4B



*xloh*

Page 8

Make / Model Number	Description of Item
1021F XR	Case Articulated Wheel Loader
1021F ZBAR	Case Articulated Wheel Loader
1121F ZBAR T4	Case 1121F T4 Articulated Wheel Loader
1150M PAT LT	Case 1150M Crawler Dozer (Long Track)
1150M PAT WT OR LGP	Case 1150M Crawler Dozer (Wide Track)
121F XT T4 Final	Case 121F XT T4 Final Compact Wheel Loader
121F ZB T4 Final	Case 121F ZB T4 Final Compact Wheel Loader
1650M PAT WT OR LGP	Case 1650M Crawler Dozer (Wide Track)
1650M PAT XLT	Case 1650M Crawler Dozer (Extra Long Track)
2050M PAT WT OR LGP	Case 2050M Crawler Dozer (Wide Track)
2050M PAT XLT	Case 2050M Crawler Dozer (Extra Long Track)
2050M SEMI-U XLT	Case 2050M Crawler Dozer SEMI-U (Extra Long Track)
2050M STR PT WT/LGP	Case 2050 Crawler Dozer Straight PT (Wide Track)
21F XT T4 Final	Case 21F XT T4 Final Compact Wheel Loader
21F ZB T4 Final	Case 21F ZB T4 Final Compact Wheel Loader
221F HS T4 Final	Case 221F HS T4 Final Compact Wheel Loader
221F T4 Final	Case 221F T4 Final Compact Wheel Loader
321F HS T4 Final	Case 321F HS T4 Final Compact Wheel Loader
321F T4 Final	Case 321F T4 Final Compact Wheel Loader
420CT SERIES 3	CASE COMPACT TRACK LOADER
521F XR T4	Case 521F XR T4 Wheel Loader
521F XT T4	Case 521F XT T4 Wheel Loader
521F ZBAR T4	Case 521F ZBAR T4 Wheel Loader
570N EP 2WD T4 Final	Case 570N EP 2WD T4 Final Tractor Loader
570N EP 4WD T4 Final	Case 570N EP 4WD T4 Final Tractor Loader
580N 2WD T4 Final	Case 580N 2WD T4 Final Tracker Loader Backhoe
580N 2WD T4A	Case 580N 2WD T4A Tracker Loader Backhoe
580N 4WD T4 Final	Case 580N 4WD T4 Final Tracker Loader Backhoe
580N 4WD T4A	Case 580 4WD T4A Tracker Loader Backhoe
580N EP 2WD T4 Final	Case 580N EP 2WD T4 Final Tracker Loader Backhoe
580N EP 4WD T4 Final	Case 580N EP 4WD T4 Final Tracker Loader Backhoe
580SN 4WD T4 Final	Case 580SN 4WD T4 Final Tracker Loader Backhoe
580SN 4WD T4A	Case 580SN 4WD T4A Tracker Loader Backhoe
580SN WT 4WD T4 Final	Case 580SN WT 4WD T4 Final Tracker Loader Backhoe
580SN WT 4WD T4A	Case 580SN WT 4WD T4A Tracker Loader Backhoe

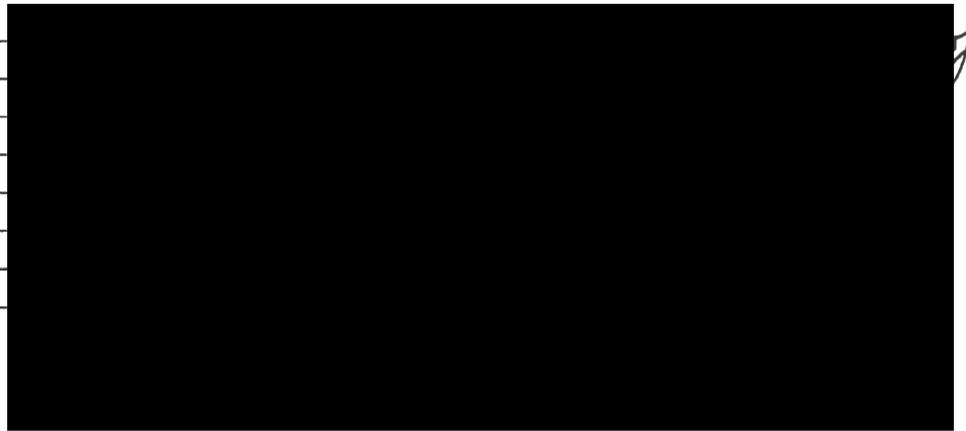
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590SN 2WD T4 Final	Case 590SN 2WD T4 Final Tracker Loader Backhoe
590SN 4WD T4 Final	Case 590SN 4WD T4 Final Tracker Loader Backhoe
590SN 4WD T4A	Case 590SN 4WD T4A Tracker Loader Backhoe
621F XR T4	Case 621F XR T4 Wheel Loader
621F XR T4 Final	CASE 621F XR T4 Final Articulated Wheel Loader
621F XT T4	Case 621F XT T4 Wheel Loader
621F XT T4 Final	CASE 621F XT T4 Final Articulated Wheel Loader
621F ZBAR T4	Case 621F ZBAR T4 Wheel Loader
621F ZBAR T4 Final	CASE 621F ZBAR T4 Final Articulated Wheel Loader
650L LT	Case 650L Crawler Dozer (Long Track)
650L WT OR LGP	Case 650L Crawler Dozer (Wide Track)
721F XR T4	Case Articulated Wheel Loader
721F XT T4	Case Articulated Wheel Loader
721F ZBAR T4	Case Articulated Wheel Loader
721F ZBAR T4 Final	CASE 721F ZBAR T4 Final Articulated Wheel Loader
750M LT	Case 750M Crawler Dozer (Long Track)
750M WT OR LGP	Case 750M Crawler Dozer (Wide Track)
821F XR T4 FINAL	Case 821F XR T4 Final Articulated Wheel Loader
821F ZBAR T4 FINAL	Case 821F ZBAR T4 Final Articulated Wheel Loader
850M LT	Case 850M Crawler Dozer (Long Track)
850M WT OR LGP	Case 850M Crawler Dozer (Wide Track)
921F XR T4 FINAL	Case 921F XR T4 Final Articulated Wheel Loader
921F ZBAR T4 Final	Case 921F ZBAR T4 Final Articulated Wheel Loader
CX130C STD DZB	Case CX130C Crawler Excavator Standard with Dozer Blade
CX130C STD LC	Case CX130C Crawler Excavator Long Chassis
CX145C MSR LC	Case CX145C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX145C MSR W/DOZER	Case CX145C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX160C STD LC	Case CX160C Crawler Excavator (Long Chassis)
CX17B	Case CX17B Compact Excavator
CX210C LR	Case CX210C Crawler Excavator (Long Reach)
CX210C NRRW	Case CX210C Crawler Excavator (Narrow)
CX210C STD LC	Case CX210C Crawler Excavator (Long Chassis)
CX235C MSR LC	Case CX235C Minimum Swing Radius Crawler Excavator (Long Chassis)
CX235C MSR W/DOZER	Case CX235C Minimum Swing Radius Crawler Excavator with Dozer Blade
CX27B CAB	Case CX27B Compact Excavator Cab
CX27B ROPS	Case CX27B Compact Excavator Rops
CX31B CAB T4 Final	Case CX31B Cab w/heat and A/C T4 Final Compact Excavator
CX31B ROPS T4 FINAL	Case CX31B ROPS T4 Final Compact Excavator
CX36B Cab T4 Final	Case CX36B Cab w/heat & A/C T4 Final Compact Excavator

7.7.8

CX36B ROPS T4 Final	Case CX36B ROPS T4 Final Compact Excavator
CX470C ME	Case CX470C Mass Excavation Crawler Excavator (Long Chassis)
CX470C RTC ME	Case CX470C Mass Excavation Crawler Excavator (Retractable Chassis)
CX470C STD	Case CX470 Crawler Excavator (Long Chassis)
CX55B T4 FINAL CAB	Case CX55B T4 FINAL Compact Excavator Cab
CX55B T4 FINAL ROPS	Case CX55B T4 FINAL Compact Excavator Rops
CX700B HD	Case CX700B Crawler Excavator
CX75C W/DZR BLADE	Case CX75C Crawler Excavator with Dozer Blade
CX800B HD	Case CX800B Crawler Excavator
CX80C	Case CX80C Crawler Excavator
DV210 T3	Case DV210 Tandem Drum Vibratory Roller
DV213 T3	Case DV213 Tandem Drum Vibratory Roller
DV23	Case DV23 Double Drum Vibratory Roller
DV26	Case DV26 Double Drum Vibratory Roller
DV45	Case DV45 Double Drum Vibratory Roller
PT240 BIAS TIRES	Case PT240 Pneumatic Tire Roller
PT240 RADIAL TIRES	Case PT240 Pneumatic Tire Roller
SR130 T4B	Case SR130 T4B Skid Steer Loader
SR160 T4B	Case SR160 T4B Skid Steer Loader
SR175 T4B	Case SR175 T4B Skid Steer Loader
SR210 T4B	Case SR210 T4B Skid Steer Loader
SR220 T4A	Case SR220 T4A Skid Steer Loader
SR240 T4B	Case SR240 T4B Skid Steer Loader
SR250 T4A	Case SR250 T4A Skid Steer Loader
SR270 T4B	Case SR270 T4A Skid Steer Loader
SV185 T4B	Case SV185 T4B Skid Steer Loader
SV208PF ASC T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum)
SV208PF LB HT T3	Case SV208 Single Drum Vibratory Roller (Padfoot Drum w/Leveling Blade)
SV208SM T3	Case SV208 Single Drum Vibratory Roller S(Smooth Drum)
SV210PF ASC T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum)
SV210PF LB HT T3	Case SV210 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV210SM T3	Case SV210 Single Drum Vibratory Roller (Smooth Drum)
SV212PF ASC T3	Case SV212 Single Drum Vibratory Roller (Padfoot Drum)
SV212SM T3	Case SV212 Single Drum Vibratory Roller (Smooth Drum)
SV216PF LB HT T3	Case SV216 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)
SV216SM T3	Case SV216 Single Drum Vibratory Roller (Smooth Drum)
SV250 T4A	Case SV250 T4A Skid Steer Loader
SV280 T4B	Case SV280 T4B Skid Steer Loader
SV300 T4A	Case SV300 T4A Skid Steer Loader

SV300 T4B	Case SV300 T4B Skid Steer Loader
TR270 T4B	Case TR270 T4B Compact Track Loader
TR310 T4B	Case TR310 T4B Compact Track Loader
TR320 T4A	Case TR320 T4A Compact Track Loader
TR340 T4B	Case TR340 T4B Compact Track Loader
TV380 T4A	Case TV380 T4A Compact Track Loader
TV380 T4B	Case TV380 T4B Compact Track Loader



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**SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS  
OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, & 30**

1. REQUISITION NUMBER  
**IQC11017009010**

PAGE 1 OF  
**20**

5. SOLICITATION NUMBER  
**SPM8EC-11-R-0003**

6. SOLICITATION ISSUE DATE  
**08/08/2011**

b. TELEPHONE NUMBER (No collect calls)  
**216-737-7252**

8. OFFER DUE DATE/ LOCAL TIME  
**09/16/2011**

2. CONTRACT NO.  
**SPE8EC-14-D-0013**

3. AWARD/EFFECTIVE DATE  
**2014 MAR 03**

4. ORDER NUMBER

7. FOR SOLICITATION INFORMATION CALL:  a. NAME  
**Arla Gessner**

9. ISSUED BY  
**DLA TROOP SUPPORT  
CONSTRUCTION & EQUIPMENT (SUPPLY CHAIN)  
700 ROBBINS AVENUE  
PHILADELPHIA, PA 19111-5098**

CODE **SPE8EC**

10. THIS ACQUISITION IS  UNRESTRICTED OR  SET ASIDE: \_\_\_\_\_ % FOR:

SMALL BUSINESS WOMEN-OWNED SMALL BUSINESS  
 HUBZONE SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM NAICS:  
 SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS  EDWOSB 333924  
 8 (A) SIZE STANDARD: 750

11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED  
 SEE SCHEDULE

12. DISCOUNT TERMS  


13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)

13b. RATING  
**To Be Shown On Each Order**

14. METHOD OF SOLICITATION  
 RFQ  IFB  RFP

15. DELIVER TO  
**TO BE SHOWN ON EACH ORDER**

CODE

16. ADMINISTERED BY  
**DCMA MANASSAS-10500 BATTLEVIEW PARKWAY, SUITE 200, MANASSAS, VA 20109-2342**

CODE **S2404A**

17a. CONTRACTOR/ OFFEROR  
**ATLANTIC DIVING SUPPLY (DBA ADS INC.)  
621 LYNNHAVEN PARKWAY, SUITE 400  
VIRGINIA BEACH, VA 23452**

CODE **1CAY9** FACILITY CODE

TELEPHONE NO. **767-452-4484**

18a. PAYMENT WILL BE MADE BY  
**DFAS BVD (SL4701)  
P.O. BOX 369031  
COLUMBUS, OH 43236-9031**

CODE **SL4701**

17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER

18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED  SEE ADDENDUM

18. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES	21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT
	SEE PAGES 15-20				
(Use Reverse and/or Attach Additional Sheets as Necessary)					

25. ACCOUNTING AND APPROPRIATION DATA  
**TO BE SHOWN ON EACH ORDER**

26. TOTAL AWARD AMOUNT (For Govt. Use Only)  
**776,000,000 (ESTIMATE)**

27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4, FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA  ARE  ARE NOT ATTACHED

27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4, FAR 52.212-5 IS ATTACHED. ADDENDA  ARE  ARE NOT ATTACHED

28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN 1 COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND

29. AWARD OF CONTRACT: REF. ADS' OFFER

DATED 09/16/2011, YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH HEREIN, IS ACCEPTED AS TO ITEMS: **CONS, EQUIP**

30a. SIGNATURE OF OFFEROR/CONTRACTOR  


31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)  


30b. NAME AND TITLE OF SIGNER (Type or print)  
**CHARLES M. SALLO  
VP & GEN. COUNSEL**

30c. DATE SIGNED  
**2/27/14**

31b. NAME OF CONTRACTING OFFICER (Type or print)  
**LOUIS COOKER**

31c. DATE SIGNED  
**3/3/2014**



**g. CAUTION - CONTRACTOR CODE OF BUSINESS ETHICS (DEC 2010)**

FAR Part 3.1002(a) requires all government contractors to conduct themselves with the highest degree of integrity and honesty. Contractors should have a written code of business ethics and conduct. To promote compliance with such code of business ethics and conduct, contractors should have an employee business ethics and compliance training program that facilitates timely discovery and disclosure of improper conduct in connection with government contracts and ensures corrective measures are promptly instituted and carried out.

A contractor may be suspended and/or debarred for knowing failure by a principal to timely disclose to the government, in connection with the award, performance, or closeout of a government contract performed by the contractor or a subcontract awarded there under, credible evidence of a violation of federal criminal law involving fraud, conflict of interest, bribery, or gratuity violations found in title 18 of the United States Code or a violation of the False Claims Act. (31 U.S.C. 3729-3733)

If this solicitation or contract includes FAR clause 52.203-13 - CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT; contained elsewhere in the solicitation or contract, the contractor shall comply with the terms of the clause and have a written code of business ethics and conduct; exercise due diligence to prevent and detect criminal conduct; promote ethical conduct and a commitment to compliance with the law within their organization; and timely report any violations of federal criminal law involving fraud, conflict of interest, bribery or gratuity violations found in title 18 of the United States Code or any violations of the False Claims Act. (31 U.S.C. 3729-3733)

**Note:** FAR clause 52.203-13 – Contractor Code of Business Ethics and Conduct is incorporated by reference on page 9 of this contract.

**2) CONTRACT PERIOD**

Any supplies to be furnished under this contract shall be ordered by issuance of delivery orders by DLA Troop Support. The ordering period shall commence on the date of award/contract and shall continue for five (5) calendar years after the effective date of the award/contract.

The "Total Award Amount" listed in block twenty six (26) on page one (1) of this contract (\$776,000,000.00) is the estimated value of the five (5) year contract and represents the combined estimated 5 year value of all the Construction Equipment contracts to be awarded under SPM8EC-11-R-0003, not this contract alone. The maximum dollar value that may be obligated against the contract throughout the five (5) year contract period is \$976,000,000.00.

**3) DELIVERY ORDER LIMITATIONS**

(a) **Minimum Order:** When the Government requires supplies or services covered by this contract in an amount of less than one each, the Government is not obligated to purchase, nor is the Contractor obligated to furnish those supplies or services under the contract.

(b) **Maximum Order:** The Contractor is not obligated to honor -

- (1) Any order for a single item is excess of \$100,000,000.00
- (2) Any order for a combination of items in excess of \$100,000,000.00; or
- (3) A series of orders from the same ordering office within five (5) days that together call for quantities exceeding the limitations in subparagraph (b)(1) or (b)(2) of this section.

(c) The Government is not required to order a part of any one requirement from the Contractor if that requirement exceeds the maximum order limitations in paragraph (b) of this section.

(d) Notwithstanding paragraphs (b) and (c) of this section, the Contractor shall honor any order exceeding the maximum order limitations in paragraph (b), unless that order (or orders) is returned to the ordering office within thirty (30) days after issuance, with written notice stating the Contractor's intent not to ship the item (or items) called for and the reasons. Upon receiving this notice, the Government may acquire the supplies or services from another source.

#### **4) CONTRACT UNIT PRICES**

(a) The product base list unit prices set forth in the contractor's proposal dated 10/24/2013 and the final proposal discounts dated 01/27/2014 are applicable to the items specified in this contract and are shown on pages 15-20 of this contract.

(b) Additions to the above items. The unit prices and initial delivery schedules for any item(s) added to the initial list of contract items shall be established based on negotiations between the Government and the Contractor. The unit prices must be determined fair and reasonable by the Contracting Officer prior to addition to the contract.

#### **5) PAYMENT**

- a. **Terms.** Payment terms are 
- b. Prompt Payment Procedures apply.
- c. **Remittance Address:** The Contractor's remittance address is as follows:

See Block 17a

**6) CONTRACT ADMINISTRATION:** Administration of the contract is the responsibility of the Defense Contract Management Agency (DCMA) Manassas.

**ADDENDUM TO FAR 52.212-4**

The clause listed below is incorporated by reference with the same force and effect as if it was given in full text:

**DFARS 252.204-7004**, Alternate A, System for Award Management (MAY 2013)

*The following Federal Acquisition Regulation (FAR) clauses are included in the contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items or components:*

**FAR 52.203-3**, Gratuities (APR 1984) (10 U. S. C. 2207).

*The following DFARS clauses are included in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items or components:*

**DFARS 252.203-7000**, Requirements Relating to Compensation of Former DoD Officials (Sep 2011)(Section 847 of Pub. L. 110-81)

**DFARS 252. 203-7003**, Agency Office of the Inspector General (Dec 2012)  
(Section 6101 of Pub.L. 110-252, 41 U.S.C. 3509 note)

**DFARS 252.205-7000**, Provision of Information to Cooperative Agreement Holders (Dec 1991) (10 U.S.C. 2416)

**DFARS 252.219-7003**, Small Business Subcontracting Plan (DoD Contracts) (Aug 2012) (15 U.S.C. 637)

**DFARS 252.225-7021**, Trade Agreements (OCT 2013) (19 U.S.C. 2501-2518 and 19 U.S.C. 3301 note)

(ii) \_\_\_ Alternate I Reserved

(iii) \_\_\_ Alternate II (Oct 2011) of 252.225-7021

**DFARS 252.225-7028**, Exclusionary Policies and Practices of Foreign Governments (Apr 2003) (22 U.S.C. 2755).

**DFARS 252.226-7001**, Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns (Sep 2004) (Section 8021 of Pub. L. 107-248 and similar sections in subsequent DoD appropriations acts).

**DFARS 252.227-7015**, Technical Data -- Commercial Items (May 2013)(10 U.S.C. 2320).

**DFARS 252.227-7037**, Validation of Restrictive Markings on Technical Data (June 2012), if applicable (see 227.7102-4(c))

**DFARS 252.232-7003**, Electronic Submission of Payment Requests (Mar 2008)(10 U.S.C. 2227)

**DFARS 252.243-7002**, Requests for Equitable Adjustment (Dec 2012)(10 U.S.C. 2410).

**DFARS 252.247-7023**, Transportation of Supplies by Sea (May 2002)(10 U.S.C.2631).

(ii) \_\_\_ Alternate I (Mar 2000) of 252.247-7023.

(iii) \_\_\_ Alternate II (Mar 2000) of 252.247-7023.

(iv) \_\_\_ Alternate III (May 2002) of 252.247-7023.

**DFARS 252.247-7024, Notification of Transportation of Supplies by Sea**  
(MAR 2000) (10 U.S.C. 2631)

**TIME OF DELIVERY – F.O.B. POINT**

(a) Time of Delivery

With respect to each delivery order issued under this contract, the contractor shall make delivery within the number of days specified on pages 15-20 of this contract for the applicable line item after the date of order, unless the contractor agrees to a different delivery requirement for a particular delivery order.

(b) F.O.B. Point

With respect to all contract line items this contract is awarded on the basis of delivery F.O.B. Origin.

With respect to all contract line items this contract is awarded on the basis of delivery F.O.B. Destination.

**PLACE OF PERFORMANCE GOVERNMENT INSPECTION ACCEPTANCE AND SHIPPING POINT**

(a) Place of Performance:

(1) Items will be manufactured at the following locations:

ITEM

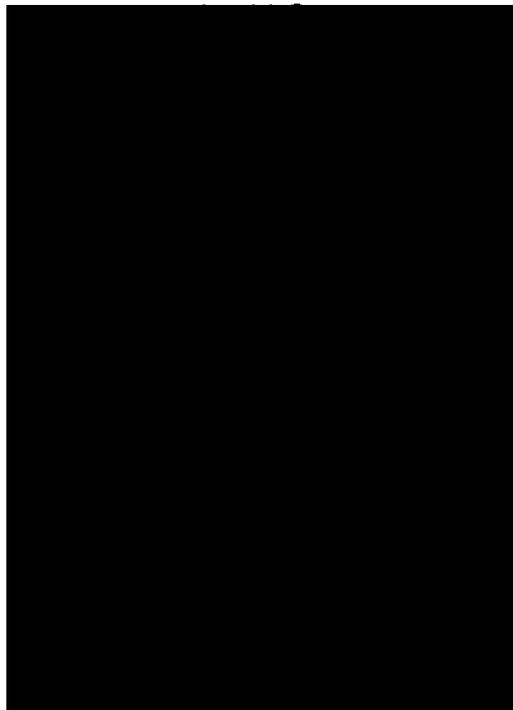
PLANT NAME AND ADDRESS

\*

\*

\*

\*



(2) Items will be furnished from stock. Manufacturer (not dealer) is as follows:

(b) Place of Packaging, Packing and Marking:

(1) Same as shown in a(1) above.

(2) As shown below: in c(1)

(c) Place of Government Inspection:

(1) Material inspection, except as may be indicated in c(2), will be made at the following locations:

<u>ITEM</u>	<u>PLANT NAME AND ADDRESS</u>	<u>GOVERNMENT INSPECTION OFFICE</u>
*		DCMA Twin Cities
*		DCMA Twin Cities
*		DCMA Wichita
*		DCMA Atlanta

(2) Packaging, Packing and Marking inspection (if other than c(1) above) will be made at the following location:

**ITEM PLANT NAME AND ADDRESS GOVERNMENT INSPECTION OFFICE**

(3) At destination

(d) Place of Acceptance:

(1) At the plant shown and by the Government Inspection Office shown in c(1) above.

(2) At the plant shown and by the Government Inspection Office shown in c(2) above.

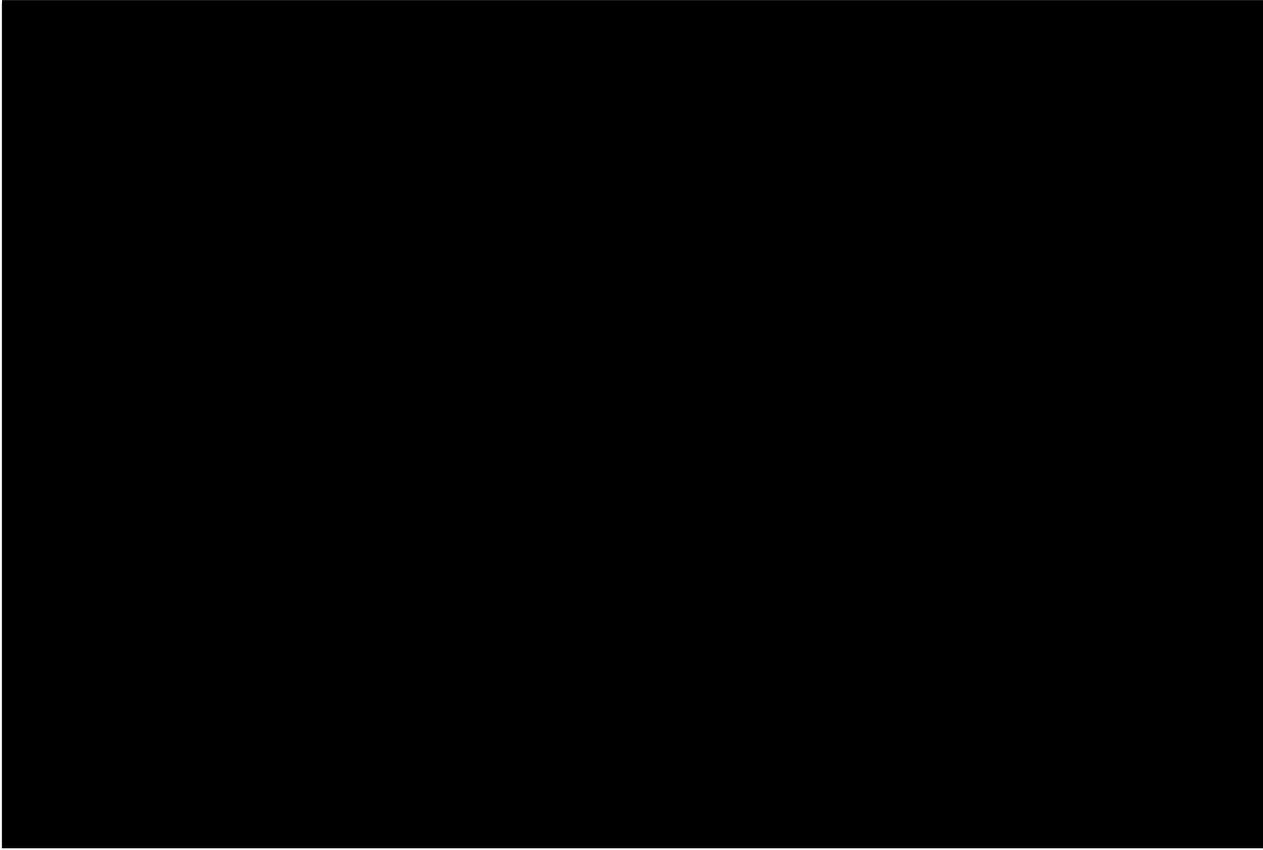
(3) At destination by the receiving authority.

(e) APPLICABLE TO F.O.B. ORIGIN SHIPMENTS ON GOVERNMENT BILL OF LADING AWARDS ONLY. Shipment will be made from the contractor's or subcontractor plant(s) identified below. These shipping points were used in the evaluation of contractor's F.O.B. Origin offer. If the contractor ships from a place other than as identified herein, any increase in transportation costs shall be borne by the contractor and any savings shall revert to the Government.

(1) Same as shown in a(1) above.

(2) As shown below:

**NOTE:** Any change to the above Place of Performance, Inspection and Acceptance must be approved in writing by the Contracting Officer.



**FAR 52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS – COMMERCIAL ITEMS (JAN 2014)**

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

(1) 52.222-50, Combatting Trafficking in Persons (FEB 2009) (22 U.S.C. 7104(g))

\_\_\_\_ Alternate I (AUG 2007) of 52.222-50 (22 U.S.C. 7104(g))

(2) 52.233-3, Protest after Award (AUG 1996) (31 U.S.C. 3553).

(3) 52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004)

(Pub. L., 108-77,108-78)

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

[Contracting Officer shall check as appropriate.]

- (1) **52.203-6**, Restrictions on Subcontractor Sales to the Government (SEP 2006), with Alternate I (Oct 1995) (41 U.S.C. 253g and 10 U.S.C. 2402).
- (2) **52.203-13**, Contractor Code of Business Ethics and Conduct (APR 2010) (Pub.L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note))
- (3) **52.203-15**, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (JUNE 2010) (Section 1553 of Pub. L. 111- 5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)
- (4) **52.204-10** Reporting Executive Compensation and First-Tier Subcontract Awards (JUL 2013) (Pub L. 109-282) (31 U.S.C. 6101 note).
- (5) **52.204-11**, American Recovery and Reinvestment Act - Reporting Requirements (JUL 2010) (Pub. L. 111-5). Applies to contracts funded under the Act.
- (6) **52.209-6**, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Aug 2013) (31U.S.C. 6101 note).
- (7) **52.209-9**, Updates of Publicly Available Information Regarding Responsibility Matters (JUL 2013) (41 U.S.C. 2313).
- (8) **52.209-10**, Prohibition on Contracting with Inverted Domestic Corporations (MAY 2012) (section 738 of Division C of Pub. L. 112-74, section 740 of Division C of Pub. L. 111-117, section 743 of Division D of Pub. L. 111-8, and section 745 of Division D of Pub.L. 110-61)
- (9) **52.219-3**, Notice of Total HUBZone Set-Aside or Sole-Source Award (NOV 2011) (15 U.S.C. 657a).
- (10) **52.219-4**, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (JAN 2011) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a)
- (11) [Reserved]
- (12) (i) **52.219-6**, Notice of Total Small Business Set-Aside NOV 2011) (15U.S.C.644).
- (ii) Alternate I (NOV 2011)
- (iii) Alternate II (NOV 2011)
- (13) (i) **52.219-7**, Notice of Partial Small Business Set-Aside (JUNE 2003) (15 U.S.C. 644).
- (ii) Alternate I (OCT 1995) of 52.219-7
- (iii) Alternate II (MAR 2004) of 52.219-7.

- (14) 52.219-8, Utilization of Small Business Concerns (JUL 2013) (15 U.S.C. 637(d)(2) and (3)).
- (15) (i) 52.219-9, Small Business Subcontracting Plan (JUL 2013) (15 U.S.C. 637 (d)(4)). *[Add Alternate I when using Sealed Bidding procedures. Add Alternate II when subcontracting plans are required at time of initial proposal;generally, this Alternate should be included. Add Alternate III for actions not reported in FPDS.]*
- (ii) Alternate I (OCT 2001) of 52.219-9.
- (iii) Alternate II (OCT 2001) of 52.219-9.
- (iv) Alternate III (JULY 2010) of 52.219-9.
- (16) 52.219-13, Notice of Set-Aside of Orders (NOV 2011) (15 U.S.C. 644(r))
- (17) 52.219-14, Limitations on Subcontracting (NOV 2011) (15 U.S.C. 637(a)(14)).
- (18) 52.219-16, Liquidated Damages - Subcontracting Plan (JAN 1999) (15 U.S.C. 637(d)(4)(F)(i)).
- [Paragraph 19 is not applicable to DoD contracts and has been deleted. Paragraphs 20 and 21 are not applicable to DoD contracts at this time.]*
- (20) 52.219-25, Small Disadvantaged Business Participation Program – Disadvantaged Status and Reporting (JUL 2013) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- (21) 52.219-26, Small Disadvantaged Business Participation Program – Incentive Subcontracting (OCT 2000) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).
- (22) 52.219-27, Notice of Total Service-Disabled Veteran-Owned Small Business Set-Aside (NOV 2011) (15 U.S.C. 657 f)
- (23) 52.219-28, Post Award Small Business Program Representation (JUL 2013) (15 U.S.C. 632(a)(2)).
- (24) 52.219-29, Notice of Total Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (JUL 2013)
- (25) 52.219-30, Notice of Total Set-Aside for Women-Owned Small Business (WOSB) Concerns Eligible Under the WOSB Program (JUL 2013)
- (26) 52.222-3, Convict Labor (JUNE 2003) (E.O. 11755).
- (27) 52.222-19, Child Labor - Cooperation with Authorities and Remedies (JAN 2014) (E.O. 13126).
- (28) 52.222-21, Prohibition of Segregated Facilities (FEB 1999).
- (29) 52.222-26, Equal Opportunity (MAR 2007) (E.O. 11246).
- (30) 52.222-35, Equal Opportunity for Veterans (SEP 2010) (38 U.S.C. 4212).
- (31) 52.222-36, Affirmative Action for Workers with Disabilities (OCT 2010) (29 U.S.C. 793).
- (32) 52.222-37, Employment Reports on Veterans (SEP 2010) (38

U.S.C. 4212).

- (33) 52.222-40.** Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) (E.O. 13496)
- (34) 52.222-54,** Employment Eligibility Verification (AUG 2013) (Executive Order 12989) (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial items as prescribed in 22.1803.)
- (35)(i) 52.223-9,** Estimate of Percentage of Recovered Material Content for EPA-Designated Products (MAY 2008) (42 U.S.C. 6962(c)(3)(A)(ii)).
- (ii) Alternate I (MAY 2008) of 52.223-9 (42 U.S.C. 6962(i)(2)(C))
- (36) 52.223-15,** Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b)
- (37) (i) 52.223-16,** IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products (DEC 2007) (E.O. 13423)
- (ii) Alternate I (DEC 2007) of 52.223-16
- (38) 52.223-18,** Encouraging Contractor Policies to Ban Text Messaging While Driving AUG 2011)(E.O. 13513)

*[Paragraphs (39) - (41) are not applicable to DoD contracts and have been deleted.]*

- (42) 52.225-13,** Restrictions on Certain Foreign Purchases (JUNE 2008) (E.o.s., proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).
- (43) 52.226-26,** Contractors Performing Private Security Functions Outside the United States (JUL 2013) (Section 862, as amended, of the National Defense Authorization Act for FY 2008; 10 U.S.C. 2302 Note)
- (44) 52.226-4,** Notice of Disaster or Emergency Area Set-Aside (NOV 2007) (42 U.S.C. 5150)
- (45) 52.226-5,** Restrictions on Subcontracting Outside Disaster or Emergency Area (NOV 2007) (42 U.S.C. 5150)
- (46) 52.232-29,** Terms for Financing of Purchases of Commercial Items (FEB 2002) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).
- (47) 52.232-30,** Installment Payments for Commercial Items (OCT 1995) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).
- (48) 52.232-33,** Payment by Electronic Funds Transfer – System for Award Management (JUL 2013) (31 U.S.C. 3332).
- (49) 52.232-34,** Payment by Electronic Funds Transfer – Other than System for Award Management (JUL 2013) (31 U.S.C. 3332.)
- (50) 52.232-36,** Payment by Third Party (JUL 2013)(31 U.S.C. 3332.)
- (51) 52.239-1,** Privacy or Security Safeguards (AUG 1996) (5 U.S.C. 552a)

*[Paragraph (52) is not applicable to DoD contracts and has been deleted.]*

(c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, which the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

- \_\_\_ (1) **52.222-41**, Service Contract Act of 1965 (NOV 2007) (41 U.S.C. 351, et seq.).
- \_\_\_ (2) **52.222-42**, Statement of Equivalent Rates for Federal Hires (MAY 1989) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- \_\_\_ (3) **52.222-43**, Fair Labor Standards Act and Service Contract Act – Price Adjustment (Multiple Year and Option Contracts) (SEP 2009) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- \_\_\_ (4) **52.222-44**, Fair Labor Standards Act and Service Contract Act – Price Adjustment (SEP 2009) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- \_\_\_ (5) **52.222-51**, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment - Requirements (NOV 2007) (41 U.S.C. 351, et seq.).
- \_\_\_ (6) **52.222-53**, Exemption from Application of the Service Contract Act to Contracts for Certain Services - Requirements (FEB 2009) (41 U.S.C. 351, et seq.)
- \_\_\_ (7) **52.222-17**, Nondisplacement of Qualified Workers (JAN 2013)(E.O. 13495)
- \_\_\_ (8) **52.226-6**, Promoting Excess Food Donation to Nonprofit Organizations (MAR 2009) (Pub. L. 110-247)
- \_\_\_ (9) **52.237-11**, Accepting and Dispensing of \$1 Coin (SEPT 2008) (31 U.S.C. 5112 (p)(1))

(d) *Comptroller General Examination of Record.*

The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, and does not contain the clause at 52.215-2, Audit and Records - Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.

(2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR Subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.

(3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.

(e)(1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c) or (d) of this clause, the Contractor is not required to include any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause-

- (i) **52.203-13**, Contractor Code of Business Ethics and Conduct (Apr 2010) (Pub. L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note))
- (ii) **52.219-8**, Utilization of Small Business Concerns (JUL 2013) (15 U.S.C. 637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontractor (except subcontracts to small business concerns) exceeds \$650,000 (\$1,500,000 for construction of any public facility), the subcontractor must include 52.219-8 in lower tier subcontracts that offer subcontracting opportunities.
- (iii) **52.211-17**, Nondisplacement of Qualified Workers (JAN 2013) (E.O. 13495). Flowdown required in accordance with Paragraph (1) of FAR 52.222-17.
- (iv) **52.222-26**, Equal Opportunity (MAR 2007)(E.O. 11246);
- (v) **52.222-35**, Equal Opportunity for Veterans (SEP 2010) (38 U.S.C. 4212);
- (vi) **52.222-36**, Affirmative Action for Workers with Disabilities (OCT 2010)(29U.S.C.793);
- (vii) **52.222-40**, Notification of Employee Rights Under the National Labor Relations Act (DEC 2010) (E.O. 13496). Flowdown required in accordance with Paragraph (f) of FAR 52.222-40.
- (viii) **52.222-41**, Service Contract Act of 1965 (NOV 2007) (41 U.S.C. 351, *et seq.*)
- (ix) **52.222-50**, Combatting Trafficking in Persons (FEB 2009) (22 U.S.C. 7104(g).  
 \_\_\_\_\_ Alternate I (AUG 2007) of 52.222-50 (22 U.S.C 7104 (g))
- (x) **52.222-51**, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment – Requirements (NOV 2007) (41 U.S.C.351, *et.seq.*)
- (xi) **52.222-53**, Exemption from Application of the Service Contract Act to Contracts for Certain Services - Requirements (FEB 2009) (41 U.S.C. 351, *et. seq.*)
- (xii) **52.222-54**, Employment Eligibility Verification (AUG 2013)
- (xiii) **52.225-26**, Contractors Performing Private Security Functions Outside the United States (JUL 2013) (Section 862, as amended, of the National Defense Authorization Act for FY2008; 10 U.S.C. 2302 Note).
- (xiv) **52.226-6**, Promoting Excess Food Donations to Nonprofit Organizations (MAR 2009) (Pub. L. 110-247). Flow down required in accordance with Paragraph (e) of FAR 52.226-6.  
*[Paragraph (xv) is not applicable to DoD contracts and has been deleted.]*

(2) While not required, the contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

*[If the acquisition uses American Recovery and Reinvestment Act funds, ALT II (OCT 2010) of FAR 52.212-5 applies.]*

ITEM #	Description of Item	Make/Model Number	Delivery (days after award)	Base List Price	% of Disc	DLA Discounted Price	% of Disc Attach/Opt Features
1	Case Compact Wheel Loader 21E Series 3 L	21E SERIES 3					
2	Case Compact Wheel Loader 121E Series 3 L Standard Speed	121E SERIES 3 STD					
3	Case Compact Wheel Loader 121E Series 3 L High Speed	121E SERIES 3 HS					
4	Case Compact Wheel Loader 221E Series 3 L Standard Speed	221E SERIES 3 STD					
5	Case Compact Wheel Loader 221E Series 3 L High Speed	221E SERIES 3 HS					
6	Case Compact Wheel Loader 321E Series 3 L Standard Speed	321E SERIES 3 STD					
7	Case Compact Wheel Loader 321E Series 3 L High Speed	321E SERIES 3 HS					
8	Case Wheel Loader	521E ZBAR STD T3					
9	Case Wheel Loader	521E XT T3					
10	Case Wheel Loader	521E ZBAR XR T3					
11	Case Articulated Wheel Loader	721F ZBAR T4					
12	Case Articulated Wheel Loader	721F XR T4					
13	Case Articulated Wheel Loader	721F XT T4					
14	Case Articulated Wheel Loader	821F ZBAR T4					
15	Case Articulated Wheel Loader	821F XR T4					
16	Case Articulated Wheel Loader	921F ZBAR T4					
17	Case Articulated Wheel Loader	921F XR T4					
18	Case Articulated Wheel Loader	1021F ZBAR					
19	Case Articulated Wheel Loader	1021F XR					
20	Case Articulated Wheel Loader	1121F ZBAR					
21	Case Articulated Wheel Loader	1121F XR					
22	Case Articulated Wheel Loader	1221E ZBAR STD T3					
23	Case Articulated Wheel Loader	1221E ZBAR XR T3					
24	Case 580SN Loader Backhoe 2WD	580SN 2WD					
25	Case 580SN Loader Backhoe 4WD	580SN 4WD					
26	Case 580SN WT Loader Backhoe 4WD	580SN WT 4WD					
27	Case 590SN Loader Backhoe 2WD	590SN 2WD					
28	Case 590SN Loader Backhoe 4WD	590SN 4WD					
29	Case CX17B Compact Excavator	CX17B					
30	Case CX27B Compact Excavator Rops	CX27B ROPS					
31	Case CX27B Compact Excavator Cab	CX27B CAB					



58	Case SV210 Single Drum Vibratory Roller (Padfoot Drum)	SV210PF ASC T3				
59	Case SV210 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)	SV210PF LB HT T3				
60	Case SV212 Single Drum Vibratory Roller (Smooth Drum)	SV212SM T3				
61	Case SV212 Single Drum Vibratory Roller (Padfoot Drum)	SV212PF ASC T3				
62	Case SV216 Single Drum Vibratory Roller (Smooth Drum)	SV216SM T3				
63	Case SV216 Single Drum Vibratory Roller (Padfoot Drum with Leveling Blade)	SV216PF LB HT T3				
64	Case PT240 Pneumatic Tire Roller	PT240 BIAS TIRES				
65	Case PT240 Pneumatic Tire Roller	PT240 RADIAL TIRES				
66	Case TR270 Compact Track Loader	TR270				
67	Case 650L Crawler Dozer (Long Track)	650L LT				
68	Case 650L Crawler Dozer (Wide Track)	650L WT OR LGP				
69	Case 750L Hydrostatic Crawler Dozer T3 (Long Track)	750L LT				
70	Case 750L Hydrostatic Crawler Dozer T3 (Wide Track)	750L WT OR LGP				
71	Case 850L Hydrostatic Crawler Dozer (Long Track)	850L LT				
72	Case 850L Hydrostatic Crawler Dozer (Wide Track)	850L WT OR LGP				
73	Case 1650L Crawler Dozer (Extra Long Track)	1650L XLT				
74	Case 1650L Crawler Dozer (Low Ground Pressure)	1650L WT OR LGP				
75	Case 1650L Crawler Dozer (Long Track)	1650L LT SEMI U				
76	Case 1150K Series 3 Crawler Dozer (Long Track)	1150K XLT				
77	Case 1150K Series 3 Crawler Dozer (Wide Track)	1150K WT OR LGP				
78	Case 1850K Series 3 Crawler Dozer (Long Track)	1850 LT				
79	Case 1850K Series 3 Crawler Dozer (Low Ground Pressure)	1850 LGP				
80	Case 1850K Series 3 Crawler Dozer (Extra Long Track)	1850 XLT				
81	Case SR130 Skid Steer Loader	SR130				
82	Case SR150 Skid Steer Loader	SR150				
83	Case SR175 Skid Steer Loader	SR175				
84	Case SV185 Skid Steer Loader	SV185				



108	NH B95C LR Tractor Loader Backhoe 4WD Rops, Power Shuttle, Pilot	B95C LR 4WD ROPS PC				
109	NH B95C LR Tractor Loader Backhoe 4WD Cab, Power Shuttle, Mechanical	B95C LR 4WD CAB MC				
110	NH B95C LR Tractor Loader Backhoe 4WD Cab, Power Shuttle, Pilot	B95C LR 4WD CAB PC				
111	NH B95C LR Tractor Loader Backhoe 4WD Cab, Power Shift, Mechanical	B95C LR 4WD CAB PS MC				
112	NH B95C LR Tractor Loader Backhoe 4WD Cab, Power Shift, Pilot	B95C LR 4WD CAB PS PC				
113	NH B95C TC Tractor Loader Backhoe 4WD Rops, Power Shuttle, Mechanical	B95C TC 4WD ROPS T4A MC				
114	NH B95C TC Tractor Loader Backhoe 4WD Rops, Power Shuttle, Pilot	B95C TC 4WD ROPS T4A PC				
115	NH B95C TC Tractor Loader Backhoe 4WD Cab, Power Shuttle, Mechanical	B95C TC 4WD CAB T4A MC				
116	NH B95C TC Tractor Loader Backhoe 4WD Cab, Power Shuttle, Pilot	B95C TC 4WD CAB T4A PC				
117	NH B95C TC Tractor Loader Backhoe 4WD Cab, Power Shift, Pilot	B95C TC 4WD CAB T4A PS PC				
118	NH B110C 4WD Rops, Power Shuttle, Mechanical	B110C 4WD ROPS T4A MC				
119	NH B110C 4WD Rops, Power Shuttle Pilot	B110C 4WD ROPS T4A PC				
120	NH B110C 4WD Cab, Power Shuttle, Mechanical	B110C 4WD CAB T4A MC				
121	NH B110C 4WD Cab, Power Shuttle, Pilot	B110C 4WD CAB T4A PC				
122	NH B110C Tractor Loader Backhoe Power Shift, 4WD, Cab, Mechanical	B110C 4WD CAB T4A PS MC				
123	NH B110C Tractor Loader Backhoe Power Shift, 4WD, Cab, Pilot	B110C 4WD CAB T4A PS PC				
124	NH B115B Tractor Loader Backhoe Power Shift	B115B PS				
125	NH C227-14B Compact Track Loader	C227-T4B				
126	NH C232-14A Compact Track Loader	C232-T4A				
127	NH C238-14A Compact Track Loader	C238-T4A				
128	NH D85B Crawler Dozer, Long Track	D85B LT				
129	NH D85B Crawler Dozer, Wide Track	D85B WT				
130	NH D85B Crawler Dozer, Low Ground Pressure	D85B LGP				

131	NH D95B Crawler Dozer, Extra Long Track	D95B XLT
132	NH D95B Crawler Dozer, Wide Track	D95B WT
133	NH D95B Crawler Dozer, Low Ground Pressure	D95B LGP
134	NH E18B Hydraulic Excavator	E18B
135	NH E27B Hydraulic Excavator, Cab	E27B CAB
136	NH E27B Hydraulic Excavator, Rops	E27B ROPS
137	NH E35B Hydraulic Excavator, Rops	E35B ROPS
138	NH E35B Hydraulic Excavator, Cab	E35B CAB
139	NH E50B Hydraulic Excavator, Rops	E50B ROPS
140	NH E50B Hydraulic Excavator, Cab	E50B CAB
141	NH E55BX Hydraulic Excavator, Rops	E55BX ROPS
142	NH E55BX Hydraulic Excavator, Cab	E55BX CAB
143	NH E70B Hydraulic Excavator, Rops	E70B ROPS
144	NH E80B Hydraulic Excavator, Rops	E80B ROPS
145	NH E135B Crawler Excavator, Rops	E135B ROPS
146	NH E175B Crawler Excavator, Rops	E175B ROPS
147	NH E215B Crawler Excavator, Rops	E215B ROPS
148	NH L213 Skid Steer Loader	L213-T4B
149	NH L216 Skid Steer Loader	L216-T4B
150	NH L218 Skid Steer Loader	L218-T4B
151	NH L220 Skid Steer Loader	L220-T4B
152	NH L223 Skid Steer Loader	L223-T4B
153	NH L225 Skid Steer Loader	L225-T4A
154	NH L230 Skid Steer Loader	L230-T4A
155	NH W110B Wheel Loader Z Bar	W110B Z BAR
156	NH W110B Wheel Loader Long Reach	W110B LONG REACH
157	NH W110B Wheel Loader Tool Carrier	W110B TOOL CARRIER
158	NH W50B Tool Carrier L Tier 3 Version	W50B TC L
159	NH W80B Tool Carrier L Standard Speed	W80B TC L
160	NH W80B Tool Carrier L High Speed	W80B TC L HIGH SPEED