AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT	1. CONTRACT ID CODE	PAGE 1 OF PAGES 2

2. AMENDMENT/MODIFICATION NO.	3. EFFECTIVE DATE	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
P00002			

6. ISSUED BY CODE

DEFENSE LOGISTICS AGENCY
DEFENSE SUPPLY CENTER PHILADELPHIA
700 ROBBINS AVENUE
PHILADELPHIA, PA 19111
Margaret Conforto (215-737-2871)

7. ADMINISTERED BY (If other than Item 6) CODE

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

US FOODSERVICE LEXINGTON
120 LONGS POND ROAD
LEXINGTON, SC 29072

CODE 9P251 FACILITY CODE 9P251

(X) 9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

X 10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-10-D-3057

10B. DATED (SEE ITEM 13) 06/20/10

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 unchanged, ☐ is hereby 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.

(X) 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).

C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:

X D. OTHER (Specify type of modification and authority)
FAR 43.103 (a) (3)

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

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)
Contract SPM300-10-D-3057 and Administrative contract SPM300-10-D-N067 is hereby modified as follows:

1. The attached document, "Freshness Requirements for Dairy Products" and "Packaging, Packing and Labeling" are added to the contractual technical language.

2. All other terms and conditions remain unchanged. This modification will result in no change in contract price.

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)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
STEVEN M. RUSSELL VP CHAIN SALES		Sean Gemnell	
15B. CONTRACTOR/OFFEROR Steven M. Russell (Signature of person authorized to sign)	15C. DATE SIGNED 9/14/10	16B. UNITED STATES OF AMERICA BY Sean Gemnell (Signature of Contracting Officer)	16C. DATE SIGNED 09/31/10

FRESHNESS REQUIREMENTS FOR DAIRY PRODUCTS

Fluid dairy products and other dairy products shall have sufficient remaining shelf life commensurate with good commercial practice. Each container, carton, etc. shall have visible, legible and understandable "sell-by-date" or equivalent;

1. Milk (fresh), Whipping Cream (fresh), Cream (fresh), and Half and Half (fresh), Ice Milk Mix, Fresh (soft serve), Milk Shake Mix, Fresh (direct draw), Buttermilk and Eggnog must be delivered with a minimum 10 days shelf life remaining.

2. Whipping Cream (ultra-pasteurized), Half and Half (ultra-pasteurized) and Cream (ultra-pasteurized) must be delivered with a minimum 14 days shelf life remaining.

3. Cottage Cheese, cultured and acidified, normal and extended shelf life, must be delivered with a minimum 14 days shelf life remaining.

4. Sour Cream must be delivered with a minimum 21 days shelf life remaining.

5. Yogurt must be delivered with a minimum 18 days shelf life remaining.

6. Ice Cream must be delivered with a minimum 120 days shelf life remaining.

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT	1. CONTRACT ID CODE	PAGE 1 OF PAGES 2

2. AMENDMENT/MODIFICATION NO.	3. EFFECTIVE DATE	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. *(If applicable)*
P00001			

6. ISSUED BY CODE	7. ADMINISTERED BY *(If other than Item 6)* CODE
DEFENSE LOGISTICS AGENCY DEFENSE SUPPLY CENTER PHILADELPHIA 700 ROBBINS AVENUE PHILADELPHIA, PA 19111 Margaret Conforto (215-737-2871)	

8. NAME AND ADDRESS OF CONTRACTOR *(No., street, county, State and ZIP Code)*	(X)	9A. AMENDMENT OF SOLICITATION NO.
US FOODSERVICE LEXINGTON 120 LONGS POND ROAD LEXINGTON, SC 29072		9B. DATED *(SEE ITEM 11)*
	X	10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-10-D-3057
CODE 9P251 FACILITY CODE 9P251		10B. DATED *(SEE ITEM 13)* 06/20/10

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.

Offer 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.

(X)	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).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
X	D. OTHER *(Specify type of modification and authority)* FAR 43.103 (b) (3)

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

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

Contract SPM300-10-D-3057 and Administrative contract SPM300-10-D-N067 is hereby modified as follows:

1. The attached document outlines the new list of Fill Rate Exceptions. Use this list when submitting the weekly Fill Rate Management Report Discrepancy Spreadsheet. This list supersedes the list contained in Modification P00027 signed on June 30, 2009, as well as any additional fill rate exceptions that were added on subsequent modifications.

2. All other terms and conditions remain unchanged. This modification will result in no change in contract price.

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)*		16A. NAME AND TITLE OF CONTRACTING OFFICER *(Type or print)*	
		Sean Gemmell	
15B. CONTRACTOR/OFFEROR *(Signature of person authorized to sign)*	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY Sean Gemmell *(Signature of Contracting Officer)*	16C. DATE SIGNED 07/07/10

D01 - STORES RECEIPT DATA DID NOT PROCESS **(DSCP EXCEPTION)**

D02 - STORES CATALOG PROBLEM, PRF INCORRECT (STORES MASTER PRODUCTION CATALOG ERROR) - **DSCP EXCEPTION**

D03 - STORES CATALOG PROBLEM, CATCH WEIGHT ITEM PKG DATA INCORRECT (MASTER PRODUCTION CATALOG ERROR) – **DSCP EXCEPTION**

V01 - MONTHLY ITEM DEMAND EXCEEDS AVERAGE DEMAND BY >250%, >300%, >400% **(OCONUS ONLY /** FILL IN WITH CONTRACT REQUIREMENT) - **VENDOR EXCEPTION**

V02 - NEWLY CATALOGED ITEM (INSUFFICIENT TIME FOR VENDOR TO CAPTURE DEMAND HISTORY) - **VENDOR EXCEPTION**

V03 - LOW SHELF LIFE. FREQENT RESTOCKING REQUIRED (COOLER ITEM I.E., YOGURT) - **VENDOR EXCEPTION**

V04 - PRE-DELIVER / CUSTOMER CANCELLED ORDER WITHOUT USING STORES - **VENDOR EXCEPTION**

V05 - CUSTOMER BASED ORDER QUANTITY ON THE INCORRECT UNIT OF ISSUE - **VENDOR EXCEPTION**

V06 - CUSTOMER DID NOT PROVIDE SUFFICIENT ORDERING LEAD TIME I.E., SPECIAL ORDER ITEM - **VENDOR EXCEPTION**

V07 - ITEM BEING PHASED OUT (CATALOG TIMING ISSUE) - **VENDOR EXCEPTION**

V08 - CATCH WEIGHT ADJUSTMENT (CUSTOMER ORDERS 100 LBS. ACTUAL WEIGHT OF PRODUCT IS 98 LBS.) - **VENDOR EXCEPTION**

D04 - APPROVED NIS WAIVER **(CONUS/OCONUS NIS APPROVED BY THE CONTRACTING OFFICER -** TO PROVIDE SUPPORTING DOCUMENTATION FOR DECISION) – **DSCP EXCEPTION**

V09 - PRODUCT RECALLED - **VENDOR EXCEPTION**

V10 - OTHER (VENDOR TO PROVIDE SPECIFIC EXPLANATION FOR "OTHER" EXCEPTION) – **VENDOR EXCEPTION**