

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES 1 6
2. AMENDMENT/MODIFICATION NO. P00015	3. EFFECTIVE DATE 19 Sep 2011	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	
6. ISSUED BY DLA Troop Support Directorate of Subsistence 700 Robbins Avenue Philadelphia, PA 19111 POC: Michael Kolman (215) 737-4298	CODE SPM300	7. ADMINISTERED BY (If other than Item 6) same as block 6		CODE
8. NAME AND ADDRESS OF CONTRACTOR (No. street, county, state and ZIP Code) US Foodservice, Inc. 10211 N. I-35 Service Road Oklahoma City, OK 73131			(X) 9A. AMENDMENT OF SOLICITATION NO.	
			9B. DATED (SEE ITEM 11)	
			10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-09-D-3272	
			10B. DATED (SEE ITEM 13) Aug 31, 2009	
CODE 1F9R0	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 your 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 ONLY APPLIES TO MODIFICATION 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.
<input type="checkbox"/>	
<input type="checkbox"/>	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).
<input checked="" type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR 43.103 (a) (3); 52.212-4 (c) Contract Terms & Conditions-Commercial Items Changes
<input type="checkbox"/>	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.)

REQUIREMENTS FOR: FOOD SERVICE DISTRIBUTOR FOR OKLAHOMA AND TEXAS AREAS

Contract SPM300-09-D-3272 is hereby modified as follows:

Pages 2 -6 of this modification replace and supersede the Management Reports section of the solicitation/contract.

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) SAM ERWIN DIVISION PRESIDENT		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) DEBBIE HOLMAN, Contracting Officer	
15B. CONTRACTOR/OFFEROR <i>Sam Erwin</i> (Signature of person authorized to sign)	15C. DATE SIGNED 9.12.11	16B. UNITED STATES OF AMERICA <i>Debbie Holman</i> (Signature of Contracting Officer)	16C. DATE SIGNED 9/19/11

MANAGEMENT REPORTS

A. The Contractor shall electronically transmit the following reports to the DLA TROOP SUPPORT Contracting Officer and Acquisition Specialist on a monthly basis, except as otherwise noted. All reports shall be cumulative for a one (1) month period (except as otherwise noted) and submitted no later than the seventh day of the following month, e.g., reporting period of January 1st through January 31st -- the reports are due February 7th. Weekly reports shall be submitted by the Friday after the week being reported. The contractor may be required to submit reports on an as-needed basis in addition to the regularly scheduled reports.

<u>I. Reports received from Contractor</u>	<u>Frequency</u>
(i) Fill Rate, Non Catch-Weight Items	Weekly & Monthly ✓
(ii) Fill Rate, Catch-Weight Items	Weekly & Monthly ✓
(iii) AbilityOne Subcontracting	Monthly
(iv) Financial Status	Monthly
(v) Vendor Catalog	Weekly ✓
(vi) Total Asset Visibility	As-Needed
(vii) Slow Movers (Excess Stock)	Monthly
(viii) Small Business	Monthly ✓
(ix) DLA Mentoring Business Agreement	Quarterly
(x) Descending Case	Monthly ✓
(xi) Descending Dollar	Monthly ✓
(xii) NAPA Report	Monthly ✓
(xiii) Customer Visits	Monthly
(xiv) Not in Stock (NIS)	Monthly
(xv) Rejects	Monthly
(Provides visibility of rejected items for purposes of correct reporting of required fill rate)	
(xvi) Rebates (General)	Monthly
(xvii) Rebates (Food Show)	As Required
(Contractor will report any rebate additions, deletions or changes by item.)	

These reports are reviewed by the Contracting Officer. Other performance measurements monitored include, but are not limited to, adherence to mandatory items, Contractor Performance Assessment Reports (CPARS), adherence to delivery of domestic products, and adherence to the Contractor's Food Defense Plan. The Contracting Officer has determined that routine methods are appropriate to monitor contract performance. Metrics are reported monthly to Subsistence top management who in turn reports these measurements to Command.

The following are in-depth descriptions of the major reports listed in the table:

2. Fill Rate:

The contractor shall submit its monthly and weekly fill-rate report (to include overall fill rate; non-catch weight item fill rate; and catch-weight item fill rate) to the DLA TROOP SUPPORT Contracting Officer. The monthly report shall be based on order required delivery dates (RDD), not order placement dates, i.e. the monthly report for March xx shall include all orders placed for deliveries 01-31 March xx. This would normally include orders placed the last day(s) of February xx. In addition to monthly fill rate reports, the contractor shall submit weekly fill rate reports containing the same information outlined above. Daily reports may be required on an as needed basis. The Government will compare and attempt to reconcile the Government and contractor's reports. The Government's fill-rate report will be the official government record for contract performance evaluation. The fill rate is calculated by dividing the number of cases accepted by the customer by the number of cases ordered. Mis-picks and damaged cases should not be included in this calculation. The report shall specify fill rates per customer and an overall average fill rate for all customers under the contract for the period being reported. The Monthly and Weekly fill rate reports should specify fill rates grouped by contract number/DODAAC (first six positions of the purchase order)/purchase order number. The date range of the report shall be based on the customer's required delivery date (RDD). Overall discrepancy report shall only include purchase orders that contain less than 100% fill rate and reason code for discrepancy. The contractor shall submit a separate discrepancy spreadsheet containing a list of Government authorized and verifiable fill rate exceptions using acceptable codes as outlined in the solicitation. Please note that the fill rate could take up to three months to be calculated due to system reconciliation. However, the government's finding will act as the final rate.

3. AbilityOne Subcontracting :

This report must list all products supplied by AbilityOne firms. Total dollars and percentages shall be highlighted within the Socioeconomic Report. Progress reports regarding these subcontracting efforts relative to AbilityOne entities are also required.

4. Financial Status:

In order to ensure timely payments, a summarized accounts receivable and/or a "days of outstanding sales" shall be submitted on a monthly basis. The report shall be categorized by time periods, and sorted further by customer. If problems should occur, a detailed listing by invoice number/purchase order number/call number will be requested. However, it is suggested that this report contain as much information as possible to alleviate problems immediately. If no outstanding payments, a negative response is required.

5. Total Asset Visibility:

The vendor will submit a report of assets on hand, anticipated usage, average demand and assets on order. The vendor needs to be able to present real time asset visibility of their entire inventory. At a minimum the vendor will be required to submit this report on an as needed basis, however they may also be required to submit it weekly or monthly.

Below is an example of TAV report in Excel format:

ABC COMPANY
 Contract Number SPM-300
 Total Area of Visibility - Insert region
 Dated -

	ABC123 4	091001E09306 5	MILK, REDUCED FAT, 2% UHT, 5 CT, 1/4, A90	CO	A90	C	0								6	mon/6/yyy y	0	40
	DEF345 8	072001E09475 3	CONF. ICE CREAM WAFER 100 CT, 6.93 OZ, CO, F46	CS	F46	C	0								0	mon/6/yyy y	0	5

NOTE: The contractor shall electronically transmit the following reports to the DLA TROOP SUPPORT Contracting Officer and Acquisition Specialist, within 5 working days, as requested. The Contractor shall provide such information by month, for the number of months, as requested.

6. Slow Movers (Excess Stock):

This report shall list all products that are being ordered in less than the required contract minimum monthly quantity. Purpose is to track slow moving items for possible deletion from the catalog. If there are no slow movers, a negative response is required.

Below is an example of Slow Movers report in Excel format:

FIG	STOCK #	DESCRIPTION	U M	Jan II Sales	Feb II Sales	Mar II Sales	Apr II Sales	May II Sales	Jun II Sales	Jul II Sales	Avg Monthly Movement for past 6 months	QTY ON HAND	MANU P SHELF LIFE	I/J RULE	P/R RECEIPT DATE	SHELF LIFE AT TIME OF RECEIPT	DAYS IN STOCK	APPROX SH/LF GONE	APPROX LIFE LEFT
UB5	891001E 392383	YOGURT DRINK, SMOOTHIE, CHL, SERRV, 12/8 OZ CO	CS	0	0	0	0	0	0	2	0	12	50	17	8/17/10	34	-3	16	34
D41	891501B 297688	POTATOES, DEHY, DICED, 6/2.5 LB CN	CS	0	0	0	0	2	0	0	0	12	999	333	7/23/07	666	389	722	277

NOTE: FIC only applies to Navy Ships' contracts.

7. Small Business:

This report shall list all products manufactured and/or supplied by small business, small disadvantaged business, minority owned small business, women-owned small business, women owned small disadvantaged business, HUB Zone small business, veteran owned small business, service disabled veteran owned small business. This shall be sorted by manufacturer/supplier and include quantity and dollar value and shall be sorted by the applicable business size category of the manufacturer/supplier. NIB/NISH firms are not to be categorized under Small Disadvantaged Business as they are non-profit organizations and should be considered their own separate category. Note: This report is for direct subcontracts for products supplied to customers. This report is not to include direct costs. SBA must certify (a) SDB that are a part of the SBA 8(a) program; and (b) HUB Zone business.

A summary page of the report shall also be submitted which highlights the total dollars and percentages for each category. This information is very important since DLA TROOP SUPPORT is required to report its success in meeting these goals for the Defense Logistics Agency (DLA). Also requested, but not required since DLA does not mandate that these goals be reported, is a listing of products supplied and/or manufactured by UNICOR, Labor Surplus Areas, Historically Black Colleges or Universities and Minority Institutions.

8. Descending Case Report :

This report must list all products sold for a one-month period in descending order by case. Provides visibility of regularly purchased line items in terms of quantity, from most to least.

9. Descending Dollar :

Sorted by line item; each line to contain at a minimum the DLA TROOP SUPPORT stock number, item description, pack or size, brand description, quantity, and total dollar value of units shipped. Dollar amounts must be totaled. This report shall be submitted by individual customer accounts AND also by the total customer base .

NOTE: The contractor shall electronically transmit this report to the DLA TROOP SUPPORT Contracting Officer and Acquisition Specialist, within 5 working days, as requested. The Contractor shall provide such information by month, for the number of months, as requested.

10. NAPA Report:

This report should summarize the savings passed along to the customers in the form of deviated allowances realized as a result of utilizing the NAPA's. List each customer, the NAPA amount, the manufacturer/broker name, and quantity ordered. NAPA figures should be listed per customer, per contract and per manufacturer.

11. Not In Stock:

This report must list all not-in-stock products (in accordance with the definition of fill rate/not in stock) for a one-month period.

12. Rejects:

This report must list all products delivered but rejected by the customer, which also is reflected in the monthly fill rate. If there are no rejects, a negative response is required.

13. Rebates:

- a. General Rebates: The contractor shall provide a monthly report identifying any and all discounts, rebates, allowances or other similar economic incentives or benefits received by the contractor, and the amount passed on to the Government. The contractor must indicate the type of discounts, rebates, allowances or other similar economic incentives or benefits received by the contractor whether they are being passed on to the Government customers consistent with its business proposal, whether they are of limited or special duration, and the amount that has been passed on to the Government, in the form of an up front price reduction.
 - i. This report should summarize the savings passed along to the customers in the form of deviated allowances realized as a result of utilizing General Rebates. List each customer, the amount, the manufacturer/broker name, and quantity ordered. General Rebate figures should be listed per customer, per contract and per manufacturer.
- b. Food Show Rebates: This report should show a detailed break out of all savings received at your Food Show. This report is not a monthly requirement, but is based on the timing of your Food Show. List each customer, the Food Show amount, the manufacturer/broker name, and quantity ordered. Food Show Rebates should be listed per customer, per contract, and per manufacturer. The total should be per customer and per contract.