

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

2. AMENDMENT/MODIFICATION NO. P00021		3. EFFECTIVE DATE 2/14/12	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	1. CONTRACT ID CODE	PAGE OF PAGES 1   4
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 Foods, Inc. 10211 N. I-35 Service Road Oklahoma City, OK 73131		(X)	9A. AMENDMENT OF SOLICITATION NO.
		<input type="checkbox"/>	9B. DATED (SEE ITEM 11)
		(X)	10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-09-D-3272
			10B. DATED (SEE ITEM 13) Aug 31, 2009

CODE 1F9R0	FACILITY CODE
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**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 checked="" 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 type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
<input type="checkbox"/>	D. OTHER (Specify type of modification and authority)

**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.)  
 U.S. Foodservice, Inc. has properly executed a change-of-name agreement with DLA in accordance with FAR 42.1205. The agreement dated January 27, 2012 is incorporated into Contract Number SPM300-09-D-3272. Per the agreement, U.S. Foodservice, Inc.'s corporate name is hereby changed to US Foods, Inc. All future contract actions and correspondence will be addressed to US Foods, Inc.

Attached to this modification is the agreement as well as a list of all other DLA contracts affected by this name change.

All other contract terms and conditions remain the same  
 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)	15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) JOHN RICCIO, Contracting Officer	16B. UNITED STATES OF AMERICA <i>John Riccio</i> (Signature of Contracting Officer)	16C. DATE SIGNED 2/14/12
(Signature of person authorized to sign)					

CHANGE-OF-NAME AGREEMENT

US Foods, Inc. (f/k/a U.S. Foodservice, Inc.) (Contractor), a corporation duly organized and existing under the laws of Delaware, and the United States of America (Government), enter into this Agreement as of January 27, 2012.

(a) The parties agree to the following facts:

(1) The Government, represented by various Contracting Officers of the Department of Defense, Defense Logistics Agency Troop Support, has entered into certain contracts and purchase orders with U.S. Foodservice, Inc., as shown in the attached list marked "Exhibit A" and incorporated in this Agreement by reference. The term "the contracts," as used in this Agreement, means the above contracts and purchase orders and all other contracts and purchase orders, including all modifications, made by the Government and the Contractor before the effective date of this Agreement (whether or not performance and payment have been completed and releases executed if the Government or the Contractor has any remaining rights, duties, or obligations under these contracts and purchase orders).

(2) U.S. Foodservice, Inc., by an amendment to its certificate of incorporation, dated November 4, 2011 has changed its corporate name to US Foods, Inc.

(3) This amendment accomplishes a change of corporate name only and all rights and obligations of the Government and of the Contractor under the contracts are unaffected by this change.

(4) Documentary evidence of this change of corporate name has been filed with the Government.

(b) In consideration of these facts, the parties agree that—

(1) The contracts covered by this Agreement are amended by substituting the name "US Foods, Inc." for the name "U.S. Foodservice, Inc." wherever it appears in the contracts; and

(2) Each party has executed this Agreement as of the day and year first above written.

UNITED STATES OF AMERICA,

By Sen Duff

Title Contracting Officer

US FOODS, INC.,

By Angela M. Rogers

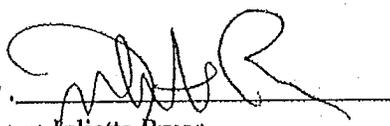
Title VP. of Government Military Contract Sales

[CORPORATE SEAL]

## CERTIFICATE

I Juliette Pryor certify that I am the Secretary of US Foods, Inc., that Alyce Ann Pegues who signed this Agreement for this corporation, was then Vice President, Gov't/Military Contract Sales of this corporation; and that this Agreement was duly signed for and on behalf of this corporation by authority of its governing body and within the scope of its corporate powers.

Witness my hand and the seal of this corporation this 27<sup>th</sup> day of January 2012

By 

Name: Juliette Pryor

Title: Secretary

[CORPORATE SEAL]

Exhibit A

List of Contracts and Purchase Orders Between  
US Foods, Inc. f/k/a U.S. Foodservice, Inc. and the United States of America (and its agencies)

[INSERT NAME OF CONTRACTS - A list of all affected contracts and purchase orders remaining unsettled between US Foods and the Government, showing for each the contract number and type, and name and address of the contracting office. The contracting officer may request the total dollar value as amended and the remaining unpaid balance for each contract be included.]

Contract Name	Contract Number	Contract Type	Name and Address of Contracting Office
Baltimore Region	SPM300-12-D-3491 SPM300-12-D-N079 SPM300-12-D-3492 SPM300-12-D-3493	Gov't/Appropriated	Sean Gemmell, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
North Dakota/South Dakota Region	SPM300-11-D-3454 SPM300-11-ADB16	Gov't/Appropriated BPA	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111 Warren Brown, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Nevada Region	SPM300-11-D-3494	Gov't/Appropriated	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Los Angeles Region (San Diego Navy)	SPM300-12-D-3495 SPM300-12-D-CA25 SPM300-12-D-3497 SPM300-12-D-3496	Gov't/Appropriated	Ken O'Donnell, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Kansas Region	SPM300-11-D-3499	Gov't/Appropriated	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Oklahoma Region	SPM300-09-D-3272 SPM300-09-D-N072 SPM300-10-D-3344	Gov't/Appropriated	Michael D'Ella, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Kansas/Missouri Region	SPM300-11-D-3498	Gov't/Appropriated	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
New Mexico Region	SPM300-08-D-3354	Gov't/Appropriated	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
San Diego Region	SPM300-11-D-3472 SPM300-11-D-3475 SPM300-11-D-N077	Gov't/Appropriated	Ken O'Donnell, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
San Francisco Region	SPM300-08-D-3228	Gov't/Appropriated	John Riccio, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
South Carolina Region	SPM300-11-D-3442 SPM300-11-D-N080	Gov't/Appropriated	Margaret Conforto, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111
Georgia Region	SPM300-12-D-3383	Gov't/Appropriated	Marilynne Davis, DLA-TS, 700 Robbins Ave., Bldg. 600, Philadelphia, PA 19111