

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE
K

PAGE OF PAGES
1 3

2. AMENDMENT/MODIFICATION NO.
P00203

3. EFFECTIVE DATE
See Blk. 16C

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

5. PROJECT NO. (If applicable)

6. ISSUED BY CODE SPM300

7. ADMINISTERED BY (If other than Item 6) CODE SPM300

DLA TROOP SUPPORT
DIRECTORATE OF SUBSISTENCE
700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5096
USA
Initiator: Matthew Conville
PSFTAB4 Tel: 215-737-2995 FAX: 215-737-2579 Email: MATTHEW.CONVILLE@DLA.MIL

DLA TROOP SUPPORT
SUBSISTENCE SUPPLY CHAIN
700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5096
USA

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

LABATT INSTITUTIONAL SUPPLY COMPANY
SERVICE
4500 INDUSTRY PARK DR
SAN ANTONIO TX 78218-5405
USA

CODE 0S378 FACILITY CODE

(X) 9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

X 10A. MODIFICATION OF CONTRACT/ORDER NO.
SPM300-13-D-3655

10B DATED (SEE ITEM 13)
2013 FEB 12

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 43.103(a)3 & FAR 52.208-9 Contractor Use of Mandatory Sources of Supply
	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) Blair Labatt, President	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Debbie Holman Contracting officer
15B. CONTRACTOR/OFFEROR <i>[Signature]</i>	16B. UNITED STATES OF AMERICA <i>[Signature]</i>
15C. DATE SIGNED 12-11-13	16C. DATE SIGNED 12/12/13

(Signature of person authorized to sign) (Signature of Contracting Officer)

REQUIREMENTS FOR: CUSTOMERS IN TEXAS AND NEW MEXICO

Effective immediately, Contract: SPM300-13-D-3655 is hereby modified to incorporate the changes as outlined on pages 4 and 5 of this Modification.

Page 1 of this Modification states that there are 3 pages; however, there are 5 pages total. Pages 4 and 5 represent the attachment that is listed on page 3.

All other terms and conditions remain the same.

CONTINUED ON NEXT PAGE

SECTION J - LIST OF ATTACHMENTS

List of Attachments

Description	File Name
ATTACH.MODIFICATION 203 ATTACHMENT PAGES 2-3 -3655	MODIFICATION P00203 ATTACHMENT SPM300-13-D-3655 PAGES 2-3 (12-05-

This modification addresses procedures for updating the DLA Troop Support Subsistence Prime Vendor catalogs for the Subsistence Prime Vendor Ability One Mandatory Procurement List (MPL). Procedures are as follows:

- A. All changes to the DLA Troop Support Subsistence Prime Vendor Ability One MPL will be made on the DLA Troop Support Subsistence Ability One webpage.
- B. The DLA Troop Support Subsistence Prime Vendor Ability One MPL webpages will be updated for the following changes in: prices, ordering information, contractor locations, items (additions and deletions), Ability One approved contractors and/or purchase exceptions.
- C. There is a general Ability One Program website within the DLA Troop Support Subsistence web, and within the general Ability One Program website there are two websites, one for food items and one for non-food items. The web sites are:

General website:

<http://www.troopsupport.dla.mil/subs/pv/manprod/index.asp>

Food items website:

http://www.troopsupport.dla.mil/subs/pv/manprod/man_prod.pdf

Non-food items website:

http://www.troopsupport.dla.mil/subs/pv/manprod/man_prod_nonfood.pdf

- D. Prime Vendor contractors will be notified via e-mail. The e-mail notification will identify the changes to the MPL and alert the Prime Vendor contractors to check the DLA Troop Support Subsistence Ability One Program webpage. Additionally changes to the MPL will be bolded for easy identification. Prime Vendor contractors shall confirm receipt of this e-mail notification.
- E. DLA Troop Support Subsistence Prime Vendors are required to expeditiously catalog the mandatory products and remove any commercial equivalent product with “essentially the same” product characteristics. For CONUS Prime Vendors, if the removal and replacement will take longer than 30 days after notification by the Contracting Officer, the Prime Vendor must provide the Contracting Officer with details for the delay. For OCONUS Prime Vendors, within 30 days of notification by the Contracting Officer the OCONUS Prime Vendor must provide the Contracting Officer with current details of issues (outstanding orders, product in the ‘pipeline, etc.) and provide the date when the catalogs will be updated. Contracting Officers will notify the Subsistence Ability One Team.
- F. Any other commercial equivalent product with “essentially the same” product characteristics cannot be sold to the DLA Troop Support customers under this contract. The contractor is not authorized to submit catalog changes containing other commercial

equivalent products with “essentially the same” product characteristics as those items on the MPL.

The following criteria should be used in determining if a commercial product is “essentially the same” as an Ability One MPL item:

1. It has effectively the same form, fit and function.
2. The Ability One and commercial products may be used for the same purpose.
3. The Ability One and commercial products are relatively the same size and a change in size will not affect the use or performance.
4. The appearance, color, texture, or other characteristic of the Ability One product and commercial product are not significantly different from one another.

The only potential exception to this requirement is identified in paragraph G below.

- G.** If the Prime Vendor is requested to carry items commercially equivalent to MPL items but with unique packaging requirements provided by the supplier but not currently provided by the MPL source, the Prime Vendor must notify the Contracting Officer. Contracting Officers will notify the Subsistence Ability One Team.
- H.** Payments shall be made directly to the MPL designated source.
- I.** Monthly MPL Compliance Reports are issued for each active Prime Vendor catalog. The monthly MPL Compliance Reports are sent to each Prime Vendor for each of their catalogs and to each administering Contracting Officer. These reports are to be reviewed to ensure active catalogs include the MPL items. Prime Vendor contractors will be notified of non compliances.