

2. AMENDMENT/MODIFICATION NO. P00005	3. EFFECTIVE DATE 17 May 2006	4. REQUISITION/PURCHASE REQ. NO. N/A	5. PROJECT NO. (If applicable) N/A
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6. ISSUED BY CODE SP0300	7. ADMINISTERED BY (If other than Item 6) CODE
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Defense Supply Center Philadelphia  
 Directorate of Subsistence, FTABP  
 700 Robbins Ave.  
 Philadelphia, PA 19111  
 Contract Specialist: Lourdes Valentin 215-737-7427

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) Sysco Food Services of Seattle 22820 54th Avenue South Kent, WA 98032	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
	(X)	10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-05-D3160
		10B. DATED (SEE ITEM 13) 17 August 2005

CODE OGMXO      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.

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.
(X)	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:
	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.)  
FULL LINE FOOD DISTRIBUTOR FOR THE SOUTHEAST REGION OF ALASKA**

(Continued on the following pages 2-4)

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) KAREN R. AQUINO
15B. CONTRACTOR/OFFEROR	16B. UNITED STATES OF AMERICA
15C. DATE SIGNED	16C. DATE SIGNED
(Signature of person authorized to sign)	BY <i>Karen R. Aquino</i> (Signature of Contracting Officer) 5-23-06

## MANDATORY FOOD PRODUCTS AND DINING PACKETS

- Certain supplies or services to be provided under this contract for use by the Government are required by law to be obtained from nonprofit agencies participating in the program operated by the Committee for Purchase From People Who Are Blind or Severely Disabled (the Committee) under the Javits-Wagner-O'Day Act (JWOD) (41 U.S.C. 46- 48c).
- B. The mandatory products are required to be purchased from the Non Profit Agency manufacturers listed in paragraph H. The listing of required mandatory products and Non Profit Agency manufacturers is subject to change when directed by the Committee. The contractor (Subsistence Prime Vendor) is required to expeditiously catalog the mandatory products and remove any commercial equivalent product with "essentially the same"\* product characteristics. If the removal and replacement will take longer than 30 days after notification by the Contracting Officer, the approval of the Contracting Officer must be obtained for the extension.
  - C. Any other commercial equivalent product with "essentially the same"\* product characteristics can not be sold to the DSCP customers under this contract.
  - D. The contractor must ensure that sufficient stocks of mandatory products are on hand to satisfy anticipated customer demand taking into account lead times for delivery from the designated mandatory source to the Prime Vendor. If a contractor is notified that any of the below products are not available from the designated mandatory source, the contractor must notify the Contracting Officer immediately.
  - E. The contractor is not authorized to submit catalog changes containing other commercial equivalent products with "essentially the same" product characteristics as those items listed below.
  - F. If the contractor is requested to carry other commercially equivalent product with "essentially the same"\* product characteristics but with a unique packaging requirement that is not currently provided by the mandatory source, the contractor must notify the mandatory source and the Contracting Officer in order to provide the designated mandatory source with the opportunity to satisfy the unique packaging requirement being requested. Included in the contractor notification to the designated mandatory source and Contracting Officer, will be the customer's justification for the unique packaging requirement.
  - G. Price and delivery information for the mandatory products are available directly from the Designated Sources as listed in paragraph H. below. Payments shall be made directly to the Designated Source making delivery.
  - H. Mandatory Products and Designated Sources:

1. *Pancake Mix, Devil's Food Cake Mix, Gingerbread Cake Mix, Dehydrated Cottage Cheese, Whole Egg Crystals, and Milk Nonfat Dry*

ARC – Diversified  
 435 Gould Drive  
 Cookeville, TN 38506  
 P.O.C. Ms. Lana Looper (931) 646-4810

<u>STOCK NUMBER</u>	<u>PRODUCT</u>
8920-01-E60-7848	Cake Mix, Gingerbread, Prep w/Water Only, 5 lb co, 6/cs
8920-01-E60-7849	Cake Mix, Gingerbread, Prep w/Water Only, 50 lb bg
8920-01-E60-7748	Cake Mix, Gingerbread, No. 10 size can, 6/cs
8920-01-E60-7846	Cake Mix, Devil's Food, 5 lb bg, 6/cs
8920-01-E60-7847	Cake Mix, Devil's Food, 50 lb bg
8920-01-E60-7747	Cake Mix, Devil's Food, No. 10 size can, 6/cs
8920-01-E60-7860	Pancake Mix, Regular, 5 lb bg, 6/cs
8920-01-E60-7861	Pancake Mix, Regular, 6 lb bg, 6 cs
8920-01-E60-7862	Pancake Mix, Regular, 25 lb bg
8920-01-E60-7863	Pancake Mix, Regular, 50 lb bg
8920-01-E60-7749	Pancake Mix, Regular No. 10 size can, 6/cs
8920-01-E60-7856	Pancake Mix, Buttermilk, 5 lb bg, 6/cs
8920-01-E60-7857	Pancake Mix, Buttermilk, 6 lb bg, 6/cs
8920-01-E60-7858	Pancake Mix, Buttermilk, 25 lb bg
8920-01-E60-7859	Pancake Mix, Buttermilk, 50 lb bg
8920-01-E60-7850	Pancake Mix, Buttermilk, No. 10 size can, 6/cs
8910-01-E60-8830	Cottage Cheese, Dehydrated, No. 10 size can, 6/cs
8910-01-E60-8831	Eggs, Dehydrated, Crystals; Whole Egg Equivalent, 1.75 lb bg,
14/cs	
8910-01-E60-8832	Milk Dry, Inst, Nonfat, No. 10 size can, 6/cs

2. *Garlic powder, Granulated Garlic, Paprika, Black Pepper (ground, cracked & whole)*

Unistel, Continuing Developmental Services  
 650 Blossom Road  
 Rochester, NY 14610-1811  
 P.O.C. Mr. Jack Pipes or Mr. Nick Galante (800) 864 7835

<u>STOCK NUMBER</u>	<u>PRODUCT</u>
8950-01-E60-5751	Spice, Garlic Pdr, California, 16 oz co (1 lb size co), 12/cs
8950-01-E60-5752	Spice, Garlic Pdr, California, 6 lb co, 3/cs
8950-01-E60-5754	Spice, Garlic, Granulated, California, 12 oz co, 12/cs
8950-01-E60-5753	Spice, Garlic, Granulated, California, 25 oz co, 6/cs
8950-01-E60-5750	Spice, Paprika, Grd, California, 4.5 oz co, 24/cs
8950-01-E60-5749	Spice, Paprika, Grd, California, 16 oz co (1 lb co), 12/cs
8950-01-E60-7767	Spice, Pepper, Black, Grd, Gourmet, 16 oz plastic co, 12/cs
8950-01-E60-7770	Spice, Pepper, Black, Grd, Gourmet, 5 lb plastic co, 3/cs
8950-01-E60-7766	Spice, Pepper, Black, Grd, Gourmet, 16 oz metal co, 12/cs
8950-01-E60-7769	Spice, Pepper, Black, Grd, Gourmet, 18 oz plastic co, 6/cs
8950-01-E60-7768	Spice, Pepper, Black, Grd, Gourmet, 18 oz metal co, 6/cs

8950-01-E60-7765	Spice, Pepper, Black, Grd, Gourmet, 1.5 oz plastic co, 48/cs
8950-01-E60-8237	Spice, Pepper, Black, Cracked, 16 oz plastic co, 6/cs
8950-01-E60-8236	Spice, Pepper, Black, Cracked, 16 oz metal co, 6/cs
8950-01-E60-8235	Spice, Pepper, Black, Cracked, 18 oz plastics co, 6/cs
8950-01-E60-8234	Spice, Pepper, Black, Cracked, 18 oz metal co, 6/cs
8950-01-E60-8239	Spice, Pepper, Black, Whole, 16 oz plastic co, 6/cs
8950-01-E60-8238	Spice, Pepper, Black, Whole, 16 oz metal co, 6/cs
8950-01-E60-8241	Spice, Pepper, Black, Whole, 18 oz plastic co, 6/cs
8950-01-E60-8240	Spice, Pepper, Black, Whole, 18 oz metal co, 6/cs

3. *Dining Packets:*

National Industries for the Blind  
 1310 Braddock Place  
 Alexandria, VA 22311-1727  
 P.O.C. Ms. Mary Johnson  
 Mjohnson@nib.org  
 (703) 310-0512

<u>STOCK NUMBER</u>	<u>PRODUCT</u>
7360-01-509-3586	Dining Packet, fork, knife, spoon, 2 or 4 sugar, 1 salt, 1 pepper and 1 napkin/pg non-white, subdued color (tan/sand/brown), 25/bg

\* **“Essentially the Same” Criteria**

The following is the criteria for determining whether the items are “essentially the same” when comparing JWOD mandatory products and commercial products. The JWOD product will be considered “essentially the same” when:

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



**DEFENSE LOGISTICS AGENCY  
DEFENSE SUPPLY CENTER PHILADELPHIA  
700 ROBBINS AVENUE  
PHILADELPHIA, PENNSYLVANIA 19111-5092**

IN REPLY  
REFER TO

DSCP-FT

MAY 10 2006

MEMORANDUM FOR DSCP SUBSISTENCE PRIME VENDORS

SUBJECT: MANDATORY PRODUCTS UNDER THE JAVITS-WAGNER-O'DAY ACT

The Defense Supply Center Philadelphia continues to work closely with NISH and the National Industries for the Blind (NIB) to assure that products designated by the Committee for Purchase From People Who Are Blind or Severely Disabled (the Committee) under the Javits-Wagner-O'Day Act (JWOD) (41 U.S.C. 46-48c) are made available to DSCP's Subsistence Prime Vendor customers.

I'm taking this opportunity to add my personal endorsement and emphasis in support of the JWOD program. Today's JWOD products are high quality, satisfying the DoD customers with needed products while creating meaningful employment for disabled individuals.

Recently your company has received a modification updating your DSCP Subsistence Prime Vendor contract's listing of mandatory products. A copy of that language is attached and I request your personal emphasis in support of the JWOD program to the benefit of the DoD customer and US taxpayer.

Sincerely,

BRAD BELLIS, CAPT, SC, USN  
Director, Subsistence Supplier Operations

Encl.