

**SALE OF GOVERNMENT PROPERTY
AMENDMENT OF INVITATION FOR BIDS/MODIFICATION OF CONTRACT**

1. AMENDMENT TO INVITATION FOR BIDS NO.:		2. EFFECTIVE DATE	PAGE 1 OF 2 PAGES
SUPPLEMENTAL AGREEMENT NO.: 2			
3. ISSUED BY DLA DISPOSITION SERVICES (formerly DRMS) Sales Branch - J-422 74 North Washington Street Battle Creek, MI 49037-3092		4. NAME AND ADDRESS WHERE BIDS ARE RECEIVED	
5. <input type="checkbox"/> AMENDMENT OF INVITATION FOR BIDS NO. (See Item 6)	DATED	<input checked="" type="checkbox"/> MODIFICATION OF CONTRACT NO. (See Item 8)	DATED

6. THIS BLOCK APPLIES ONLY TO AMENDMENTS OF INVITATIONS FOR BIDS

The above numbered invitation for bids is amended as set forth in Item 9. Bidders must acknowledge receipt of this amendment unless indicated otherwise in item 11 prior to the hour and date specified in the invitation for bids, or as amended, by one of the following methods:

- (a) By signing and returning _____ copies of this amendment;
- (b) By acknowledging receipt of this amendment on each copy of the bid submitted; or
- (c) By separate letter or telegram which includes a reference to the invitation for bids and amendment number.

FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE ISSUING OFFICE PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR BID. If by virtue of this amendment you desire to change a bid already submitted, such change may be made by telegram or letter, provided such telegram or letter makes reference to the invitation for bids and this amendment, and is received prior to the opening hour and date specified.

7. ACCOUNTING AND APPROPRIATION DATA (If required)

8. THIS APPLIES ONLY TO MODIFICATION OF CONTRACTS

This Supplemental Agreement is entered into pursuant to authority of

Mutual Agreement for Contract 08-0001-0001

9. DESCRIPTION OF AMENDMENT/MODIFICATION (Except as provided below all terms and conditions of the document referenced in Item 5 remain in full force and effect)

Whereas Contract 08-0001-0001 was entered into on July 31, 2008 by and between the United States of America, hereinafter referred to as the Government, and Liquidity Services, Incorporated, hereinafter referred to as the Contractor, and whereas the contract involved property as described in Invitation for Bid 08-0001:

THE HOUR AND DATE FOR RECEIPT OF BIDS IS NOT EXTENDED, IS EXTENDED UNTIL _____ O'CLOCK _____ M
(LOCAL TIME) DATE

10. BIDDER/PURCHASE NAME AND ADDRESS (Include ZIP Code) LIQUIDITY SERVICES, INCORPORATED 1920 L Street NW, 6th Floor Washington, DC 20036		11. <input type="checkbox"/> BIDDER IS NOT REQUIRED TO SIGN THIS DOCUMENT <input checked="" type="checkbox"/> PURCHASER IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN ORIGINAL AND 0 COPIES TO THE ISSUING OFFICE	
12. SIGNATURE FOR BIDDER/PURCHASER BY _____ (Signature of person authorized to sign)		15. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)	
13. NAME AND TITLE OF SIGNER (Type or print) THOMAS B. BURTON President	14. DATE SIGNED	16. NAME OF CONTRACTING OFFICER (Type or print) REBECCA BELLINGER	17. DATE SIGNED

CONTRACT NUMBER 08-0001-0001

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WHEREAS, the disposition of personal property containing Ozone Depleting Substances (ODS), including but not limited to small appliances, room air conditioners, motor vehicle air conditioners (MVACs), and MVAC-like appliances, requires strict adherence to 40 CFR Part 82.

NOW THEREFORE, it is mutually agreed between the Government and Contractor hereto:

Contract 08-0001-0001, Article Twelve, Contract Operations Requirements, is changed to add the following Section after the language of Section 8:

Section 9 – Handling ODS Containing Personal Property –

- (A) **Scope and Applicability** – DLA Disposition Services reserves the right to determine the location(s) (to include Receipt In Place (RIP) locations) and volume when issuing property containing ODS and may vary the same as determined to be in the best interest of the Government.
- (B) **DLA Disposition Services Requirements** – Whenever DLA Disposition Services offers the Contractor small appliances or other ODS containing property that uses refrigerants for normal operation, DLA Disposition Services will provide the Contractor a written statement attesting that the property either contains refrigerants or that the refrigerants have been removed. For property no longer containing refrigerants, DLA Disposition Services will also provide refrigerant recovery documentation in accordance with 40 CFR 82.156(f)(2).
- (C) **Contractor Requirements** –When transferring ownership of the property to another party, Contractor agrees to provide that party with a written statement that the property either (1) contains refrigerants, or (2) that the refrigerants have been removed; whichever is applicable. For property no longer containing refrigerants, the Contractor will also provide refrigerant recovery documentation in accordance with 40 CFR 82.156(f)(2). Contractor will keep records in accordance with 40 CFR 82.166. Records will be made available to the Government upon request.
- (D) **Returning Property to DLA Disposition Services** – Small appliances, room air conditioners, MVACs, MVAC-like appliances and other property subject to 40 CFR Part 82 will not be returned to Government unless agreed by DLA Disposition Services prior to return. If the Contractor becomes a person or one of the “persons who take the final step in the disposal process”, as described in 40 CFR 82.156(f), the Contractor is responsible for ensuring that any intact ODS is properly recovered in accordance with 40 CFR 82.156(h); that records are kept in accordance with 40 CFR 82.166, and that any compressor oils or other environmentally controlled components (including but not limited to mercury switches) are removed and properly disposed prior to scrapping or landfill of this property. Cost associated with this requirement is at Contractor’s expense. Records will be made available to the Government upon request.
- (E) **Contractor Reporting Requirements** – DLA Disposition Services may periodically request that the Contractor provide reports and/or documentation that outlines the disposition of this property, to include the number of items referred for sale by the Contractor within a specific timeframe, a breakdown of that information to show how many were sold versus how many were not sold, detailed information regarding the disposition of the items that were not sold, and disposition of ODS removed from the property. Detailed information will include copies of the refrigerant recovery documentation.

//////////////////////////////////NOTHING FOLLOWS//////////////////////////////////