

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE	PAGE OF PAGES 1 3
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE Feb 6, 2009	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE		7. ADMINISTERED BY (If other than Item 6)		CODE	
Defense Supply Center Philadelphia Directorate of Subsistence, FTAF 700 Robbins Ave. Philadelphia, PA 19111-5092 Thomas Schrank, Contract Specialist (215) 737-4526					
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(X)	9A. AMENDMENT OF SOLICITATION NO.
				<input checked="" type="checkbox"/>	SPM300-08-R-0011
					9B. DATED (SEE ITEM 11) Feb 3, 2009
					10A. MODIFICATION OF CONTRACT/ORDER NO.
				<input type="checkbox"/>	10B. DATED (SEE ITEM 13)
CODE		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 1 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 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 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

ADDITIONAL DETAILS OF THIS AMENDMENT ARE PROVIDED ON THE FOLLOWING PAGES

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)	
15B. CONTRACTOR/OFFEROR		16B. UNITED STATES OF AMERICA	
15C. DATE SIGNED		16C. DATE SIGNED	
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

THIS AMENDMENT CONTAINS REVISIONS (ADDS/CHANGES/DELETES) TO THE
SOLICITATION

1. Page 1 and 2, the correct closing date for this solicitation is March 24, 2009. Please change the closing dates found on pages 1 and 2 of this solicitation.

2. Page 33, last paragraph under 52.217-9007 Surge and Sustainment (S&S) Instructions to Offerors (OCT 2008) DSCP, please correct the last sentence as follows:

The CAP must also include the supplier's investment plan, stock rotation plan, and all information required found in Delivery and Performance, section XI, Surge and Sustainment, of the solicitation.

3. Page 34, Under FAR 52.228-3 WORKERS COMPENSATION INSURANCE (DEFENSE BASE ACT) (APR1984), please insert the following:

NOTE: The Defense Base Act (DBA) and the Longshore and Harbor Workers' Compensation Act, implemented through FAR Part 28, mandate that all United States government contractors and subcontractors at all tiers must obtain workers' compensation insurance for their employees working overseas, with certain exceptions not applicable here. The United States Department of Labor administers the DBA, ensuring that employers provide workers' compensation benefits for covered employees. The contractor must submit proof of a valid DBA insurance policy for the prime and their subcontractors at every tier prior to performance of the contract. It is the responsibility of the contractor to obtain and maintain such insurance during the entire performance period of the contract. Failure by the contractor or its subcontractors to comply with the provisions of the DBA may subject the contractor to extensive civil liability and criminal penalties. Detailed information on the requirements of the DBA and Longshore and Harbor Workers' Compensation Acts is available at <http://www.dol.gov/esa/owcp/dlhwc/lcdba.htm>. Any further questions should be directed to the Department of Labor, your legal advisor or a DBA insurance carrier.

4. Page 43, I. Introduction, Please make the following changes to second sentence of paragraph D:

The contract shall be for a base term of two years and includes one (1) available option period of two (2) years.

5. Page 51, under Section B. Insurance, Liability and Claim, please update the last sentence of the first paragraph as follows:

The current USTRANSCOM carrier contract can be viewed at www.sddc.army.mil

6. Page 75, Under XIII. Pricing, Please delete paragraph 3. Distribution Price, and replace with the following:

The distribution price is defined as a firm fixed price and offered as a dollar amount, which represents all elements of the unit price, other than the product price. The distribution price includes the PV's projected general and administrative expenses, Workers Compensation Insurance as related to the Defense Base Act (DBA) and the Longshore and Harbor Workers Compensation Act, overhead, profit, packaging/marketing/labeling costs, all Non Point of Manufacturer fees (CONUS and OCONUS Broker, Dealer, Subcontractor and Fresh Fruit and

Vegetable Consolidation Point fees) including, but not limited to procurement, storage, consolidation, pallets, palletizing and distribution work. It also includes all transportation costs (unless the item is a Contracting Officer approved National Commercial price inclusive of freight transportation costs from a foreign country into the local market of Okinawa, Japan) from the original CONUS and OCONUS points of manufacture to the point where the over the ocean container is loaded, all transportation costs from the Prime Vendor's OCONUS distribution facility(s) to customer locations in Okinawa, Japan, overland trucking and any other elements of pricing not defined in this solicitation. Additionally, if DTS does not apply as described in paragraph (4) below, the distribution price will include all transportation costs from the original OCONUS Point(s) of Manufacture to the Prime Vendor's OCONUS Distribution Facilities. The distribution price shall remain fixed for the base period of the contract, and is subject to any agreed option period adjustments. The distribution price shall exclude DTS Ocean Shipping Costs referenced below.

7. Page 132, under part H. of section II. Management Reports, please replace paragraph 3(a) with the following:

Purchase Order lead time was _____hours which is less than contract requirement of 48 hours.

8. Page 154, under Section B. Price Proposal Sheet, please update paragraph a(3) with the following:

Two-year estimated quantities and the Unit of Issue (“UOI”) being solicited, e.g, CN, CS, LB.

9. Page 154, under Section B. Price Proposal Sheet, please update the first sentence of paragraph b with the following:

The Offeror shall input its name, and complete the following fields for each line item (columns F-N, and Z-AC)