

<b>SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, &amp; 30</b>				1. REQUISITION NUMBER 1000089826	<b>PAGE 1 OF 5</b>
2. CONTRACT NO. SPE300-20-D-W637	3. AWARD/EFFECTIVE DATE 2020 OCT 11	4. ORDER NUMBER	5. SOLICITATION NUMBER SPE300-20-R-0027	6. SOLICITATION ISSUE DATE 2020 JUL 15	
7. FOR SOLICITATION INFORMATION CALL:		a. NAME	b. TELEPHONE NUMBER (No collect calls)	8. OFFER DUE DATE/ LOCAL TIME	
9. ISSUED BY DLA TROOP SUPPORT DIRECTORATE OF SUBSISTENCE 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096 USA Local Admin: Joseph Forgach DJF0044 Tel: 215-737-0549 Email: Joseph.Forgach@dia.mil		CODE SPE300	10. THIS ACQUISITION IS <input checked="" type="checkbox"/> UNRESTRICTED OR <input type="checkbox"/> SET ASIDE: _____ % FOR:  <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> WOMEN-OWNED SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM <input type="checkbox"/> HUBZONE SMALL BUSINESS <input type="checkbox"/> EDWOSB      NAICS: 311812 <input type="checkbox"/> SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS <input type="checkbox"/> 8 (A)      SIZE STANDARD:		
11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE	12. DISCOUNT TERMS Net 30 days		13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700) <input type="checkbox"/>		13b. RATING
15. DELIVER TO SEE SCHEDULE		CODE	16. ADMINISTERED BY SEE BLOCK 9 Criticality: PAS: None		
17a. CONTRACTOR/ OFFEROR Bimbo Bakeries USA, Inc DBA Bimbo Bakeries USA 255 Business Center Dr Ste 200 HORSHAM PA 19044-3424 USA  TELEPHONE NO. 7578577940	CODE 1RBL5	FACILITY CODE	18a. PAYMENT WILL BE MADE BY DEF FIN AND ACCOUNTING SVC BSM P O BOX 182317 COLUMBUS OH 43218-2317 USA		CODE SL4701
<input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER		<input type="checkbox"/> 18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED. <input type="checkbox"/> SEE ADDENDUM			
19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES		21. QUANTITY	22. UNIT	23. UNIT PRICE
	See Schedule				
25. ACCOUNTING AND APPROPRIATION DATA				26. TOTAL AWARD AMOUNT (For Govt. Use Only) \$9,750,000.00	
<input type="checkbox"/> 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4. FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA			<input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.		
<input checked="" type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4. FAR 52.212-5 IS ATTACHED. ADDENDA			<input checked="" type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.		
<input checked="" type="checkbox"/> 28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN 1 COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED			<input checked="" type="checkbox"/> 29. AWARD OF CONTRACT: REF. SPE300-20-R-0027 OFFER DATED 2020-Aug-04 YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH, HEREIN IS ACCEPTED AS TO ITEMS:		
30a. SIGNATURE OF OFFEROR/CONTRACTOR 			31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)		
30b. NAME AND TITLE OF SIGNER (Type or Print) Bossie Scabo Bid Coordinator		30c. DATE SIGNED 9/1/20	31b. NAME OF CONTRACTING OFFICER (Type or Print) SACCA.MATTHEW.P.1395069728		31c. DATE SIGNED Digitally signed by SACCA.MATTHEW.P.1395069728 Date: 2020.09.02 11:52:56 -04'00' SEP 01

19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES	21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT

32a. QUANTITY IN COLUMN 21 HAS BEEN

RECEIVED     INSPECTED     ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED: \_\_\_\_\_

32b. SIGNATURE OF AUTHORIZED GOVERNMENT REPRESENTATIVE	32c. DATE	32d. PRINTED NAME AND TITLE OF AUTHORIZED GOVERNMENT REPRESENTATIVE
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32e. MAILING ADDRESS OF AUTHORIZED GOVERNMENT REPRESENTATIVE	32f. TELEPHONE NUMBER OF AUTHORIZED GOVERNMENT REPRESENTATIVE
32g. E-MAIL OF AUTHORIZED GOVERNMENT REPRESENTATIVE	

33. SHIP NUMBER <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	34. VOUCHER NUMBER	35. AMOUNT VERIFIED CORRECT FOR	36. PAYMENT <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	37. CHECK NUMBER
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38. S/R ACCOUNT NO.	39. S/R VOUCHER NUMBER	40. PAID BY
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41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT	42a. RECEIVED BY ( <i>Print</i> )	
41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER	41c. DATE	42b. RECEIVED AT ( <i>Location</i> )
		42c. DATE REC'D ( <i>YY/MM/DD</i> )

## I. SOLICITATION/CONTRACT FORM

The terms and conditions set forth in solicitation SPE300-20-R-0027 are incorporated into subject contract.

The following documents are incorporated by reference into the subject contract: your final offer, which is being accepted by the Government to form this contract, Solicitation SPE300-20-R-0027 dated August 4, 2020.

## II. PERFORMANCE PERIOD:

## A. Effective Period of the Contract:

October 11, 2020 through October 14, 2023

Ordering commences on October 11, 2020 with first deliveries beginning October 19, 2020 for Troop customers.

## B. ESTIMATED DOLLAR VALUE/GUARANTEED MINIMUM/MAXIMUM

The guaranteed minimum is \$130,000.00. The maximum ceiling on this contract is \$9,750,000.00.

## III. ORDERING CATALOGS

The following are part of Bimbo Bakeries offer and are hereby incorporated as part of subject contract:

## SUPPLIES OF SERVICES AND PRICES

ITEMS: Fresh Bread and Bakery Items listed in Attachment 1 of this document.

CUSTOMERS: DoD Troop Customers in the San Antonio, TX Zone (Ft Hood and Ft Sam Houston) listed in Attachment 2 of this document.

FOB TERMS: FOB Destination for all items.

CATALOG #: DoD Troop customers will order under SPE300-20-D-W637. Bimbo Bakeries will invoice in accordance with the customer's orders.

Bimbo Bakeries will not invoke any additional charges for emergency orders (defined as an order that is placed for same day delivery).

## DELIVERIES AND PERFORMANCE

The following are the designated plant locations for the performance of this contract for all contract line items:

## Place of Performance:

Bimbo Bakeries USA  
3055 Discovery Blvd.  
Rockwall, TX 75032

Bimbo Bakeries USA  
3310 Panthersville Rd  
Decatur, GA 30034

Bimbo Bakeries USA  
1916 N. Broadway  
Oklahoma City, OK 73103

Bimbo Bakeries USA  
7301 S. Freeway  
Fort Worth, TX 76134

Bimbo Bakeries USA  
6650 N. Houston Rossly Road  
Houston, TX 77091

Bimbo Bakeries USA  
737 N. Great Southwest Park  
Arlington, TX 76011

Bimbo Bakeries USA  
801 E. Ave. K  
Grand Prairie, TX 75050

Bimbo Bakeries USA  
5050 East Evans Ave.

Denver, CO 80222

Bimbo Bakeries USA  
512 South Gevers Street  
San Antonio, TX 78203

FAR 52.204-25, PROHIBITION ON CONTRACTING FOR CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT (AUG 2020) AND SUPPLEMENT FAR PROVISION 52.204-24, REPRESENTATION REGARDING CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT (AUG 2020), AND DFARS PROVISION 252.204-7016, COVERED DEFENSE TELECOMMUNICATIONS EQUIPMENT OR SERVICES-REPRESENTATION (DEC 2019), AS FOLLOWS:

- THE CONTRACTOR REPRESENTS AND AGREES TO THE FOLLOWING CONDITIONS BY PERFORMANCE AGAINST THIS CONTRACT, INCLUDING PERFORMANCE OF A TASK OR DELIVERY ORDER THAT IT:

(1) WILL NOT PROVIDE COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES TO THE GOVERNMENT IN THE PERFORMANCE OF ANY CONTRACT, SUBCONTRACT OR OTHER CONTRACTUAL INSTRUMENT IN ACCORDANCE WITH FAR 52.204-24(d)(1));

(2) DOES NOT USE COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES, OR USE ANY EQUIPMENT, SYSTEM, OR SERVICE THAT USES COVERED TELECOMMUNICATIONS EQUIPMENT OR SERVICES IN ACCORDANCE WITH FAR 52.204-24(d)(2); AND

(3) DOES NOT PROVIDE COVERED DEFENSE TELECOMMUNICATIONS EQUIPMENT OR SERVICES AS A PART OF ITS OFFERED PRODUCTS OR SERVICES TO THE GOVERNMENT IN THE PERFORMANCE OF ANY CONTRACT, SUBCONTRACT, OR OTHER CONTRACTUAL INSTRUMENT IN ACCORDANCE WITH DFARS 252.204-7016(C).

THESE REPRESENTATIONS REPLACE THE MANUAL BLOCK CHECKS IN FAR 52.204-24(D)(1) ([ ] WILL NOT) AND (D)(2) ([ ] DOES NOT) AND DFARS 252.204-7016(C) ([ ] DOES NOT).

IF THE CONTRACTOR DETERMINES THAT ANY OF THESE REPRESENTATIONS ARE NO LONGER ACCURATE OR IS NOT ACCURATE WITH RESPECT TO A PARTICULAR TASK OR DELIVERY ORDER, IT SHALL IMMEDIATELY NOTIFY THE CONTRACTING OFFICER IN WRITING.

In reference to SPE300-20-R-0027, incorporate the following language:

XIII. MINIMUM NUTRITIONAL REQUIREMENTS

A. White and wheat bread offered must contain whole grains with at least 2 grams of fiber and fewer than 230 milligrams of sodium per serving.

B. At least one bread variety offered must be folate- and iron-fortified.

XIV. PACKAGING, PACKING, LABELING, AND MARKINGS

A. All packaging and packing shall be in accordance with good commercial practice. Labeling shall be in accordance with commercial labeling complying with the Federal Food, Drug and Cosmetic Act and regulations promulgated there under. Shipping containers shall comply with the National Motor Freight Classification and Uniform Freight Classification Code.

B. The successful awardee is not required to use retail packaging with nutritional information printed on each package. However, the awardee must provide nutritional information (including but not limited to ingredients, serving size, calories, carbohydrates, protein, fiber) for each catalog item after award. This can be sent via email during the implementation period to the Contracting Officer and any customer email addresses provided to the awardee. Likewise, for any new item added to the catalog during performance, the contractor must provide full nutritional information via email to the Contracting Officer and customers, and provide updated information if the nutritional information changes.

C. All items must be identified with readable dates (open code dates), coded dates, or with color-coded twist ties. Contractors that do not use open dating will provide a product code number key/twist tie color listing. The product code number key/color coded twist tie listing shall explain the actual date of production or processing. After award of contracts under this solicitation, the successful awardee shall provide a copy of key/color codes listing to each destination's receiving officer and each destination's inspection agency with prior to the first delivery.

D. Protection during inclement weather is required. All products that are susceptible and sensitive to temperature must be protected by any means to prevent damage.

**Part 12 Clauses**

52.204-19 INCORPORATION BY REFERENCE OF REPRESENTATIONS AND CERTIFICATIONS (DEC 2014) FAR

252.204-7009 LIMITATIONS ON THE USE OR DISCLOSURE OF THIRD-PARTY CONTRACTOR REPORTED CYBER INCIDENT INFORMATION (OCT 2016) DFARS

52.232-40 PROVIDING ACCELERATED PAYMENTS TO SMALL BUSINESS SUBCONTRACTORS (DEC 2013) FAR

252.204-7018 PROHIBITION ON THE ACQUISITION OF COVERED DEFENSE TELECOMMUNICATIONS EQUIPMENT OR SERVICES (DEC 2019) DFARS

**Attachments****List of Attachments**

File Name	Description
ATTACH_Attachment_1____ SOI	Attachment
ATTACH_Attachment_2____ Delivery_Schedule	Attachment