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| AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT | | 1. CONTRACT NO CODE | PAGE OF PAGES 1 2 |
| 2. AMENDMENT/MODIFICATION NO. P00023 | 3. EFFECTIVE DATE MAY 29 2008 | 4. REQUISITION/PURCHASE REQ. NO. | 5. PROJECT NO. (if applicable) |
| 6. ISSUED BY DEFENSE LOGISTICS AGENCY DEFENSE SUPPLY CENTER PHILADELPHIA 700 ROBBINS AVENUE PHILADELPHIA, PA 19111 Margaret Conforto (215-737-2871) | CODE | 7. ADMINISTERED BY (if other than item 6) | CODE |
| 8. NAME AND ADDRESS OF CONTRACTOR (No. street, county, State and ZIP Code) | | 9A. AMENDMENT OF SOLICITATION NO. | |
| US FOODSERVICE LEXINGTON 120 LONGS POND ROAD LEXINGTON, SC 29072 | | 9B. DATED (SEE ITEM 11) | |
| CODE 9P251 FACILITY CODE 9P251 | | 10A. MODIFICATION OF CONTRACT/ORDER NO. SPM300-08-D-3057 | |
| | | 10B. DATED (SEE ITEM 11) 04/16/04 | |

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 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 6 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 make 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.

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| <input type="checkbox"/> | 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"/> | B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, 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 checked="" type="checkbox"/> | D. OTHER (Specify type of modification and authority) FAR 52.217-9P12 |

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.)
Contract SPM300-08-D-3057 and the Administrative Contract SPM300-08-D-3243, is hereby modified as follows: Limited Waiver requiring Preference for Certain Domestic Commodities.

- See pages 2.
- All other terms and conditions remain unchanged.

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.

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| 15A. NAME AND TITLE OF SIGNER (Type or print) Susan Clark Business to Military Sales Manager | 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Pat Amendolia |
| 15B. CONTRACTOR/OFFEROR Susan Clark (Signature of person authorized to sign) | 15C. DATE SIGNED MAY 29 2008 |
| 15D. UNITED STATES OF AMERICA | 16B. DATE SIGNED MAY 29 2008 Pat Amendolia (Signature of Contracting Officer) |

NSN 7540-01-152-0070
PREVIOUS EDITION UNUSABLE

FORM (U.S.)

STANDARD FORM 30 (REV. 10-83)
Prescribed by GSA
FAR (48 CFR) 53.243

A Class Domestic Non-Availability Determination (DNAD) for Federal Supply Class 8915, Fresh Fruits and Vegetables, dated 16 May 2008 has been approved under the DSCP/DLA Produce Long-Term Contracts.

This DNAD establishes a limited Berry Amendment waiver to the requirements of DFARS 252.225-7012, Preference for Certain Domestic Commodities, as sought on Page 81 of 188, Defense Appropriations Act, in solicitation SPM300-06-R-0005.

As a result of the DNAD, non-domestic FF&V may be supplied under this contract when domestic FF&V of satisfactory quality and sufficient quantity cannot be procured as and when needed at U.S. market prices. This determination will remain in effect until these circumstances have changed and the DNAD is formally rescinded.

A Non-Domestic Reporting Requirement is hereby added to the Management Reports section of the contract to help comply with the conditions of the DNAD approval. On a monthly basis starting with the month of June 2008, vendors are required to create and electronically transmit an Excel spreadsheet to the contracting office with the stock number, item description, case count, pounds, and dollar value of non-domestic orders filled during the month. Reports shall be submitted no later than the seventh day of the following month (e.g., reporting period of June 1 through June 30, the reports must be received by July 7). Reports should include the data for all prior months, by month. Vendors are requested to code the EDI 832 "Comment" segment with ND for each non-domestic item so that DSCP can evaluate the 832 as a systems solution. If DSCP is able to develop a systematic reporting tool using the EDI 832, the monthly non-domestic reporting requirement will be removed by future modification.