

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE
K
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2. AMENDMENT/MODIFICATION NO. P00001		3. EFFECTIVE DATE See Blk. 18C SPE300	4. REQUISITION/PURCHASE REQ. NO. See Block 14	5. PROJECT NO. (If applicable)
6. ISSUED BY DLA TROOP SUPPORT DIRECTORATE OF SUBSISTENCE 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096 USA	CODE	7. ADMINISTERED BY (If other than Item 6) DLA TROOP SUPPORT DIRECTORATE OF SUBSISTENCE 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096 USA		CODE SPE300

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) KGL Food Services WLL Al Jahra Road and Ghazal Bridge Shuwaikh, 13106 Kuwait	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
	X	10A. MODIFICATION OF CONTRACT/ORDER NO. SPE300-18-D-4032
		10B. DATED (SEE ITEM 13) 2018 DEC 21

CODE SEM83 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 _____ 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.



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.
	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).
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR 52.212-4(C) - Contract Terms and Conditions - Commercial Items
	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.)

See Continuation Sheet

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) Sam Khatib, General Manager		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Jamie Shuster	
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED Mar 10, 2019	16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer)	16C. DATE SIGNED 3/12/19

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Previous edition unusable

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

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See attachment for details of this modification regarding Contract Implementation under Contract No. SPE300-18-D-4032.

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SECTION J - LIST OF ATTACHMENTS

List of Attachments

File Name	Description
ATTACH_Attachment	KGL - Modification P0001. pdf

**KGL Food Services WLL
SPE300-18-D-4032
Modification P00001**

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Contract SPE300-18-D-4032 has been the subject of various bid protest litigation since the initial contract award, including several ongoing cases at the Court of Federal Claims. As a result, a stop work order has been in place under contract SPE300-18-D-4032 since January 30, 2018.

In order to expedite a full transition under this contract once litigation has completed, KGL Food Services WLL ("KGL") and DLA agree to begin limited implementation/ramp-up/transitions efforts while the bid protest litigation proceeds at the Court of Federal Claims (hereinafter a "soft transition"). KGL and DLA agree that, in order to avoid prejudice to the ongoing litigation proceedings and to reduce the cost of the soft transition, the soft transition efforts will not include KGL ordering product, receiving transfer of incumbent stock, receiving customer orders, or delivering customer orders under contract SPE300-18-D-4032. This soft transition will, however, include other implementation actions contemplated by contract SPE300-18-D-4032.

As part of this agreement to begin a soft transition, KGL agrees to waive all claims against the Government associated with costs incurred as a result of KGL's soft transition, including any and all termination costs associated with a termination for convenience, if and only if such termination would become necessary as a result of the outcome of any bid protest litigation.

Performance of this soft transition is subject to a formal lifting of the stop work order under SPE300-18-D-4032. KGL shall abide by the terms of any future stop work order issued under contract SPE300-18-D-4032. Any performance under contract SPE300-18-D-4032 that exceeds the scope of the soft transition discussed in this modification, including full transition efforts, may only begin if specifically authorized by a future modification to contract SPE300-18-D-4032.