

AWARD/CONTRACT 2

1. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)

RATING

PAGE 1 OF 7

2. CONTRACT (Proc. Inst. Ident.) NO.
SPE3S1-21-D-Z131

3. EFFECTIVE DATE
2021 NOV 01

4. REQUISITION/PURCHASE REQUEST/PROJECT NO.
1000105107

5. ISSUED BY
CODE SPE3S1

DLA TROOP SUPPORT
SUBSISTENCE SUPPLY CHAIN
700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5096
USA
Local Admin: MATTHEW CONROY DMC0025 Tel: DSN312-444-9042
Email: Matthew.Conroy@dla.mil

6. ADMINISTERED BY (If other than Item 5) CODE SPE3S1

DLA TROOP SUPPORT
SUBSISTENCE SUPPLY CHAIN
700 ROBBINS AVENUE
PHILADELPHIA PA 19111-5096
USA
Criticality: PAS : None

7. NAME AND ADDRESS OF CONTRACTOR (No., street, city, county, State and ZIP Code)

THERMO PAC, LLC
1609 STONE RIDGE DR
STONE MOUNTAIN GA 30083-1109
USA

8. DELIVERY
 FOB ORIGIN OTHER (See below)

9. DISCOUNT FOR PROMPT PAYMENT
Net 30 days

10. SUBMIT INVOICES (4 copies unless otherwise specified) TO THE ADDRESS SHOWN IN ITEM 12

CODE OCBU1 FACILITY CODE

11. SHIP TO/MARK FOR CODE
SEE SCHEDULE, DO NOT SHIP TO ADDRESS ON THIS PAGE

12. PAYMENT WILL BE MADE BY CODE SL4701
DEF N AND ACCOUNTING SVC
BSM
P O BOX 182317
COLUMBUS OH 43218-2317
USA

13. AUTHORITY FOR USING OTHER THAN FULL AND OPEN COMPETITION:
 10 U.S.C. 2304(c) 41 U.S.C. 253(c)

14. ACCOUNTING AND APPROPRIATION DATA

15A. ITEM NO.	15B. SUPPLIES/SERVICES	15C. QUANTITY	15D. UNIT	15E. UNIT PRICE	15F. AMOUNT
	See Schedule				

15G. TOTAL AMOUNT OF CONTRACT

16. TABLE OF CONTENTS

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X	B	SUPPLIES OR SERVICES AND PRICES/COSTS	2	PART III - LIST OF DOCUMENTS, EXHIBITS AND OTHER ATTACH.			
	C	DESCRIPTION/SPECS /WORK STATEMENT		X	J	LIST OF ATTACHMENTS	7
	D	PACKAGING AND MARKING		PART IV - REPRESENTATIONS AND INSTRUCTIONS			
	E	INSPECTION AND ACCEPTANCE			K	REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFERORS	
	F	DELIVERIES OR PERFORMANCE			L	INSTRS., CONDS., AND NOTICES TO OFFERORS	
	G	CONTRACT ADMINISTRATION DATA			M	EVALUATION FACTORS FOR AWARD	
	H	SPECIAL CONTRACT REQUIREMENTS					

CONTRACTING OFFICER WILL COMPLETE ITEM 17 OR 18 AS APPLICABLE

17. CONTRACTOR'S NEGOTIATED AGREEMENT (Contractor is required to sign this document and return 1 copies to issuing office.) Contractor agrees to furnish and deliver all items or perform all the services set forth or otherwise identified above and on any continuation sheets for the consideration stated herein. The rights and obligations of the parties to this contract shall be subject to and governed by the following documents: (a) this award/contract, (b) the solicitation, if any, and (c) such provisions, representations, certifications, and specifications, as are attached or incorporated by reference herein. (Attachments are listed herein.)

18. SEALED-BID AWARD (Contractor is not required to sign this document.) Your bid on Solicitation Number including the additions or changes made by you which additions or changes are set forth in full above, is hereby accepted as to the terms listed above and on any continuation sheets. This award consummates the contract which consists of the following documents: (a) the Government's solicitation and your bid, and (b) this award/contract. No further contractual document is necessary. (Block 18 should be checked only when awarding a sealed-bid contract.)

19A. NAME AND TITLE OF SIGNER (Type or Print)

20A. NAME OF CONTRACTING OFFICER
Candice Campbell
candice.campbell@dla.mil

19B. NAME OF CONTRACTOR
BY (Signature of person authorized to sign)

20B. UNITED STATES OF AMERICA
BY CAMPBELL.CANDICE.L.1291915260 (Signature of Contracting Officer)

19C. DATE SIGNED

20C. DATE SIGNED
2021 JUL 01

SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS

The following documents are hereby incorporated by reference into this contract: Solicitation SPE3S1-20-R-0010, solicitation amendments 0001 through 0003, and your final proposal revision, which is being accepted by the Government to form this contract. All clauses and provisions within solicitation SPE3S1-20-R-0010 have been incorporated into this contract with their most recent version. Economic Price Adjustments (EPA) to applicable line items will be subject to the terms and conditions set forth in solicitation SPE3S1-20-R-0010.

SPE3S1-20-R-0010, on page 45 of 115, after E-11,B,2,(d),ii, add following paragraph (iii):

“(iii) Upon the issuance of a microbiological presumptive positive or test failure, the Government reserves the right to suspend Government inspection for sufficient time to allow the DLA Food Safety Officer to determine that the offeror has adequately demonstrated that the food safety risk of products being offered have been satisfactorily remediated.”

Effective period of performance:

Each tier year is comprised of a 365 day term.

Tier 1: November 1, 2021 - October 31, 2022

Tier 2: November 1, 2022 - October 31, 2023

Tier 3: November 1, 2023 - October 30, 2024

Tier 4: October 31, 2024 - October 30, 2025

Tier 5: October 31, 2025 - October 30, 2026

Place of Performance

ThermoPac, LLC
1609 Stone Ridge Drive
Stone Mountain, GA 30083

Line 0001: Cheese Spread, Bacon

NSN: 8940-01-502-5688

Delivery Terms: F.O.B Destination

Inspection and Acceptance: Origin

Guaranteed Minimum Quantity: 1,262,500 EA (inclusive of all Tiers)

Estimated Quantity: 1,515,000 EA per year

Maximum Quantity: 18,937,500 EA

Surge Quantity: 3,998,397 EA

Offered Prices:

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SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS (CONTINUED)**Product Demonstration Model: Lot 0342****Line 0002: Peanut Butter, Smooth****NSN:** 8930-01-555-4596**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 6,312,500 EA (inclusive of all Tiers)**Estimated Quantity:** 7,575,000 EA per year**Maximum Quantity:** 94,687,400 EA**Surge Quantity:** 19,991,983 EA**Offered Prices:****Product Demonstration Model: Lot 0321****Line 0003: Peanut Butter, Chocolate****NSN:** 8930-01-527-8226**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 1,262,500 EA (inclusive of all Tiers)**Estimated Quantity:** 1,515,000 EA per year**Maximum Quantity:** 18,937,500 EA**Surge Quantity:** 3,998,397 EA**Offered Prices:****Product Demonstration Model: Lot 0309B****CONTINUED ON NEXT PAGE**

SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS (CONTINUED)**Line 0004: Peanut Butter, Chunky****NSN:** 8930-01-555-4604**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 2,525,000 EA (inclusive of all Tiers)**Estimated Quantity:** 3,030,000 EA per year**Maximum Quantity:** 37,875,000 EA**Surge Quantity:** 7,996,793 EA**Offered Prices:****Product Demonstration Model: Lot 0338****Line 0005: Blackberry Preserves****NSN:** 8930-01-426-4749**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 1,262,500 EA (inclusive of all Tiers)**Estimated Quantity:** 1,515,000 EA per year**Maximum Quantity:** 18,937,500 EA**Surge Quantity:** 3,998,397 EA**Offered Prices:****Product Demonstration Model: Lot 0329****Line 0006: Strawberry Preserves****NSN:** 8930-01-426-4752**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**CONTINUED ON NEXT PAGE**

SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS (CONTINUED)

Guaranteed Minimum Quantity: 2,252,000 EA (inclusive of all Tiers)
Estimated Quantity: 3,030,000 EA per year
Maximum Quantity: 37,875,000 EA
Surge Quantity: 7,996,793 EA

Offered Prices:

Product Demonstration Model: Lot 0337

Line 0007: Apple Jelly

NSN: 8930-00-149-1056
Delivery Terms: F.O.B Destination
Inspection and Acceptance: Origin

Guaranteed Minimum Quantity: 1,262,500 EA (inclusive of all Tiers)
Estimated Quantity: 1,515,000 EA per year
Maximum Quantity: 18,937,500 EA
Surge Quantity: 3,998,397 EA

Offered Prices:

Product Demonstration Model: Lot 1104

Line 0008: Grape Jelly

NSN: 8930-00-149-1058
Delivery Terms: F.O.B Destination
Inspection and Acceptance: Origin

Guaranteed Minimum Quantity: 1,262,500 EA (inclusive of all Tiers)
Estimated Quantity: 1,515,000 EA per year
Maximum Quantity: 18,937,500 EA
Surge Quantity: 3,998,397 EA

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SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS (CONTINUED)**Offered Prices:****Product Demonstration Model: Lot 0336A****Line 0009: BBQ Sauce****NSN:** 8950-01-487-1628**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 2,252,000 EA (inclusive of all Tiers)**Estimated Quantity:** 3,030,000 EA per year**Maximum Quantity:** 37,875,000 EA**Surge Quantity:** 7,996,793 EA**Offered Prices:****Product Demonstration Model: Lot 0335****Line 0010: Table Syrup****NSN:** 8925-01-584-8723**Delivery Terms:** F.O.B Destination**Inspection and Acceptance:** Origin**Guaranteed Minimum Quantity:** 1,262,500 EA (inclusive of all Tiers)**Estimated Quantity:** 1,515,000 EA per year**Maximum Quantity:** 18,937,500 EA**Surge Quantity:** 3,998,397 EA**Offered Prices:****CONTINUED ON NEXT PAGE**

SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS (CONTINUED)**Product Demonstration Model: Lot 0328B****SECTION J - LIST OF ATTACHMENTS****List of Attachments**

Description	File Name
ATTACH_ThermoPac_Sign ature	Th