AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE

2. AMENDMENT/MODIFICATION NO.	3. EFFECTIVE DATE	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. *(If applicable)*
0002		See Block 14	

6. ISSUED BY	CODE	SPE3S1	7. ADMINISTERED BY *(If other than Item 6)*	CODE
DLA TROOP SUPPORT SUBSISTENCE SUPPLY CHAIN 700 ROBBINS AVENUE PHILADELPHIA PA 19111-5096				

8. NAME AND ADDRESS OF CONTRACTOR (*No., street, county, State and ZIP Code)*	(X)	9A. AMENDMENT OF SOLICITATION NO.
	X	SPE3S121R0001
		9B. DATED (*SEE ITEM 11*) 2020 DEC 17
	☐	10A. MODIFICATION OF CONTRACT/ORDER NO.
		10B. DATED *(SEE ITEM 13)*
CODE / FACILITY CODE		

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

[X] The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers [X] 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 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 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).
☐	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
☐	D. OTHER *(Specify type of modification and authority)*

E. IMPORTANT: Contractor ☐ is not, ☐ is required to sign this document and return _____ copies to issuing office.

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

See Attached Continuation Sheet(s).

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

The following changes apply to solicitation SPE3S1-21-R-0001:

1. Block 9 solicitation closing date is extended from 3:00 PM local time 2021-Jan-28 to 3:00 PM local time 2021-Feb-18.

2. On page 10, delete:

8915-01-691-5202 FRUIT PUREE SQUEEZE, APPLE, STRAWBERRY AND CARROT; 5 oz (142 gm) flex pg, PCR-F-004, Flavor I- This information will be updated via Amendment when the final information is approved.
8915-01-691-5208 FRUIT PUREE SQUEEZE, BANANA AND PUMPKIN; 5 oz (142 gm) flex pg, PCR-F-004, Flavor II - This information will be updated via Amendment when the final information is approved.

Insert:

8915-01-691-5202 FRUIT PUREE SQUEEZE, APPLE, STRAWBERRY AND CARROT; 5 oz (142 gm) flex pg, PCR-F-004, Flavor I
8915-01-691-5208 FRUIT PUREE SQUEEZE, BANANA AND PUMPKIN; 5 oz (142 gm) flex pg, PCR-F-004, Flavor II

3. On page 11, delete:

PCR-F-004 Puree Squeezes, Packaged in a Flexible Pouch, Shelf Stable- This information will be updated via Amendment when the final information is approved.

Insert:

PCR-F-004 Fruit Puree Squeeze, Packaged in a Flexible Pouch, Shelf Stable

4. On page 23, insert immediately preceding E-1:

Applicable to all Contractor Lot Offer Submittal Packages. The contractor’s submittal package for each food component lot and each final assembly lot, shall contain the offeror’s documentation that the end-item primary packaging materials in contact with the food and any substances packaged within and in contact with the packaged end-item food shall not contain per- or polyfluoroalkyl substances. Offeror’s may offer Supplier’s Certificates of Conformance as documentation. End-item compliance with the absence of per- or polyfluoroalkyl substances shall be verified and may be verified by means of a supplier’s Certificate of Conformance. Any substance in contact with the end-item food that cannot be verified as a compliant substance shall be cause for rejection of the lot.

5. On page 34, Delete:

E-4 Additional Quality Assurance Provisions for Filled and Sealed Pouch Examinations for Critical Category Defects

These procedures shall be applied to inspection results where critical defects are a determining factor in the rejection of a lot, and where the finding of any one critical defect shall be cause for rejection of the lot. Change in severity of inspection shall be based on the critical defect category and determined by component type, regardless of lot size. Normal inspection shall continue unchanged for the critical category of defects on successive lots except where the procedures given in this sub-section, E-4, require a change in the severity of the inspection, from Normal to Tightened or Re-Tightened. The procedures given in this sub-section, E-4, shall be used to switch from Tightened states of inspection to Normal inspection. There will be no “reduced” inspection option. The Government has the right to discontinue Government inspection as cited in this sub-section, E-4, or the MPC clause or both.

Insert:

E-4. Quality Assurance Provisions for Finished Product Packaging and Packing Inspection for packaging, labeling, packing, and marking shall be in accordance with the Quality Assurance Provisions and Packaging Requirements of MIL-PRF-44073 and the provisions cited in E-4-A and E-4- B of this solicitation.

E-4-A. Quality Assurance Provisions to be used in conjunction with section “4. Verification”, of MIL-PRF-44073, Packaging of Food in Flexible Pouches
Inspection of finished product lots packaged and/or processed in accordance with MIL-PRF-44073 shall be in accordance with the inspection requirements cited in Section 4 of MIL-PRF-44073, Section E of the component’s Performance Contract Requirement or Packaging Requirements and Quality Assurance Provisions for CID as applicable, and the provisions cited in this solicitation/contract. NOTE: The following quality assurance provisions are to be used in conjunction with MIL-PRF-44073 and are in addition to those cited in Performance-based Contract Requirements, Product Contract Requirements and Packaging Requirements and Quality Assurance Provisions documents and supersede those documents where applicable. The following quality assurance criteria, utilizing ANSI/ASQ Z1.4, Sampling Procedures and Tables for Inspection by Attributes, are applicable.
QUALITY ASSURANCE PROVISIONS (PACKAGING AND PACKING MATERIALS)

A. Packaging.

(1) Performance characteristics testing. The pouch material shall be examined for the characteristics listed in table I of MIL-PRF-44073 for Type I. Any test failure shall be classified as a major defect and shall be cause for rejection of the lot.

(2) Examination of pouch. The pouches shall be examined for the defects listed in table II of MIL-PRF 44073 for Type I. The lot size shall be expressed in pouches. The sample unit shall be one filled and sealed and thermally processed pouch or high-pressure processed pouch. The inspection level shall be I and the AQL, expressed in terms of defects per hundred units, shall be 0.65 for major A defects, 2.5 for major B defects, and 4.0 for minor defects. The number of sample units to be examined for critical defects, is cited in E-4-B. The finding of any critical defect shall be cause for rejection of the lot.

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(3) Examination of pouch and sleeve (or paperboard insert card). When applicable, the sleeve shall be examined for the defects listed in table III of MIL-PRF- 44073 for Type I. The lot size shall be expressed in units of sleeves. The sample unit shall be one sleeve. The inspection level shall be S-3 and the AQL, expressed in terms of defects per hundred units, shall be 0.65 for major defects and 2.5 for minor defects.

B. Packing.

(1) Shipping container and marking examination. The filled and sealed shipping containers shall be examined for the defects listed in table II. The lot size shall be expressed in shipping containers. The sample unit shall be one shipping container fully packed. The inspection level shall be S-3 and the AQL, expressed in terms of defects per hundred units, shall be 4.0 for major defects and 10.0 for total defects.

TABLE II. Shipping container and marking defects

Category		Defect
Major	Minor	
	101	Marking missing or incorrect or illegible.
	102	Inadequate workmanship. 1/
201		More than 40 pounds of product.

1/ Inadequate workmanship is defined as, but not limited to, incomplete closure of container flaps, loose strapping, inadequate stapling, improper taping, or bulged or distorted container.

E-4-B. Additional Quality Assurance Provisions for Filled and Sealed Pouch Examinations for Critical Category Defects These procedures shall be applied to inspection results where critical defects are a determining factor in the rejection of a lot, and where the finding of any one critical defect shall be cause for rejection of the lot. Change in severity of inspection shall be based on the critical defect category and determined by component type, regardless of lot size. Normal inspection shall continue unchanged for the critical category of defects on successive lots except where the procedures given in this sub-section, E-4-B, require a change in the severity of the inspection, from Normal to Tightened or Re-Tightened. The procedures given in this sub-section, E-4-B, shall be used to switch from Tightened states of inspection to Normal inspection. There will be no “reduced” inspection option. The Government has the right to discontinue Government inspection as cited in this sub-section, E-4-B, or the MPC clause or both.

6. On page 37, Delete:

E-5 Additional Quality Assurance Provisions for Filled and Sealed Pouch Examinations for Critical Category Defects

1. For each end-item lot offered by the contractor for government acceptance, the contractor is required to perform an end-item examination of the lot's filled-and-sealed pouches for those critical category defects described in the quality assurance provisions of the product's specification (ex. MIL-PRF-44073, PKG&QAP MIL-DTL-32347). The rules for initiation of inspection, continuation of inspection, switching procedures, etc., found in sub-section E-4 are applicable.

1. The Government QAR will notify the contractor of a change in the severity of inspection as a result of Government origin inspections. The contractor is required to perform inspections which provide the same risk (equal or better) as those performed by the Government (ex: the contractor must select for end item examination, as a minimum, the same number of samples selected by the Government for end item inspection).

2. Upon notification by the Government QAR of change of severity of inspection from normal to tightened or re-tightened, and at the request of the Contracting Officer, the contractor shall submit a corrective action plan to the Government QAR and the Contracting Officer. Government QAR will withhold inspection of lots produced after notification until the requested corrective action plan is received and accepted. The corrective action plan shall contain, as a minimum, the following:

Insert:

E-5 Additional Quality Assurance Provisions for Filled and Sealed Pouch Examinations for Critical Category Defects

1. For each end-item lot offered by the contractor for government acceptance, the contractor is required to perform an end-item examination of the lot’s filled-and-sealed pouches for those critical category defects described in the quality assurance provisions of the product’s specification (ex. MIL-PRF-44073, PKG&QAP MIL-DTL-32347). The rules for initiation of inspection, continuation of inspection, switching procedures, etc., found in sub-section E-4-B are applicable.

2. The Government QAR will notify the contractor of a change in the severity of inspection as a result of Government origin inspections. The contractor is required to perform inspections which provide the same risk (equal or better) as those performed by the Government (ex: the contractor must select for end item examination, as a minimum, the same number of samples selected by the Government for end item inspection).

3. Upon notification by the Government QAR of change of severity of inspection from normal to tightened or re-tightened, and at the request of the Contracting Officer, the contractor shall submit a corrective action plan to the Government QAR and the Contracting Officer. Government QAR will withhold inspection of lots produced after notification until the requested corrective action plan is received and accepted. The corrective action plan shall contain, as a minimum, the following:

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7. On page 41, Delete the fourth full paragraph after the section titled “Method 1”:

Standard rework procedures (SRP) for specific foreign material situations may be addressed under the contractor's documented QSP, Section XII - Corrective and Preventive Action Program. (see E-4-G.B.6.). SRP's shall only be submitted to DLA for foreign material inherent to a specific food product or ingredient. Screws, plastic pieces, bandages, metal fragments, glass, etc., are not inherent to ingredients used in food products and a SRP for these types of foreign material shall not be submitted to DLA for consideration and approval. SRPs submitted to DLA for review and approval shall have a title beginning with “Standard Rework Procedure for…”. SRPs may be referenced, as applicable, in the corrective action plan that the contractor provides for a specific instance (along with any relevant specific details).

Insert:

Standard rework procedures (SRP) for specific foreign material situations may be addressed under the contractor’s documented QSP, Section XII – Corrective and Preventive Action Program. (see E-11,G.B.6.). SRP’s shall only be submitted to DLA for foreign material inherent to a specific food product or ingredient. Screws, plastic pieces, bandages, metal fragments, glass, etc., are not inherent to ingredients used in food products and a SRP for these types of foreign material shall not be submitted to DLA for consideration and approval. SRPs submitted to DLA for review and approval shall have a title beginning with “Standard Rework Procedure for…”. SRPs may be referenced, as applicable, in the corrective action plan that the contractor provides for a specific instance (along with any relevant specific details).

8. On page 41, Delete the second full paragraph after the section title “Method 2”:

Standard rework procedures (SRP) for specific foreign material situations may be addressed under the contractor's documented QSP, Section XII - Corrective and Preventive Action Program (see E-4-G.B.6.). SRPs may be referenced, as applicable, in the corrective action plan that the contractor provides for a specific instance (along with any relevant specific details).

Insert:

Standard rework procedures (SRP) for specific foreign material situations may be addressed under the contractor’s documented QSP, Section XII – Corrective and Preventive Action Program. (see E-11,G.B.6.). SRPs may be referenced, as applicable, in the corrective action plan that the contractor provides for a specific instance (along with any relevant specific details).

9. On page 45, Delete:

E-12. Requests for Rework, Waiver, Deviation, or Reinspection of Nonconforming Supplies, and Requests for Product Substitutions, or Extensions of Components Assemble-by Time Limits

Insert:

E-12. Requests for Rework, Waiver, Deviation, or Reinspection of Nonconforming Supplies, and Requests for Product Substitutions, or Extensions of Components Assembly Time Limits

10. On page 46, Insert at the end of E-13.

Preformed pouches, HFFS roll-stock, and any other materials that contact the packaged end-item food shall not contain per- or polyfluoroalkyl substances. Compliance with the absence of per- or polyfluoroalkyl substances shall be verified by the assembler upon receipt, and may be verified by the supplier’s Certificate of Conformance.

11. On page 56, Delete:

ATTACHMENT 3 PRESUMPTIVE POSITIVE QUESTIONAIRE

Insert:

ATTACHMENT 3 MICRO TEST RESULTS QUESTIONAIRE
ATTACHMENT 4 PRIMARY, SECONDARY, ANCILLARY MRE COMPONENT CLASSIFICATION

12. On page 57, Delete:

Attachment 3 - PRESUMPTIVE POSITIVE QUESTIONAIRE
Recommended Actions Following NOTIFICATION OF PRESUMPTIVE POSITIVE
Laboratory Analysis for Microbiological Testing.

1. Don't Panic! Now is the time to review your operations and gather data. The following actions are provided in order for the contractor and the Government to be best prepared in the event the presumptive positive is confirmed an actual positive.

2. Identify, segregate, and place suspect lot on medical hold.

3. Identify all ingredients used in suspect lot by manufacturer and lot number.

4. Identify all other products/lots with ingredients in common to the suspect lot. If other products/lots were produced with any of the same ingredients (manufacturer and lot number) as the suspect lot, locate, segregate, and place those lots on medical hold.

CONTINUED ON NEXT PAGE

5. Do not produce any further products/lots with the same ingredients (manufacturer and lot number) as the suspected lot, place these ingredients on medical hold.

6. If currently producing with the same ingredients (manufacturer and lot number) as the suspected lot, ensure the product is identified, segregated, and placed on medical hold.

Steps 2-6 are to ensure that suspect product and/or common ingredients from suspected lot do not enter the supply chain. Recommend a spreadsheet be developed listing end products by lots against ingredients by lots.

7. Identify all lots produced after the suspect lot for which the same equipment was used in blending, processing, and/or packaging.

8. Identify when involved equipment was wet washed and sanitized prior to and after the production of the suspect lot.

9. Review all production, maintenance, sanitation, and QA records for the day before and the day of suspect lot production.

10. Review visitor logs for the day before and day of production.

11. Review employee records for the day before and the day of production.

12. Review facility environmental conditions (e.g., temporary standing water due to heavy rains; broken windows or doors; storage areas, etc.) for the day before and day of production.

Steps 7-12 are to determine if something happened the day of production or the day prior that may have lead to contamination of the product or its ingredients.

13. Consider conducting a full sanitation cycle (for example, wet wash and sanitize equipment/line) on the line the suspect lot was produced on. Also consider a full sanitation cycle on any other line that common ingredients (manufacturer and lot number) to the suspect lot were use in.

14. Determine relationships between the suspect lot all other products with respect to: a) equipment/environment; b) personnel; and c) ingredients.

15. Review collected data for completeness and await results of confirmation testing; you are now prepared should the presumptive be confirmed as an actual positive. In your review if you identify a probable/possible source of contamination you should take immediate corrective action and notify the government.

16. The government may require additional inspection/review prior to certification of products offered during the interim period between notification of presumptive positive and the results of the confirmation test. To include, but not limited, to certification/verification that the offered lot has no relationship (equipment/environment; personnel; ingredients) to the presumptive lot.

Recommended Actions Following NOTIFICATION OF CONFIRMED POSITIVE Laboratory Analysis for Microbiological Testing.

17. Panic! -- only if you have not followed the recommended immediate actions when notified of the presumptive positive.

18. Develop a detailed report with the above gathered information. It is the responsibility of the contractor to provide the government a detailed report indicating the probable/possible source of contamination, relationships between the suspect lot and all other government products, and a corrective action plan to prevent recurrence.

19. Once the government has a full detailed report from the contractor the government will determine what further action(s) is/are required to ensure offered products meet government requirements.

20. Further actions may include, but are not limited to, increased auditing by the U.S. Army Public Health Center, additional product testing, tightened inspection requirements, additional testing of other lots/products, testing of raw ingredients, submission of manufacturers certificates, or condemnation.

21. Any product lot found nonconforming due to microbiological testing will NOT be accepted by the government under any condition. Retesting or reworking confirmed positive lots is not authorized.

Insert:

Attachment 3 – MICRO TEST RESULTS QUESTIONAIRE

PART A - Recommended Actions Following NOTIFICATION OF ANY LABORATORY MICROBIOLOGICAL TEST RESULT OTHER THAN A CONFORMING MICROBIOLOGICAL TEST RESULT

1. Don’t Panic! Now is the time to review your operations and gather data. The following actions are recommended when nonconforming Microbiological test results are detected or a presumptive positive alert for Salmonella or Escherichia coli (E. coli) has been issued by the USDA National Science Laboratory performing the test.

2. Identify, segregate, and place suspect lot on medical hold.

3. Identify all ingredients used in suspect lot by manufacturer and lot number.

4. Identify all other products/lots with ingredients in common to the suspect lot. If other products/lots were

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produced with any of the same ingredients (manufacturer and lot number) as the suspect lot, locate, segregate, and place those lots on medical hold.

5. Do not produce any further products/lots with the same ingredients (manufacturer and lot number) as the suspected lot, place these ingredients on medical hold.

6. If currently producing with the same ingredients (manufacturer and lot number) as the suspected lot, ensure the product is identified, segregated, and placed on medical hold.

Steps 2-6 are to ensure that suspect product and/or common ingredients from suspected lot do not enter the supply chain. Recommend a spreadsheet be developed listing end products by lots against ingredients by lots.

7. Identify all lots produced after the suspect lot for which the same equipment was used in blending, processing, and/or packaging.

8. Identify when involved equipment was wet washed and sanitized prior to and after the production of the suspect lot.

9. Review all production, maintenance, sanitation, and QA records for the day before and the day of suspect lot production.

10. Review visitor logs for the day before and day of production.

11. Review employee records for the day before and the day of production.

12. Review facility environmental conditions (e.g., temporary standing water due to heavy rains; broken windows or doors; storage areas, etc.) for the day before and day of production.

Steps 7-12 are to determine if something happened the day of production or the day prior that may have lead to contamination of the product or its ingredients.

13. Consider conducting a full sanitation cycle (for example, wet wash and sanitize equipment/line) on the line the suspect lot was produced on. Also consider a full sanitation cycle on any other line that common ingredients (manufacturer and lot number) to the suspect lot were use in.

14. Determine relationships between the suspect lot all other products with respect to: a) equipment/environment; b) personnel; and c) ingredients.

15. Review collected data for completeness and await results of confirmation testing; you are now prepared should the presumptive be confirmed as an actual positive. In your review if you identify a probable/possible source of contamination you should take immediate corrective action and notify the government.

16. The government may require additional inspection/review prior to certification of products offered during the interim period between notification of presumptive positive and the results of the confirmation test. To include, but not limited, to certification/verification that the offered lot has no relationship (equipment/environment; personnel; ingredients) to the presumptive lot.

17. Review the collected data from recent environmental sampling to help identify a probable/possible source of contamination.

PART B - Required Actions Following NOTIFICATION OF CONFIRMED POSITIVE Laboratory Analysis for Salmonella, Listeria monocytogenes and Escherichia coli (E. coli) bacteria strains such as E. coli O157:H7, which can produce a Shiga-like toxin
.
18. Panic! -- only if you have not followed the Part A recommended immediate actions when notified of the presumptive positive.

19. Develop a detailed report with the above gathered information. It is the responsibility of the contractor to provide the government a detailed report indicating the probable/possible source of contamination, relationships between the suspect lot and all other government products, and a corrective action plan to prevent recurrence.

20. Once the government has a full detailed report from the contractor the government will determine what further action(s) is/are required to ensure offered products meet government requirements.

21. Further actions may include, but are not limited to, increased auditing by the U.S. Army Public Health Center, additional product testing, tightened inspection requirements that could include increased sample sizes and modified testing procedures, additional testing of other lots/products, testing of raw ingredients, performing additional environmental sampling in production areas associated with the microbiological failure, submission of manufacturers certificates, or condemnation.

22. Any product lot found nonconforming due to microbiological testing will NOT be accepted by the government under any condition. Retesting or reworking confirmed positive lots is not authorized.

13. On page 59, Delete:

52.246-2 INSPECTION OF SUPPLIES FIXED PRICE (AUG 1996) FAR

Insert:

CONTINUED ON NEXT PAGE

Attachment 4 – PRIMARY, SECONDARY, ANCILLARY MRE COMPONENT CLASSIFICATION

SECONDARY COMPONENTS:

8940-02-443-1520 Apple Pieces in Spiced Sauce
8915-01-492-5548 Applesauce, Carbohydrate-Enhanced, Sweetened, Regular Style
8915-01-525-9671 Applesauce, with Mango and Peach Puree, Sweetened, Regular Style
8915-01-467-1490 Applesauce, with Raspberry Puree, Sweetened, Regular Style
8915-01-691-5202 Fruit Puree Squeeze, Apple, Strawberry and Carrot
8915-01-691-5208 Fruit Puree Squeeze, Banana and Pumpkin

All other terms and conditions remain the same.