

|   |  |  |  |   |  |   |  |
|---|--|--|--|---|--|---|--|
| <b>SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS<br/>OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, &amp; 30</b>   |  |  |  | 1. REQUISITION NUMBER<br>1000069462   |  | <b>PAGE 1 OF 8</b>  |  |
| 2. CONTRACT NO.<br>SPE3S1-19-D-Z210   |  | 3. AWARD/EFFECTIVE DATE<br>2019 JUL 29   |  | 4. ORDER NUMBER   |  | 5. SOLICITATION NUMBER<br>SPE3S1-19-R-0001  |  |
| 7. FOR SOLICITATION INFORMATION CALL:   |  | a. NAME  |  |   |  | b. TELEPHONE NUMBER (No collect calls)  |  |
|   |  |  |  |   |  | 8. OFFER DUE DATE/ LOCAL TIME<br>2019 MAR 01  |  |
| 9. ISSUED BY<br><br>DLA TROOP SUPPORT<br>SUBSISTENCE SUPPLY CHAIN<br>700 ROBBINS AVENUE<br>PHILADELPHIA PA 19111-5096<br>USA<br>Local Admin: MATTHEW DEPETRIS DMD0067 Tel: 215-737-2159<br>Email: Matthew.Depetris@dlm.mil  |  |  |  | 10. THIS ACQUISITION IS <input checked="" type="checkbox"/> UNRESTRICTED OR <input type="checkbox"/> SET ASIDE: _____ % FOR:<br><br><input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> WOMEN-OWNED SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM<br><input type="checkbox"/> HUBZONE SMALL BUSINESS <input type="checkbox"/> EDWOSB    NAICS: 311514<br><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<br><br><input type="checkbox"/> SEE SCHEDULE  |  | 12. DISCOUNT TERMS<br><br>Net 30 days  |  | 13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)<br><input type="checkbox"/>   |  | 13b. RATING   |  |
| 15. DELIVER TO<br><br>SEE SCHEDULE  |  |  |  | 16. ADMINISTERED BY<br><br>SEE BLOCK 9<br>Criticality: PAS : None   |  |   |  |
| 17a. CONTRACTOR/ OFFEROR<br><br>GOSSNER FOODS, INC. DBA<br>Gossner Foods Inc.<br>1051 N 1000 W<br>LOGAN UT 84321-6852<br>USA<br><br>TELEPHONE NO. 4357136120  |  | 18a. PAYMENT WILL BE MADE BY<br><br>DEF FIN AND ACCOUNTING SVC<br>BSM<br>P O BOX 182317<br>COLUMBUS OH 43218-2317<br>USA |  | 14. METHOD OF SOLICITATION<br><input type="checkbox"/> RFQ <input type="checkbox"/> IFB <input checked="" type="checkbox"/> RFP   |  |   |  |
| <input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER  |  |  |  | 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  |  |
|   |  | See Schedule   |  |   |  | 23. UNIT PRICE  |  |
|   |  |  |  |   |  | 24. AMOUNT  |  |
| 25. ACCOUNTING AND APPROPRIATION DATA   |  |  |  |   |  | 26. TOTAL AWARD AMOUNT (For Govt. Use Only)<br>\$30,319,835.00  |  |
| <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<br><input checked="" type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4. FAR 52.212-5 IS ATTACHED. ADDENDA        |  |  |  |   |  | <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.<br><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. SPE3S1-19-R-0001 OFFER DATED 2019-Apr-03 YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH, HEREIN IS ACCEPTED AS TO ITEMS: 0001 through 0004  |  |   |  |
| 30a. SIGNATURE OF OFFEROR/CONTRACTOR  |  |  |  | 31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)<br>  |  |   |  |
| 30b. NAME AND TITLE OF SIGNER (Type or Print)   |  | 30c. DATE SIGNED   |  | 31b. NAME OF CONTRACTING OFFICER (Type or Print)<br>Harry Streibich<br>HARRY.STREIBICH@DLA.MIL  |  | 31c. DATE SIGNED<br>2019 JUL 18   |  |

| 19.<br>ITEM NO. | 20.<br>SCHEDULE OF SUPPLIES/SERVICES | 21.<br>QUANTITY | 22.<br>UNIT | 23.<br>UNIT PRICE | 24.<br>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 |
|  |           |   |

|  |   |
|--|---|
| 32e. MAILING ADDRESS OF AUTHORIZED GOVERNMENT REPRESENTATIVE | 32f. TELEPHONE NUMBER OF AUTHORIZED GOVERNMENT REPRESENTATIVE |
|  |   |
|  | 32g. E-MAIL OF AUTHORIZED GOVERNMENT REPRESENTATIVE           |
|  |   |

|   |                    |                                 |   |                  |
|---|--------------------|---------------------------------|---|------------------|
| 33. SHIP NUMBER   | 34. VOUCHER NUMBER | 35. AMOUNT VERIFIED CORRECT FOR | 36. PAYMENT   | 37. CHECK NUMBER |
| <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL |                    |                                 | <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL |                  |

|                     |                        |             |
|---------------------|------------------------|-------------|
| 38. S/R ACCOUNT NO. | 39. S/R VOUCHER NUMBER | 40. PAID BY |
|                     |                        |             |

|   |                                      |
|---|--------------------------------------|
| 41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT | 42a. RECEIVED BY ( <i>Print</i> )    |
| 41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER                | 42b. RECEIVED AT ( <i>Location</i> ) |
| 41c. DATE   | 42c. DATE REC'D (YY/MM/DD)           |
|   | 42d. TOTAL CONTAINERS                |
|   |                                      |

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## SECTION B - SUPPLIES OR SERVICES AND PRICES OR COSTS

### Continuation of Blocks from the Standard Form 1449

#### SCHEDULE OF SUPPLIES

##### **Block 11.**

**CONUS Delivery Orders:** For continental United States customers, **Delivery is FOB Destination. Inspection and Acceptance is at Destination.** Government Acceptance will be at destination for identity, count, and condition for all terms and conditions of the contract. The UHT Milk shall be delivered within 10 days from the date of award for CONUS orders. Inspection is at the Contractor's plant and Acceptance is at Destination upon execution of DD Form 250 by the Authorized Government Representative.

**OCONUS Delivery Orders:** For customers outside the continental United States, **Delivery is FOB Origin. Inspection and Acceptance are both at the Contractor's plant.** Inspection conducted by the U.S. Department of Agriculture (USDA) is paid for by the Contractor for end item inspection and is required for all characteristics herein. The UHT Milk shall be delivered within 45 days from the date of award for OCONUS orders. Supplies will be inspected at the following plant for Gossner Foods:

Gossner Foods  
1051 N. 1000 W.  
Logan, UT 84321-6852

The USDA Office Branch responsible for the inspection of supplies is located at:

USDA, AMS, Fruit and Vegetable Programs  
Processed Products Branch  
108 South 6th Avenue  
Yakima, Washington 98902  
Phone: 509-575-5869

##### **Block 15.**

Delivery destinations and quantities will be provided via delivery orders issued on an as needed basis. Ship to CONUS locations for the UHT Milk are as follows: Camp Le Jeune, NC; Camp Pendleton, CA; Ft. Benning, GA; Ft. Bliss, TX; Ft. Bragg, NC; Ft. Campbell, KY; Ft. Carson, CO; Ft. Drum, NY; Ft. Hood, TX; Ft. Irwin, CA; Ft. Knox, KY; Ft. Lewis, WA (Yakima); Ft. McCoy, WI; Ft. Polk, LA; Ft. Stewart, GA; New Cumberland, PA; SAS-Tracy, CA; and USMC 29 Palms, CA. The only OCONUS ship to location is Hialeah, Korea. The delivery locations specified may be changed or more locations may be added by the government at any time during the term of the contract. The contractor will be provided at least 10-day notice before such a change or addition is given to the contractor. The contract minimum and maximum will be unaffected by such additions or changes in locations.

##### **Blocks 19-24.**

#### **THE EFFECTIVE PERIOD OF THIS CONTRACT IS:**

Tier 1 effective period is from July 29, 2019 through July 28, 2020  
Tier 2 effective period is from July 29, 2020 through July 28, 2021

**CONTINUED ON NEXT PAGE**

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

Tier 3 effective period is from July 29, 2021 through July 28, 2022

Tier 4 effective period is from July 29, 2022 through July 28, 2023

Tier 5 effective period is from July 29, 2023 through July 28, 2024

NOTE: Deliveries might fall outside of the effective period. For each of the five tier periods of the contract, the ordering period shall commence on the award date of the tier and shall continue for one calendar year thereafter.

This contract is an Indefinite Quantity Contract (IQC) under which the Contract shall function as the supplier for the Ultra High Temperature Milk. Item and product information is as follows:

Item: Ultra High Temperature (UHT) Milk, 6 Flavors

Unit of Issue: 27/8-Ounce Containers per Box

**Milk Costs**

| CLIN | NSN              | Item Description            | Estimated Annual Quantity | Tier 1 Milk Cost |
|------|------------------|-----------------------------|---------------------------|------------------|
| 0001 | 8910-01-584-0787 | Low Fat Banana UHT Milk     | 3,360 BX                  | \$ [REDACTED]    |
| 0002 | 8910-01-474-2621 | Low Fat Chocolate UHT Milk  | 82,040 BX                 | \$ [REDACTED]    |
| 0003 | 8910-01-474-2680 | Low Fat Strawberry UHT Milk | 36,540 BX                 | \$ [REDACTED]    |
| 0004 | 8910-01-474-2623 | Low Fat White UHT Milk      | 99,350 BX                 | \$ [REDACTED]    |
| 0005 | 8910-01-474-2648 | Whole Chocolate UHT Milk    | 5,040 BX                  | \$ [REDACTED]    |
| 0006 | 8910-01-474-2661 | Whole White UHT Milk        | 7,800 BX                  | \$ [REDACTED]    |

Minimum 5-Year Contract Quantity: 46,826 BX

Estimated Annual Quantity: 234,130 BX

Maximum 5-Year Contract Quantity: 2,341,300 BX

The Minimum Contract Quantity of 46,826 BX is 20% of the Estimated Annual Quantity. The Maximum Contract Quantity is 200% of the aggregate Estimated Annual Quantity for the 5 year tiered period; therefore, the Maximum Contract Quantity is 2,341,300 BX.

**PRICING**

Pricing is FOB Destination for orders delivered to CONUS ship to locations. Pricing is FOB Origin for orders delivered to OCONUS ship to locations. All international shipping costs for OCONUS orders are paid by the Government.

CONTINUED ON NEXT PAGE







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

| Sub-line<br>Clin | CUSTOMER           | ITEM     | EST.<br><br>QTY | FOB  | SIZE | TIER 1        |               | TIER 2        |               | TIER 3        |               | TIER 4        |               | TIER 5        |               |
|------------------|--------------------|----------|-----------------|------|------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
|                  |                    |          |                 |      |      | OTHER<br>COST | UNIT<br>PRICE | OTHER<br>COST | UNIT<br>PRICE | OTHER<br>COST | UNIT<br>PRICE | OTHER<br>COST | UNIT<br>PRICE | OTHER<br>COST | UNIT<br>PRICE |
| 0087             | FT STEWART, GA     | LFC-2621 | 2,040           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0088             | FT STEWART, GA     | LFC-2621 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0089             | FT STEWART, GA     | LFS-2680 | 600             | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0090             | FT STEWART, GA     | LFS-2680 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0091             | FT STEWART, GA     | LPW-2623 | 2,400           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0092             | FT STEWART, GA     | LPW-2623 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| TOTAL            | FT STEWART, GA     |          | 5,040           | *    |      |               |               |               |               |               |               |               |               |               |               |
| 0093             | HIALEAH, KOREA     | LFC-2621 | 5,760           | Orig |      |               |               |               |               |               |               |               |               |               |               |
| 0094             | HIALEAH, KOREA     | LFS-2680 | 7,080           | Orig |      |               |               |               |               |               |               |               |               |               |               |
| 0095             | HIALEAH, KOREA     | LPW-2623 | 13,200          | Orig |      |               |               |               |               |               |               |               |               |               |               |
| TOTAL            | HIALEAH, KOREA     |          | 26,040          |      |      |               |               |               |               |               |               |               |               |               |               |
| 0096             | NEW CUMBERLAND, PA | LFC-2621 | 7,320           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0097             | NEW CUMBERLAND, PA | LFC-2621 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0098             | NEW CUMBERLAND, PA | LFS-2680 | 3,000           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0099             | NEW CUMBERLAND, PA | LFS-2680 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0100             | NEW CUMBERLAND, PA | LPW-2623 | 8,880           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0101             | NEW CUMBERLAND, PA | LPW-2623 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| TOTAL            | NEW CUMBERLAND, PA |          | 19,200          |      |      |               |               |               |               |               |               |               |               |               |               |
| 0102             | SAS-TRACY, CA      | LFB-0787 | 240             | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0103             | SAS-TRACY, CA      | LFB-0787 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0104             | SAS-TRACY, CA      | LFC-2621 | 14,400          | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0105             | SAS-TRACY, CA      | LFC-2621 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0106             | SAS-TRACY, CA      | LFS-2680 | 8,760           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0107             | SAS-TRACY, CA      | LFS-2680 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0108             | SAS-TRACY, CA      | LPW-2623 | 13,200          | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0109             | SAS-TRACY, CA      | LPW-2623 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0110             | SAS-TRACY, CA      | WC-2648  | 720             | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0111             | SAS-TRACY, CA      | WC-2648  |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0112             | SAS-TRACY, CA      | WW-2661  | 1,800           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0113             | SAS-TRACY, CA      | WW-2661  |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| TOTAL            | SAS-TRACY, CA      |          | 39,120          |      |      |               |               |               |               |               |               |               |               |               |               |
| 0114             | USMC 29 PALMS, CA  | LFB-0787 | 1,080           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0115             | USMC 29 PALMS, CA  | LFB-0787 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0116             | USMC 29 PALMS, CA  | LFC-2621 | 7,680           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0117             | USMC 29 PALMS, CA  | LFC-2621 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0118             | USMC 29 PALMS, CA  | LFS-2680 | 5,280           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0119             | USMC 29 PALMS, CA  | LFS-2680 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| 0120             | USMC 29 PALMS, CA  | LPW-2623 | 5,280           | Dest | LTL  |               |               |               |               |               |               |               |               |               |               |
| 0121             | USMC 29 PALMS, CA  | LPW-2623 |                 | Dest | TL   |               |               |               |               |               |               |               |               |               |               |
| TOTAL            | USMC 29 PALMS, CA  |          | 19,320          |      |      |               |               |               |               |               |               |               |               |               |               |

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

All terms and conditions of solicitation SPE3S1-19-R-0001 are incorporated into this contract.

**SECTION I - CONTRACT 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**

**252.215-7014 EXCEPTION FROM CERTIFIED COST OR PRICING DATA REQUIREMENTS FOR FOREIGN MILITARY SALES INDIRECT OFFSETS (JUN 2018) DFARS**

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

**52.233-3 PROTEST AFTER AWARD (AUG 1996) FAR**

**252.244-7000 SUBCONTRACTS FOR COMMERCIAL ITEMS (JUN 2013) DFARS**

**52.253-1 COMPUTER GENERATED FORMS (JAN 1991) FAR**

**SECTION J - LIST OF ATTACHMENTS**

**List of Attachments**

| File Name | Description                      |
|-----------|----------------------------------|
| ATTACH__  | SF 1449 Signed by vendor.<br>pdf |