



**DEFENSE LOGISTICS AGENCY
DEFENSE SUPPLY CENTER PHILADELPHIA
700 ROBBINS AVENUE
PHILADELPHIA, PENNSYLVANIA 19111-5092**

17 Feb 09

DSCP-FTRC

REQUEST FOR PROPOSALS

SUBJECT: Solicitation SPM3S1-09-R-0002, MCW/LRP Combined Ration

The Government contemplates award of a Firm Fixed – Price Definite Contract resulting from this solicitation. Please provide your offer for MCW Quantity 20,000 BX /LRP Quantity 15, 000 BX. The Meal Cold Weather (MCW) NSN 8970-01-467-1753 is intended for cold weather feeding, it will not freeze and supplies extra drink mixes for countering dehydration during cold weather activities. It can be issued at three per day for complete cold weather ration. The Long Packet, Long Range Patrol (LRP) NSN 8970-01-467-1749 is a restricted calorie ration meant for special operations, where re-supply is not available and weight and volume are critical factors. It is issued at one per day for up to ten days. Delivery will be F.O.B Origin. Delivery is required by 15 July 2009.

Solicitation SP0300-03-R-7059 and all amendments is incorporated into this solicitation with the following changes:

- (A) Delete the technical data ACR-M-001 dated 9 July 1999 and substitute ACR-M-001A dated 3 June 2008.
- (B) Delete all references and clauses regarding options.
- (C) All clauses in the previous solicitation are updated to the most recent date of issue. If a DSCP clause has been deleted as a result of the DLA clause rationalization program, it is hereby replaced with the rationalized DLA clause.

Substitute the following clauses in this solicitation. Also see attached copy.

- 52.211-9014, Contractor Retention of Traceability Documentation (OCT 2008)
- 52.219-28, Post Award Small Business Program; Representation (OCT 2005)
- 52.222-50, Combating Trafficking in Persons
- 252.211-7006, RFID (FEB 07)
- 52.211-9010, Shipping Label Requirements – MIL STD129P(MAY 06)
- 252.232–7003, Electronic Submission of Payment Requests and Receiving Reports
- 52.247-9012, Requirements for Treatment of Wood Packaging Material (FEB 07)

Offerors must state that all Certifications and Representations provided in response to Solicitation No. SP0300-03-R-7059 are still accurate and binding. If information has changed the offeror must provide the updated information as in response to this solicitation. Additionally,

the offeror agrees to all the terms and conditions of the Solicitation No. SP0300-03-R-7059 as amended by this letter solicitation.

It is the intention of the Government to make an award that results in the delivery of 20,000 BX of MCWs and 15,000 BX of LRPs ration. Earlier deliveries are acceptable. The Government will make award to the low price offeror whose price is determined fair and reasonable, and who complies with all terms and conditions of the solicitation.

Proposal are requested by 3:00 PM local Philadelphia time, 19 FEB 09. FAX offers should be transmitted to (215) 737-9216. You may also send a copy at this fax (215) 737-7774, but official copy must be sent to the Business Opportunity Office. Emails may be sent for any questions pertaining to the solicitation.

Sincerely,

**JAMES A. LECOLIER
Contracting Officer**

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<p>A00E23 NOTICE TO DLA SUPPLIERS - RFID (NOV 2005)</p> <p>This solicitation contains DFARS clause 252.211-7006, Radio Frequency Identification. This clause requires the successful awardee(s) to affix passive RFID tags, at the case and palletized unit load levels. The successful awardee(s) is also required to electronically submit advance shipping notices to DOD, to permit association of the passive RFID tag data with the corresponding shipment.</p> <p>Procurement Technical Assistance Centers (PTACs) are available to deliver passive RFID assistance to DOD suppliers. See http://www.dla.mil/db/procurem.htm to identify your local PTAC and obtain information on upcoming workshops and other training/outreach programs.</p>		
<p>SECTION D</p>		
<p>D11B03 252.211-7006 RADIO FREQUENCY IDENTIFICATION (FEB 2007) DFARS</p>		
<p>(a) Definitions. As used in this clause-</p> <p>'Advance shipment notice' means an electronic notification used to list the contents of a shipment of goods as well as additional information relating to the shipment, such as order information, product description, physical characteristics, type of packaging, marking, carrier information, and configuration of goods within the transportation equipment.</p> <p>'Bulk commodities' means the following commodities, when shipped in rail tank cars, tanker trucks, trailers, other bulk wheeled conveyances, or pipelines:</p> <ol style="list-style-type: none"> (1) Sand. (2) Gravel. (3) Bulk liquids (water, chemicals, or petroleum products). (4) Ready-mix concrete or similar construction materials. (5) Coal or combustibles such as firewood. (6) Agricultural products such as seeds, grains, or animal feed. <p>'Case' means either a MIL-STD-129 defined exterior container within a palletized unit load or a MIL-STD-129 defined individual shipping container.</p> <p>'Electronic Product Code: (EPC)' means an identification scheme for universally identifying physical objects via RFID tags and other means. The standardized EPC data consists of an EPC (or EPC identifier) that uniquely identifies an individual object, as well as an optional filter value when judged to be necessary to enable effective and efficient reading of the EPC tags. In addition to this standardized data, certain classes of EPC tags will allow user-defined data. The EPC tag data standards will define the length and position of this data, without defining its content.</p> <p>'EPCglobal:' means a joint venture between EAN International and the Uniform Code Council to establish and support the EPC network as the global standard for immediate, automatic, and accurate identification of any item in the supply chain of any company, in any industry, anywhere in the world.</p> <p>'Exterior container' means a MIL-STD-129 defined container, bundle, or assembly that is sufficient by reason of material, design, and construction to protect unit packs and intermediate containers and their contents during shipment and storage. It can be a unit pack or a container with a combination of unit packs or intermediate containers. An exterior container may or may not be used as a shipping container.</p> <p>'Palletized unit load' means a MIL-STD-129 defined quantity of items, packed or unpacked, arranged on a pallet in a specified manner and secured, strapped, or fastened on the pallet so that the whole palletized load is handled as a single unit. A palletized or skidded load is not considered to be a shipping container. A loaded 463L System pallet is not considered to be a palletized unit load. Refer to the Defense Transportation Regulation, DoD 4500.9-R, Part II, Chapter 203, for marking of 463L System pallets.</p> <p>'Passive RFID tag' means a tag that reflects energy from the reader/interrogator or that receives and temporarily stores a small amount of energy from the reader/interrogator signal in order to generate the tag response.</p> <ol style="list-style-type: none"> (1) Until February 28, 2007, the acceptable tags are- <ol style="list-style-type: none"> (i) EPC Class 0 passive RFID tags that meet the EPCglobal Class 0 specification; and (ii) EPC Class 1 passive RFID tags that meet the EPCglobal Class 1 specification. This includes both the Generation 1 and Generation 2 Class 1 specifications. (2) Beginning March 1, 2007, the only acceptable tags are EPC Class 1 passive RFID tags that meet the EPCglobal Class 1 Generation 2 specification. Class 0 and Class 1 Generation 1 tags will no longer be accepted after February 28, 2007. <p>'Radio Frequency Identification (RFID)' means an automatic identification and data capture technology comprising one or</p>	<p>more reader/interrogators and one or more radio frequency transponders in which data transfer is achieved by means of suitably modulated inductive or radiating electromagnetic carriers.</p> <p>'Shipping container' means a MIL-STD-129 defined exterior container that meets carrier regulations and is of sufficient strength, by reason of material, design, and construction, to be shipped safely without further packing (e.g., wooden boxes or crates, fiber and metal drums, and corrugated and solid fiberboard boxes).</p> <p>(b)(1) Except as provided in paragraph (b)(2) of this clause, the Contractor shall affix passive RFID tags, at the case and palletized unit load packaging levels, for shipments of items that-</p> <ol style="list-style-type: none"> (i) Are in any of the following classes of supply, as defined in DoD 4140.1-R, DoD Supply Chain Materiel Management Regulation, AP1.1.11: <ol style="list-style-type: none"> (A) Subclass of Class I - Packaged operational rations. (B) Class II - Clothing, individual equipment, tentage, organizational tool kits, hand tools, and administrative and housekeeping supplies and equipment. (C) Class III - Packaged petroleum, lubricants, oils, preservatives, chemicals, and additives. (D) Class IV - Construction and barrier materials. (E) Class VI - Personal demand items (non-military sales items). (F) Subclass of Class VIII - Medical materials (excluding pharmaceuticals, biologicals, and reagents - suppliers should limit the mixing of excluded and non-excluded materials). (G) Class IX - Repair parts and components including kits, assemblies and subassemblies, repairable and consumable items required for maintenance support of all equipment, excluding medical-peculiar repair parts; and (ii) Are being shipped to any of the following locations: <ol style="list-style-type: none"> (A) Defense Distribution Depot, Susquehanna, PA: DoDAAC W25G1U or SW3124. (B) Defense Distribution Depot, San Joaquin, CA: DoDAAC W62G2T or SW3224. (C) Defense Distribution Depot, Albany, GA: DoDAAC SW3121. (D) Defense Distribution Depot, Anniston, AL: DoDAAC W31G1Z or SW3120. (E) Defense Distribution Depot, Barstow, CA: DoDAAC SW3215. (F) Defense Distribution Depot, Cherry Point, NC: DoDAAC SW3113. (G) Defense Distribution Depot, Columbus, OH: DoDAAC SW0700. (H) Defense Distribution Depot, Corpus Christi, TX: DoDAAC W45H08 or SW3222. (I) Defense Distribution Depot, Hill, UT: DoDAAC SW3210. (J) Defense Distribution Depot, Jacksonville, FL: DoDAAC SW3122. (K) Defense Distribution Depot, Oklahoma City, OK: DoDAAC SW3211. (L) Defense Distribution Depot, Norfolk, VA: DoDAAC SW3117. (M) Defense Distribution Depot, Puget Sound, WA: DoDAAC SW3216. (N) Defense Distribution Depot, Red River, TX: DoDAAC W45G19 or SW3227. (O) Defense Distribution Depot, Richmond, VA: DoDAAC SW0400. (P) Defense Distribution Depot, San Diego, CA: DoDAAC SW3218. (Q) Defense Distribution Depot, Tobyhanna, PA: DoDAAC W25G1W or SW3114. (R) Defense Distribution Depot, Warner Robins, GA: DoDAAC SW3119. (S) Air Mobility Command Terminal, Charleston Air Force Base, Charleston, SC: Air Terminal Identifier Code CHS. (T) Air Mobility Command Terminal, Naval Air Station, Norfolk, VA: Air Terminal Identifier Code NGU. (U) Air Mobility Command Terminal, Travis Air Force Base, Fairfield, CA: Air Terminal Identifier Code SUU. (V) A location outside the contiguous United States when the shipment has been assigned Transportation Priority 1. <p>(2) The following are excluded from the requirements of paragraph (b)(1) of this clause:</p> <ol style="list-style-type: none"> (i) Shipments of bulk commodities. (ii) Shipments to locations other than Defense Distribution Depots when the contract includes the clause at FAR 52.213-1, Fast Payment Procedures. <p>(c) The Contractor shall-</p> <ol style="list-style-type: none"> (1) Ensure that the data encoded on each passive RFID tag are unique (i.e., the binary number is never repeated on any and all contracts) and conforms to the requirements in 	
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paragraph (d) of this clause;
 (2) Use passive tags that are readable; and
 (3) Ensure that the passive tag is affixed at the appropriate location on the specific level of packaging, in accordance with MIL-STD-129 (Section 4.9.2) tag placement specifications.
 (d) Data syntax and standards. The Contractor shall encode an approved RFID tag using the instructions provided in the EPC: Tag Data Standards in effect at the time of contract award. The EPC: Tag Data Standards are available at <http://www.epcglobalinc.org/standards/>.
 (1) If the Contractor is an EPCglobal: subscriber and possesses a unique EPC: company prefix, the Contractor may use any of the identity types and encoding instructions described in the most recent EPC: Tag Data Standards document to encode tags.
 (2) If the Contractor chooses to employ the DoD Identity Type, the Contractor shall use its previously assigned Commercial and Government Entity (CAGE) Code and shall encode the tags in accordance with the tag identity type details located at http://www.acq.osd.mil/log/rfid/tag_data.htm. If the Contractor uses a third party packaging house to encode its tags, the CAGE code of the third party packaging house is acceptable.
 (3) Regardless of the selected encoding scheme, the Contractor is responsible for ensuring that each tag contains a globally unique identifier.
 (e) Receiving report. The Contractor shall electronically submit advance shipment notice(s) with the RFID tag identification (specified in paragraph (d) of this clause) in advance of the shipment in accordance with the procedures at http://www.acq.osd.mil/log/rfid/advance_shipment_ntc.htm.

- D11C02 52.211-9010 SHIPPING LABEL REQUIREMENTS - MIL-STD-129P (MAY 2006) DLAD
- D11C03 52.211-9010 SHIPPING LABEL REQUIREMENTS - MIL-STD-129P (MAY 2006) ALT I (AUG 2005)
- D11C08 52.211-9033 PACKAGING AND MARKING REQUIREMENTS (APR 2008) DLAD
- D47C01 52.247-9012 REQUIREMENTS FOR TREATMENT OF WOOD PACKAGING MATERIAL (WPM) (FEB 2007) DLAD

(a) THIS CLAUSE ONLY APPLIES WHEN WOOD PACKAGING MATERIAL (WPM) WILL BE USED TO MAKE SHIPMENTS UNDER THIS CONTRACT AND/OR WHEN WPM IS BEING ACQUIRED UNDER THIS CONTRACT.
 (b) Definition.
 Wood packaging material (WPM) means wood pallets, skids, load boards, pallet collars, wooden boxes, reels, dunnage, crates, frame and cleats. The definition excludes materials that have undergone a manufacturing process, such as corrugated fiberboard, plywood, particleboard, veneer, and oriented strand board (OSD).
 (c) All Wood Packaging Material (WPM) used to make shipments under DOD contracts and/or acquired by DOD must meet requirements of International Standards for Phytosanitary Measures (ISPM) 15, 'Guidelines for Regulating Wood Packaging Materials in International Trade.' DOD shipments inside and outside of the United States must meet ISPM 15 whenever WPM is used to ship DOD cargo.
 (1) All WPM shall comply with the official quality control program for heat treatment (HT) or kiln dried heat treatment (KD HT) in accordance with American Lumber Standard Committee, Incorporated (ALSC) Wood Packaging Material Program and WPM Enforcement Regulations (see <http://www.alsc.org/>).
 (2) All WPM shall include certification/quality markings in accordance with the ALSC standard. Markings shall be placed in an unobstructed area that will be readily visible to inspectors. Pallet markings shall be applied to the stringer or block on diagonally opposite sides of the pallet and be contrasting and clearly visible. All containers shall be marked on a side other than the top or bottom, contrasting and clearly visible. All dunnage used in configuring and/or securing the load shall also comply with ISPM 15 and be marked with an ASLC approved DUNNAGE stamp.
 (d) Failure to comply with the requirements of this restriction may result in refusal, destruction, or treatment of materials at the point of entry. The Agency reserves the right to recoup from the Contractor any remediation costs incurred by the Government.

SECTION E

- E46A02 52.246-2 INSPECTION OF SUPPLIES--FIXED-PRICE (AUG 1996) FAR

- E46A18 52.246-16 RESPONSIBILITY FOR SUPPLIES (APR 1984) FAR
- E46B01 252.246-7000 MATERIAL INSPECTION AND RECEIVING REPORT (MAR 2008) DFARS
- E46C09 52.246-9014 CERTIFICATE OF CONFORMANCE (SEP 2007) DLAD
- E46C18 52.246-9023 GENERAL INSPECTION REQUIREMENTS (APR 2008) DLAD
- E46C20 52.246-9025 REINSPECTION OF NONCONFORMING SUPPLIES (APR 2008) DLAD

SECTION F

- F11A03 52.211-11 LIQUIDATED DAMAGES -- SUPPLIES, SERVICES, OR RESEARCH AND DEVELOPMENT (SEP 2000) FAR

(a) If the contractor fails to deliver the supplies or perform the services within the time specified in this contract, the contractor shall, in place of actual damages, pay to the Government liquidated damages, of per calendar day of delay.

- F11A06 52.211-16 VARIATION IN QUANTITY (APR 1984) FAR

(b) The permissible variation shall be limited to:

0 % (Percent) Increase 0 % (Percent) Decrease

This increase or decrease shall apply to the quantity at the line item level, or for phased delivery at the sub-clin level, as designated by item number followed by two alphas, i.e. 0001AA. The variation (if any) shall be shipped with the quantity for the line item, or for phased delivery the quantity specified for each sub-clin. Under no circumstances will the contractor ship a variation in quantity against any line item/sub-clin other than as specified in the delivery schedule.

- F11A07 52.211-17 DELIVERY OF EXCESS QUANTITIES (SEP 1989) FAR
- F11C11 52.211-9020 TIME OF DELIVERY - ACCELERATED DELIVERY (JUN 2008) DLAD
- F11D09 52.211-9C14 TIME OF DELIVERY (FEB 2006) DSCC

The following delivery schedule applies to this award. See applicable TIME OF DELIVERY clause in Section F of the solicitation OR see Amendment Number for additional information.

DELIVERY SCHEDULE		
ITEM NO.	QUANTITY	DAYS
MCW	20,000	7/15/09
LRP	15,000	7/15/09

Liquidated Damages (X) is () is not applicable.

NOTE: ACCELERATED DELIVERY IS ACCEPTABLE AT NO ADDITIONAL CHARGE TO THE GOVERNMENT.

- F42A02 52.242-15 STOP-WORK ORDER (AUG 1989) FAR
- F42A05 52.242-17 GOVERNMENT DELAY OF WORK (APR 1984) FAR
- F47A01 52.247-29 F.O.B ORIGIN (FEB 2006) FAR
- F47A10 52.247-58 LOADING, BLOCKING, AND BRACING OF FREIGHT CAR SHIPMENTS (APR 1984) FAR
- F47A12 52.247-60 GUARANTEED SHIPPING CHARACTERISTICS (DEC 1989) FAR

(1) To be completed by the offeror:

- (i) Type of container:
 Wood Box () (Vendor Fill-in),
 Fiber Box () (Vendor Fill-in),
 Barrel () (Vendor Fill-in),

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Reel () (Vendor Fill-in),
Drum () (Vendor Fill-in),
Other (Specify)

(Vendor Fill-in)

(Vendor Fill-in)

(ii) Shipping configuration:
Knocked-down () (Vendor Fill-in),
Set-up () (Vendor Fill-in),
Nested () (Vendor Fill-in),
Other (specify)

(Vendor Fill-in)

(Vendor Fill-in)

(iii) Size of container:
_____ x _____ x _____ = _____
(Length)(Vendor Fill-in) x (Width)
(Vendor Fill-in) x (Height) (Vendor Fill-in) =
(Cubic
Ft.) (Vendor Fill-in)
(iv) Number of items per container ___ each (Vendor
Fill-in)
(v) Gross weight of container and contents ___ Lbs
(Vendor Fill-in);

(vi) Palletized/skidded *() (Vendor Fill-in) Yes
*() (Vendor Fill-in) No;
(vii) Number of containers per pallet/skid _____
(Vendor Fill-in);

(viii) Weight of empty pallet bottom/skid and sides _____
(Vendor
Fill-in)Lbs;

(ix) Size of pallet/skid and content _____ Lbs Cube
(Vendor Fill-in);

(x) Number of containers or pallets/skids per railcar _____
(Vendor Fill-in) *
Size of railcar _____
(Vendor Fill-in)
Type of railcar _____
(Vendor Fill-in)

(xi) Number of containers or pallets/skids per trailer _____
(Vendor Fill-in)*
Size of trailer _____ Ft
(Vendor Fill-in)
Type of trailer _____
(Vendor Fill-in)

* Number of complete units (contract line item) to be shipped
in carrier's equipment.

(2) To be completed by the Government after evaluation but
before contract award:

(i) Rate used in evaluation _____ ;
(ii) Tender/Tariff _____ ;
(iii) Item _____

F47C10 52.247-9031 MANUFACTURER'S LOADING PRACTICES
(APR 2008) DLAD

SECTION H

H11C03 52.211-9046 FDA COMPLIANCE (APR 2008) DLAD

H46C01 52.246-9039 REMOVAL OF GOVERNMENT IDENTIFICATION
FROM NON-ACCEPTED SUPPLIES (APR 2008) DLAD

H46C04 52.246-9044 SANITARY CONDITIONS (AUG 2008)
DLAD

H46C05 52.246-9045 FEDERAL FOOD, DRUG AND COSMETIC ACT
- WHOLESALE MEAT ACT (AUG 2008) DLAD

SECTION I

I02A01 52.202-1 DEFINITIONS (JUL 2004) FAR

I03A01 52.203-3 GRATUITIES (APR 1984) FAR
I03A02 52.203-5 COVENANT AGAINST CONTINGENT FEES
(APR 1984) FAR
I03A03 52.203-6 RESTRICTIONS ON SUBCONTRACTOR SALES TO
THE GOVERNMENT (SEP 2006) FAR
I03A05 52.203-7 ANTI-KICKBACK PROCEDURES (JUL 1995)
FAR
I03A06 52.203-8 CANCELLATION, RESCISSION, AND RECOVERY
OF FUNDS FOR ILLEGAL OR IMPROPER ACTIVITY (JAN 1997) FAR
I03A07 52.203-10 PRICE OR FEE ADJUSTMENT FOR ILLEGAL OR
IMPROPER ACTIVITY (JAN 1997) FAR
I03A08 52.203-12 LIMITATION ON PAYMENTS TO INFLUENCE
CERTAIN FEDERAL TRANSACTIONS (SEP 2007) FAR
I03B01 252.203-7001 PROHIBITION ON PERSONS CONVICTED OF
FRAUD OR OTHER DEFENSE-CONTRACT-RELATED FELONIES
(DEC 2008) DFARS
I03B02 252.203-7000 REQUIREMENTS RELATING TO
COMPENSATION OF FORMER DoD OFFICIALS (JAN 2009) DFARS
I03B03 252.203-7002 REQUIREMENT TO INFORM EMPLOYEES OF
WHISTLEBLOWER RIGHTS (JAN 2009) DFARS
I04A04 52.204-4 PRINTED OR COPIED DOUBLE-SIDED ON
RECYCLED PAPER (AUG 2000) FAR
I04A05 52.204-7 CENTRAL CONTRACT REGISTRATION
(APR 2008) FAR
I04B03 252.204-7003 CONTROL OF GOVERNMENT PERSONNEL WORK
PRODUCT (APR 1992) DFARS
I04B04 252.204-7004 ALTERNATE A, CENTRAL CONTRACTOR
REGISTRATION (SEP 2007) DFARS
I09A08 52.209-6 PROTECTING THE GOVERNMENT'S INTEREST
WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR
PROPOSED FOR DEBARMENT (SEP 2006) FAR
I09B02 252.209-7004 SUBCONTRACTING WITH FIRMS THAT ARE
OWNED OR CONTROLLED BY THE GOVERNMENT OF A TERRORIST
COUNTRY (DEC 2006) DFARS
I11A01 52.211-5 MATERIAL REQUIREMENTS (AUG 2000)
FAR
I11B01 252.211-7005 SUBSTITUTIONS FOR MILITARY OR
FEDERAL SPECIFICATIONS AND STANDARDS (NOV 2005) DFARS
SPI Process: _____
(Vendor Fill-in)
Facility: _____
(Vendor Fill-in)
Military or Federal Specification or Standard:

(Vendor Fill-in)
Affected Contract Line Item Number, Subline Item
Number, Component, or Element:

(Vendor Fill-in)
I11C02 52.211-9002 PRIORITY RATING (MAR 2000) DLAD
I11C08 52.211-9014 CONTRACTOR RETENTION OF TRACEABILITY
DOCUMENTATION (OCT 2008) DLAD
I14C03 52.214-9008 ROUNDING OFF OF OFFER AND AWARD
PRICES (AUG 2008) DLAD
I15A01 52.215-2 AUDIT AND RECORDS NEGOTIATION
(JUN 1999) FAR
I15A05 52.215-8 ORDER OF PRECEDENCE -- UNIFORM CONTRACT
FORMAT (OCT 1997) FAR
I15A10 52.215-14 INTEGRITY OF UNIT PRICES (OCT 1997)
FAR
I15C02 52.215-9013 PRODUCTION FACILITY CHANGES (MAR
2008) DLAD

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I19A10 52.219-8 UTILIZATION OF SMALL BUSINESS CONCERNS
(MAY 2004) FAR

I19A31 52.219-28 POST-AWARD SMALL BUSINESS PROGRAM
REREPRESENTATION (JUN 2007) FAR

(g) If the Contractor does not have representations and certifications in ORCA, or does not have a representation in ORCA for the NAICS code applicable to this contract, the Contractor is required to complete the following rerepresentation and submit it to the contracting office, along with the contract number and the date on which the rerepresentation was completed:

The Contractor represents that it () is () is not a small business concern under NAICS Code assigned to contract number . Contractor to sign and date and insert authorized signer's name and title:
Signature: _____

Date: _____ (Vendor Fill-in)

Title: _____ (Vendor Fill-in)

I22A03 52.222-3 CONVICT LABOR (JUN 2003) FAR

I22A15 52.222-19 CHILD LABOR-COOPERATION WITH
AUTHORITIES AND REMEDIES (FEB 2008) FAR

I22A16 52.222-20 WALSH-HEALEY PUBLIC CONTRACTS ACT (DEC
1996) FAR

I22A17 52.222-21 PROHIBITION OF SEGREGATED FACILITIES
(FEB 1999) FAR

I22A18 52.222-26 EQUAL OPPORTUNITY (MAR 2007) FAR

I22A22 52.222-35 EQUAL OPPORTUNITY FOR SPECIAL DISABLED
VETERANS, VETERANS OF THE VIETNAM ERA, AND OTHER ELIGIBLE
VETERANS (SEP 2006)

I22A24 52.222-36 AFFIRMATIVE ACTION FOR WORKERS WITH
DISABILITIES (JUN 1998) FAR

I22A26 52.222-37 EMPLOYMENT REPORTS ON SPECIAL DISABLED
VETERANS, VETERANS OF THE VIETNAM ERA, AND OTHER ELIGIBLE
VETERANS (SEP 2006) FAR

I22A34 52.222-39 NOTIFICATION OF EMPLOYEE RIGHTS
CONCERNING PAYMENT OF UNION DUES OR FEES (DEC 2004) FAR

I22A35 52.222-50 COMBATING TRAFFICKING IN PERSONS
(FEB 2009) FAR

I23A04 52.223-6 DRUG-FREE WORKPLACE (MAY 2001) FAR

I25A04 52.225-13 RESTRICTIONS ON CERTAIN FOREIGN
PURCHASES (JUN 2008) FAR

I25B01 252.225-7001 BUY AMERICAN ACT AND BALANCE OF
PAYMENTS PROGRAM (JAN 2009) DFARS

I25B05 252.225-7012 PREFERENCE FOR CERTAIN DOMESTIC
COMMODITIES (DEC 2008) DFARS

(a) Definitions. As used in this clause
(1) 'Component' means any item supplied to the Government as part of an end product or of another component.
(2) 'End product' means supplies delivered under a line item of this contract.
(3) 'Qualifying country' means a country with a memorandum of understanding or international agreement with the United States. The following are qualifying countries:

- Australia
- Austria
- Belgium
- Canada
- Denmark
- Egypt
- Finland
- France
- Germany
- Greece
- Israel
- Italy
- Luxembourg
- Netherlands

Norway
Portugal
Spain
Sweden
Switzerland
Turkey
United Kingdom of Great Britain and Northern Ireland.
(4) 'United States' means the 50 States, the District of Columbia, and outlying areas.
(5) 'U.S.-flag vessel' means a vessel of the United States or belonging to the United States, including any vessel registered or having national status under the laws of the United States.
(b) The Contractor shall deliver under this contract only such of the following items, either as end products or components, that have been grown, reprocessed, reused, or produced in the United States:
(1) Food.
(2) Clothing and the materials and components thereof, other than sensors, electronics, or other items added to, and not normally associated with, clothing and the materials and components thereof. Clothing includes items such as outerwear, headwear, underwear, nightwear, footwear, hosiery, handwear, belts, badges, and insignia.
(3) Tents, tarpaulins, or covers.
(4) Cotton and other natural fiber products.
(5) Woven silk or woven silk blends.
(6) Spun silk yarn for cartridge cloth.
(7) Synthetic fabric, and coated synthetic fabric, including all textile fibers and yarns that are for use in such fabrics.
(8) Canvas products.
(9) Wool (whether in the form of fiber or yarn or contained in fabrics, materials, or manufactured articles).
(10) Any item of individual equipment (Federal Supply Class 8465) manufactured from or containing fibers, yarns, fabrics, or materials listed in this paragraph (b).
(c) This clause does not apply -
(1) To items listed in section 25.104(a) of the Federal Acquisition Regulation (FAR), or other items for which the Government has determined that a satisfactory quality and sufficient quantity cannot be acquired as and when needed at U.S. market prices;
(2) To incidental amounts of cotton, other natural fibers, or wool incorporated in an end product, for which the estimated value of the cotton, other natural fibers, or wool -
(i) Is not more than 10 percent of the total price of the end product; and
(ii) Does not exceed the simplified acquisition threshold in FAR Part 2;
(3) To waste and byproducts of cotton or wool fiber for use in the production of propellants and explosives;
(4) To foods, other than fish, shellfish, or seafood, that have been manufactured or processed in the United States, regardless of where the foods (and any component if applicable) were grown or produced. Fish, shellfish, or seafood manufactured or processed in the United States and fish, shellfish, or seafood contained in foods manufactured or processed in the United States shall be provided in accordance with paragraph (d) of this clause;
(5) To chemical warfare protective clothing produced in a qualifying country; or
(6) To fibers and yarns that are for use in synthetic fabric or coated synthetic fabric (but does apply to the synthetic or coated synthetic fabric itself), if -
(i) The fabric is to be used as a component of an end product that is not a textile product. Examples of textile products, made in whole or in part of fabric, include -
(A) Draperies, floor coverings, furnishings, and bedding (Federal Supply Group 72, Household and Commercial Furnishings and Appliances);
(B) Items made in whole or in part of fabric in Federal Supply Group 83, Textile/leather/furs/apparel/findings/tents/flags, or Federal Supply Group 84, Clothing, Individual Equipment and Insignia;
(C) Upholstered seats (whether for household, office, or other use); and
(D) Parachutes (Federal Supply Class 1670); or
(ii) The fibers and yarns are para-aramid fibers and yarns manufactured in a qualifying country.
(d)(1) Fish, shellfish, and seafood delivered under this contract, or contained in foods delivered under this contract -
(i) Shall be taken from the sea by U.S.-flag vessels; or
(ii) If not taken from the sea, shall be obtained from fishing within the United States; and
(2) Any processing or manufacturing of the fish, shellfish, or seafood shall be performed on a U.S.-flag vessel or in the United States.

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I25B08 252.225-7014 PREFERENCE FOR DOMESTIC SPECIALTY METALS ALT I (DEVIATION 2008-00002) JAN 2008 DFARS

(a) Definitions. As used in this clause-

(1) 'Assembly' means an item forming a portion of a system or subsystem that can be provisioned and replaced as an entity and which incorporates multiple, replaceable parts.

(2) 'Commercial derivative military article' means an item procured by the Department of Defense that is or will be produced using the same production facilities, a common supply chain, and the same or similar production processes that are used for the production of articles predominantly used by the general public or by nongovernmental entities for purposes other than governmental purposes.

(3) 'Commercially available off-the-shelf item'-

(i) Means any item of supply that is-

(A) A commercial item;

(B) Sold in substantial quantities in the commercial marketplace; and

(C) Offered to the Government, under a contract or subcontract at any tier, without modification, in the same form in which it is sold in the commercial marketplace; and

(ii) Does not include bulk cargo, as defined in section 3 of the Shipping Act of 1984 (46 U.S.C. App 1702), such as agricultural products and petroleum products.

(4) 'Component' means any item supplied to the Government as part of an end item or of another component.

(5) 'Electronic component' means an item that operates by controlling the flow of electrons or other electrically charged particles in circuits, using interconnections of electrical devices such as resistors, inductors, capacitors, diodes, switches, transistors, or integrated circuits.

(6) 'End item' means the final production product when assembled or completed, and ready for issue, delivery, or deployment.

(7) 'Produce' means the application of forces or processes to a specialty metal to create desired physical properties through quenching or tempering of steel plate, or gas atomization or sputtering of titanium.'

(8) 'Qualifying country' means any country listed in subsection 225.872-1(a) or (b) of the Defense Federal Acquisition Regulation Supplement (DFARS).

(9) 'Required form' means in the form of mill product, such as bar, billet, wire, slab, plate or sheet, and in the grade appropriate for the production of-

(i) A finished end item delivered to the Department of Defense; or

(ii) A finished component assembled into an end item delivered to the Department of Defense.

(10) 'Specialty metal' means-

(i) Steel-

(A) With a maximum alloy content exceeding one or more of the following limits: manganese, 1.65 percent; silicon, 0.60 percent; or copper, 0.60 percent; or

(B) Containing more than 0.25 percent of any of the following elements: aluminum, chromium, cobalt, molybdenum, nickel, niobium (columbium), titanium, tungsten, or vanadium;

(ii) Metal alloys consisting of-

(A) Nickel or iron-nickel alloys that contain a total of alloying metals other than nickel and iron in excess of 10 percent; or

(B) Cobalt alloys that contain a total of alloying metals other than cobalt and iron in excess of 10 percent;

(iii) Titanium and titanium alloys; or

(iv) Zirconium and zirconium alloys.

(11) 'Subsystem' means a functional grouping of items that combine to perform a major function within an end item, such as electrical power, attitude control, and propulsion.

(b) Except as provided in paragraph (c) of this clause, any specialty metals incorporated in items delivered under this contract shall be melted or produced in the United States, its outlying areas, or a qualifying country, except for-

(1) Electronic components;

(2)(i) Commercially available off-the-shelf (COTS) items; other than-

(A) COTS fasteners, unless such fasteners are incorporated into COTS end items, subsystems, assemblies, or components.

(B) Forgings or castings of specialty metals, unless such forgings or castings are incorporated into COTS end items, subsystems, or assemblies.

(C) Commercially available high performance magnets, unless such high performance magnets are incorporated into COTS end items or subsystems;

(ii) A COTS item is considered to be 'offered without modification' as long as it is not modified prior to contractual acceptance by the next higher tier in the supply chain.

(A) Specialty metals contained in a COTS item that was accepted without modification by the next higher tier are excepted and remain excepted even if a piece of the COTS item

subsequently is removed (e.g., the end is removed from a COTS screw or an extra hole is drilled in a COTS bracket).

(B) For specialty metals that were not contained in a COTS item upon acceptance, but are added to the COTS item after acceptance, the added specialty metals are subject to the restrictions (e.g., a special reinforced handle made of specialty metal that is added to a COTS item).

(C) If two or more COTS items are combined in such a way that the resultant item is not a COTS item, only the specialty metals involved in joining the COTS items together are subject to the restrictions (e.g., a COTS aircraft is outfitted with a COTS engine, but not the COTS engine normally provided with that aircraft.)

(D) For COTS items that are normally sold in the commercial marketplace with various options, items that include such options are also COTS items. However, if a COTS item is offered to the Government with an option that is not normally offered in the commercial marketplace, that option is subject to the specialty metals restrictions. (e.g., An aircraft is normally sold to the public with an option for several different radios. DoD requests a military-unique radio. The aircraft is still a COTS item, but the military-unique radio is not a COTS item, and must comply with the specialty metals restrictions, unless another exception applies.

(3) Fasteners that are commercial items that are purchased under a contract or subcontract with a manufacturer of such fasteners, if the manufacturer has certified that it will purchase, during the relevant calendar year, an amount of domestically melted specialty metal, in the required form, for use in the production of fasteners for sale to the Department of Defense and other customers, that is not less than 50% of the total amount of the specialty metal that it will purchase to carry out the production of such fasteners for all customers.

(4) Items manufactured in a qualifying country;

(5) Items for which the Government has determined in accordance with 225.700X-3 of Class Deviation 2008-00002 that specialty metal melted or produced in the United States cannot be acquired as and when needed in-

(i) A satisfactory quantity;

(ii) A sufficient quantity; and

(iii) The required form.

(6) Specialty metals, other than specialty metals in high performance magnets, that do not meet any of the exceptions in paragraphs (b)(1) through (5) of this clause, if the total weight of such noncompliant metals does not exceed 2 percent of the total weight of specialty metals in the item, as estimated in good faith by the Contractor.

(c)(1) Streamlined compliance for commercial derivative military articles. As an alternative to the compliance required in paragraph (b) of this clause, the Contractor may purchase an amount of domestically melted specialty metals in the required form, for use during the period of contract performance in the production of the commercial derivative military article and the related commercial article, in the amount determined in accordance with paragraph (c)(2) of this clause, if-

(i) This is an acquisition of commercial derivative military articles; and

(ii) The Contractor has certified in its offer in accordance with paragraph (c)(2) of this clause.

(2) Certification for streamlined compliance for commercial derivative military articles (to be submitted with offer when applicable). The offeror certifies

o does not certify that prior to award it will have entered into a contractual agreement or agreements to purchase an amount of domestically melted or produced specialty metal in the required form for use during the period of contract performance in the production of the commercial derivative military article and the related commercial article, that is not less than the Contractor's good faith estimate of the greater of-

(i) An amount equivalent to 120% of the amount of specialty metal that is required to carry out the production of the commercial derivative military article (including the work performed under each subcontract); or

(ii) An amount equivalent to 50% of the amount of specialty metal that is purchased by the contractor and its subcontractors for use during such period in the production of the commercial derivative military article and the related commercial article.

(3) For the purposes of the certification in paragraph (c) (2) of this clause, the amount of specialty metal that is required to carry out the production of the commercial derivative military article includes specialty metal contained in any item, including commercially available off-the-shelf items, incorporated into such commercial derivative military article.

(d) Unless the Contractor has certified in accordance with paragraph (c), the Contractor shall insert the substance of

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this clause, excluding paragraph (c) but including this paragraph (d), in all subcontracts for articles containing specialty metals.

I26B01 252.226-7001 UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES, NATIVE HAWAIIAN SMALL BUSINESS CONCERNS (SEP 2004) DFARS

I27A01 52.227-1 AUTHORIZATION AND CONSENT (DEC 2007) FAR

I27A04 52.227-2 NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT (DEC 2007) FAR

I29A02 52.229-3 FEDERAL, STATE, AND LOCAL TAXES (APR 2003) FAR

I31B01 252.231-7000 SUPPLEMENTAL COST PRINCIPLES (DEC 1991) DFARS

I32A01 52.232-1 PAYMENTS (APR 1984) FAR

I32A06 52.232-8 DISCOUNTS FOR PROMPT PAYMENT (FEB 2002) FAR

I32A08 52.232-11 EXTRAS (APR 1984) FAR

I32A13 52.232-17 INTEREST (OCT 2008) FAR

I32A19 52.232-23 ASSIGNMENT OF CLAIMS (JAN 1986) FAR

I32A22 52.232-25 PROMPT PAYMENT (OCT 2008) FAR

I32A28 52.232-33 PAYMENT BY ELECTRONIC FUNDS TRANSFER--CENTRAL CONTRACTOR REGISTRATION (OCT 2003) FAR

I32B02 252.232-7003 ELECTRONIC SUBMISSION OF PAYMENT REQUESTS AND RECEIVING REPORTS (MAR 2008) DFARS

I32B10 252.232-7010 LEVIES ON CONTRACT PAYMENTS (DEC 2006) DFARS

I33A01 52.233-1 DISPUTES (JUL 2002) FAR

I33A03 52.233-3 PROTEST AFTER AWARD (AUG 1996) FAR

I33A05 52.233-4 APPLICABLE LAW FOR BREACH OF CONTRACT (OCT 2004) FAR

I33C01 52.233-9001 DISPUTES: AGREEMENT TO USE ALTERNATIVE DISPUTE RESOLUTION (JUN 2001) DLAD

(c) If you wish to opt out of this clause, check here () (Vendor Fill-in).

I39C01 52.239-9000 Y2K COMPLIANCE NOTICE (JUN 2002) DLAD

I42A08 52.242-13 BANKRUPTCY (JUL 1995) FAR

I43A01 52.243-1 CHANGES -- FIXED PRICE (AUG 1987) FAR

I43B01 252.243-7001 PRICING OF CONTRACT MODIFICATIONS (DEC 1991) DFARS

I43B02 252.243-7002 REQUESTS FOR EQUITABLE ADJUSTMENT (MAR 1998) DFARS

I44A05 52.244-6 SUBCONTRACTS FOR COMMERCIAL ITEMS (FEB 2009) FAR

I44B01 252.244-7000 SUBCONTRACTS FOR COMMERCIAL ITEMS AND COMMERCIAL COMPONENTS (DOD CONTRACTS) (JAN 2009) DFARS

I46A17 52.246-23 LIMITATION OF LIABILITY (FEB 1997) FAR

I46B05 252.246-7003 NOTIFICATION OF POTENTIAL SAFETY ISSUES (JAN 2007) DFARS

I47B02 252.247-7023 TRANSPORTATION OF SUPPLIES BY SEA (MAY 2002) DFARS

I48A01 52.248-1 VALUE ENGINEERING (FEB 2000) FAR

I49A03 52.249-2 TERMINATION FOR CONVENIENCE OF THE GOVERNMENT (FIXED-PRICE) (MAY 2004) FAR

I49A15 52.249-8 DEFAULT (FIXED-PRICE SUPPLY AND SERVICE) (APR 1984) FAR

I49C01 52.249-9000 ADMINISTRATIVE COSTS OF REPROCUREMENT AFTER DEFAULT (MAY 1988) DLAD

If this contract is terminated in whole or in part for default pursuant to the clause included herein entitled 'Default,' and the supplies or services covered by the contract so terminated

are repurchased by the Government, the Government will incur administrative costs in such repurchases. The Contractor and the Government expressly agree that, in addition to any excess costs of repurchase, as provided in paragraph (b) of the 'Default' clause of the contract, or any other damages resulting from such default, the Contractor shall pay, and the Government shall accept, the sum of \$ as payment in full for the administrative costs of such repurchase. This assessment of damages for administrative costs shall apply for any termination for default following which the Government repurchases the terminated supplies or services, regardless of whether any other damages are incurred and/or assessed.

I52A01 52.252-2 CLAUSES INCORPORATED BY REFERENCE (FEB 1998) FAR

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

FAR: <http://acquisition.gov/comp/far/loadmainre.html>

DFARS: <http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html>

DLAD: <http://www.dla.mil/j-3/j-3311/DLAD/DLADrev5.htm>

I52A02 52.252-6 AUTHORIZED DEVIATIONS IN CLAUSES (APR 1984) FAR

(a) The use in this solicitation or contract of any Federal Acquisition Regulation (48 CFR Chapter 1) clause with an authorize deviation is indicated by the addition of '(DEVIATION)' after the date of the clause.

(b) The use in this solicitation or contract of any DoD FAR Supplement (DFARS) (48 CFR Chapter 2) clause with an authorized deviation is indicated by the addition of '(DEVIATION)' after the name of the regulation.

I53A01 52.253-1 COMPUTER GENERATED FORMS (JAN 1991) FAR

SECTION K

K04A03 52.204-8 ANNUAL REPRESENTATIONS AND CERTIFICATIONS (FEB 2009) FAR

(a)(1) The North American Industry Classification System (NAICS) code for this acquisition is [insert NAICS code].

(2) The small business size standard is [insert size standard].

(3) The small business size standard for a concern which submits an offer in its own name, other than on a construction or service contract, but which proposes to furnish a product which it did not itself manufacture, is 500 employees.

(b)(1) If the clause at 52.204-7, Central Contractor Registration, is included in this solicitation, paragraph (d) of this provision applies.

(2) If the clause at 52.204-7 is not included in this solicitation, and the offeror is currently registered in CCR, and has completed the ORCA electronically, the offeror may choose to use paragraph (d) instead of completing the corresponding individual representations and certifications in the solicitation. The offeror shall indicate which option applies by checking one of the following boxes:

() (Vendor Fill-in) (i) Paragraph (d) applies.

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() (Vendor Fill-in) (ii) Paragraph (d) does not apply and the offeror has completed the individual representations and certifications in the solicitation.

* * *

(c)(2) The following certifications are applicable as indicated by the Contracting Officer: [Contracting Officer check as appropriate.] () (i) 52.219-19, Small Business Concern Representation for the Small Business Competitiveness Demonstration Program. () (ii) 52.219-21, Small Business Size Representation for Targeted Industry Categories Under the Small Business Competitiveness Demonstration Program. () (iii) 52.219-22, Small Disadvantaged Business Status. () (A) Basic. () (B) Alternate I. () (iv) 52.222-18, Certification Regarding Knowledge of Child Labor for Listed End Products. () (v) 52.222-48, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment Certification. () (vi) 52.222-22 Exemption from Application of the Service Contract Act to Contracts for Certain Services - Certification. () (vii) 52.223-9, with its Alternate I, Estimate of Percentage of Recovered Material Content for EPA-Designated Products (Alternate I only). () (viii) 52.223-13, Certification of Toxic Chemical Release Reporting. () (ix) 52.227-6, Royalty Information. () (A) Basic. () (B) Alternate I. () (x) 52.227-15, Representation of Limited Rights Data and Restricted Computer Software.

(d) The offeror has completed the annual representations and certifications electronically via the Online Representations and Certifications Application (ORCA) website at http://orca.bpn.gov. After reviewing the ORCA database information, the offeror verifies by submission of the offer that the representations and certifications currently posted electronically have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201); except for the changes identified below [offeror to insert changes, identifying change by clause number, title, date]. These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, and complete as of the date of this offer.

Table with 4 columns: FAR Clause #, Title, Date, Change. Includes entries for (Vendor Fill-in).

Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on ORCA.

K04B01 252.204-7007 ALTERNATE A, ANNUAL REPRESENTATIONS AND CERTIFICATIONS (JAN 2008) DFARS

(c) The offeror has completed the annual representations and certifications electronically via the Online Representations and Certifications Application (ORCA) website at http://orca.bpn.gov. After reviewing the ORCA database information, the offeror verifies by submission of the offer that the representations and certifications currently posted electronically have been entered or updated within the last 12 months, are current, accurate, complete, and applicable to this solicitation (including the business size standard applicable to the NAICS code referenced for this solicitation), as of the date of this offer and are incorporated in this offer by reference (see FAR 4.1201); except for the changes identified below [offeror to insert changes, identifying change by clause number, title, date]. These amended representation(s) and/or certification(s) are also incorporated in this offer and are current, accurate, and

complete as of the date of this offer.

Table with 4 columns: FAR/DFARS Clause #, Title, Date, Change. Includes entries for (Vendor Fill-in).

Any changes provided by the offeror are applicable to this solicitation only, and do not result in an update to the representations and certifications posted on ORCA.

K07A01 52.207-4 ECONOMIC PURCHASE QUANTITY - SUPPLIES (AUG 1987) FAR

(a) Offerors are invited to state an opinion on whether the quantity(ies) of supplies on which bids, proposals or quotes are requested in this solicitation is (are) economically advantageous to the Government.

Table with 4 columns: FAR/DFARS Clause #, Title, Date, Change. Includes entries for (Vendor Fill-in).

OFFEROR RECOMMENDATIONS

Table with 4 columns: FAR/DFARS Clause #, Title, Date, Change. Includes entries for ITEM, QUANTITY, PRICE QUOTATION, TOTAL.

K15A01 52.215-6 PLACE OF PERFORMANCE (OCT 1997) FAR

(a) The offeror or respondent, in the performance of any contract resulting from this solicitation, () (Vendor Fill-in) intends, () (Vendor Fill-in) does not intend [check applicable block] to use one or more plants or facilities located at a different address from the address of the offeror or respondent as indicated in this proposal or response to request for information.

(b) If the offeror or respondent checks 'intends' in paragraph (a) of this provision, it shall insert in the following spaces the required information:

Table with 4 columns: FAR/DFARS Clause #, Title, Date, Change. Includes entries for Place of Performance, Street Address, City, State, County, Zip Code.

Name and Address of Owner and Operator of the Plant or Facility if Other Than Offeror or Respondent

Table with 4 columns: FAR/DFARS Clause #, Title, Date, Change. Includes entries for (Vendor Fill-in).

K22A02 52.222-22 PREVIOUS CONTRACTS AND COMPLIANCE REPORTS (FEB 1999) FAR

The offeror represents that --

(a) It () (Vendor Fill-in) has, () (Vendor Fill-in) has not participated in a previous contract or

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subcontract subject to the Equal Opportunity clause of this solicitation:

(b) It () (Vendor Fill-in) has, () (Vendor Fill-in) has not filed all required compliance reports

K22A03 52.222-25 AFFIRMATIVE ACTION COMPLIANCE (APR 1984) FAR

The offeror represents that --

(a) It () (Vendor Fill-in) has developed and has on file, () (Vendor Fill-in) has not developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or

(b) It () (Vendor Fill-in) has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

K22A04 52.222-38 COMPLIANCE WITH VETERANS' EMPLOYMENT REPORTING REQUIREMENTS (DEC 2001) FAR
K25A01 52.225-18 PLACE OF MANUFACTURE (SEP 2006) FAR

(a) Definitions. As used in this clause: 'Manufactured end product' means any end product in Federal Supply Classes (FSC) 1000-9999, except:

- (1) FSC 5510, Lumber and Related Basic Wood Materials;
- (2) Federal Supply Group (FSG) 87, Agricultural Supplies;
- (3) FSG 88, Live Animals;
- (4) FSG 89, Food and Related Consumables;
- (5) FSC 9410, Crude Grades of Plant Materials;
- (6) FSC 9430, Miscellaneous Crude Animal Products, Inedible;
- (7) FSC 9440, Miscellaneous Crude Agricultural and Forestry Products;
- (8) FSC 9610, Ores;
- (9) FSC 9620, Minerals, Natural and Synthetic; and
- (10) FSC 9630, Additive Metal Materials.

'Place of manufacture' means the place where an end product is assembled out of components, or otherwise made or processed from raw materials into the finished product that is to be provided to the Government. If a product is disassembled and reassembled, the place of reassembly is not the place of manufacture.

(b) For statistical purposes only, the offeror shall indicate whether the place of manufacture of the end products it expects to provide in response to this solicitation is predominantly:

(1) () [Vendor Fill-in] In the United States (Check this box if the total anticipated price of offered end products manufactured in the United States exceeds the total anticipated price of offered end products manufactured outside

the United States); or

(2) () [Vendor Fill-in] Outside the United States.

K25A02 52.225-20 PROHIBITION OF CONDUCTING RESTRICTED BUSINESS OPERATIONS IN SUDAN - CERTIFICATION (JUN 2008) FAR

(a) Definitions. As used in this provision - 'Business operations' means engaging in commerce in any form, including by acquiring, developing, maintaining, owning, selling, possessing, leasing, or operating equipment, facilities, personnel, products, services, personal property, real property, or any other apparatus of business or commerce.

'Marginalized populations of Sudan' means -

(1) Adversely affected groups in regions authorized to receive assistance under section 8(c) of the Darfur Peace and Accountability Act (Pub. L. 109-344) (50 U.S.C. 1701 note); and

(2) Marginalized areas in Northern Sudan described in section 4(9) of such Act.

'Person' means-

- (1) A Natural person, corporation, company, business association, partnership, society, trust, any other nongovernmental entity, organization, or group;
- (2) Any governmental entity or instrumentality of a government, including a multilateral development institution (as defined in section 1701(c)(3) of the International Financial Institutions Act (22 U.S.C. 262r(c)(3))); and
- (3) Any successor, subunit, parent company or subsidiary of any entity described in paragraphs (1) or (2) of this definition.

'Restricted business operations' means business operations in Sudan that include power production activities, mineral extraction activities, oil-related activities, or the production of military equipment, as those terms are defined in the Sudan Accountability and Divestment Act of 2007 (Pub. L. 110-174). Restricted business operations do not include business operations that the person conducting the business can demonstrate -

- (1) Are conducted under contract directly and exclusively with the regional government of southern Sudan;
- (2) Are conducted pursuant to specific authorization from the Office of Foreign Assets Control in the Department of the Treasury, or are expressly exempted under Federal law from the requirement to be conducted under such authorization ;
- (3) Consist of providing goods or services to marginalized populations of Sudan;
- (4) Consist of providing goods or services to an internationally recognized peacekeeping force or humanitarian organization;
- (5) Consist of providing goods or services that are used only to promote health or education; or
- (6) Have been voluntarily suspend.

(b) Certification. By submission of its offer, the offeror certifies that it does not conduct any restricted business operations in Sudan.

K25B01 252.225-7000 BUY AMERICAN ACT--BALANCE OF PAYMENTS PROGRAM CERTIFICATE (JAN 2009) DFARS

(2) The offeror certifies that the following end products are qualifying country end products:

Line Item Number:

(Vendor Fill-in)

Country of Origin (If known):

(Vendor Fill-in)

(3) The following end products are other foreign end products, including end products manufactured in the United States that do not qualify as domestic end products, i.e., an end product that is not a COTS item and does not meet the component test in paragraph (ii) of the definition of 'domestic end product':

Line Item Number:

(Vendor Fill-in)

Country of Origin (If known):

(Vendor Fill-in)

K25B03 252.225-7020 TRADE AGREEMENTS CERTIFICATE (JAN 2005) DFARS

(2) The following supplies are other nondesignated country end products:

Line Item Number:

(Vendor Fill-in)

Country of Origin (If known):

(Vendor Fill-in)

K25B05 252.225-7035 BUY AMERICAN ACT--FREE TRADE AGREEMENT--BALANCE OF PAYMENTS PROGRAM CERTIFICATE (JAN 2009) DFARS

(c)(2) The Offeror shall identify all end products that are not domestic end products.

(i) The Offeror certifies that the following supplies are qualifying country (except Australian or Canadian) end products:

(Line Item Number)

(Vendor Fill-in)

(Country of Origin)

(Vendor Fill-in)

(ii) The Offeror certifies that the following supplies are Free Trade Agreement country end products other than Bahrainian end products or Moroccan end products:

(Line Item Number)

(Vendor Fill-in)

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_____ (Country of Origin) _____ (Vendor Fill-in)		L33C01 52.233-9000 AGENCY PROTESTS (SEP 1999) DLAD	
(iii) The following supplies are other foreign end products, including end products manufactured in the United States that do not qualify as domestic end products, i.e., an end product that is not a COTS item and does not meet the component test in paragraph (ii) of the definition of 'domestic end product': _____ (Line Item Number) _____ (Vendor Fill-in) _____ (Country of Origin) _____ (Vendor Fill-in)		L52A01 52.252-1 SOLICITATION PROVISIONS INCORPORATED BY REFERENCE (FEB 1998) FAR	
SECTION L		This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es): http://www.dla.mil/j-3/j-336/icps.htm	
L04A01	52.204-6 DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER (APR 2008) FAR	L52A02 52.252-5 AUTHORIZED DEVIATIONS IN PROVISIONS (APR 1984) FAR	
L04B01	252.204-7001 COMMERCIAL AND GOVERNMENT ENTITY (CAGE) CODE REPORTING (AUG 1999) DFARS	(a) The use in this solicitation of any Federal Acquisition regulation (48 CFR Chapter 1) provision with an authorized deviation is indicated by the addition of '(DEVIATION)' after the date of the provision.	
L11A03	52.211-14 NOTICE OF PRIORITY RATING FOR NATIONAL DEFENSE, EMERGENCY PREPAREDNESS, AND ENERGY PROGRAM USE (APR 2008) FAR	(b) The use in this solicitation of any DoD FAR Supplement (DFARS) (48 CFR Chapter 2) provision with an authorized deviation is indicated by the addition of '(DEVIATION)' after the name of the regulation.	
As cited on the front page of this solicitation.		SECTION M	
L14A18	52.214-34 SUBMISSION OF OFFERS IN THE ENGLISH LANGUAGE (APR 1991) FAR	M11C01 52.211-9003 CONDITIONS FOR EVALUATION OF OFFERS OF GOVERNMENT SURPLUS MATERIAL (AUG 2008) DLAD	
L15A05	52.215-5 FACSIMILE PROPOSALS (OCT 1997) FAR	M11C02 52.211-9011 BUSINESS SYSTEMS MODERNIZATION (BSM) DELIVERY TERMS AND EVALUATION (MAY 2006) DLAD	
L15C02	52.215-9008 FACSIMILE BIDS AND PROPOSALS (JUL 2005) DLAD	(a) Facsimile bids, proposals, amendments (including final proposal revisions (FPRs)), and withdrawals will be considered only if authorized in the solicitation by FAR 52.214-31, Facsimile Bids, or 52.215-5, Facsimile Proposals (Sec L). Fax machines should be programmed to include the telephone number as the distant station ID. This information is required to assist in properly documenting receipt. (b) DLA/DSCC Internet Bid Board System (DIBBS) and Internet Quoting System (IQS). DIBBS and IQS do not permit facsimile proposals. Facsimile proposals in response to DIBBS or IQS solicitations will be rejected and returned to the offeror. (c) DSC Richmond. The telephone number of the receiving facsimile equipment is 804-279-4165. For bid/proposal security reasons facsimile equipment is not located in the place designated for receipt of offers. Regular interoffice pick-up of facsimile transmissions occurs daily at 10:30 a.m. and 1:30 p.m., Eastern time zone. (1) Bids, bid amendments, and bid withdrawals received by the facsimile equipment prior to 10:30 a.m. on the day of bid opening will be presumed to have been received on time. (2) Proposals, amendments to proposals, withdrawals of proposals, and FPRs received by facsimile equipment prior to 1:30 p.m. on the day of closing will be presumed to have been received on time. (d) DSC Columbus. The telephone number of the receiving facsimile equipment is 614-692-4275. (e) DSC Philadelphia. The telephone number of the receiving facsimile equipment is 215-737-9300 / 01.	
L16A01	52.216-1 TYPE OF CONTRACT (APR 1984) FAR	The Government contemplates award of a <input checked="" type="checkbox"/> FIRM FIXED PRICE <input type="checkbox"/> FIXED PRICE/ECONOMIC PRICE ADJUSTMENT <input type="checkbox"/> FIXED PRICE/PRICE REDETERMINATION contract resulting from this solicitation.	
L33A01	52.233-2 SERVICE OF PROTEST (SEP 2006) FAR	(a) Protests, as defined in section 33.101 of the Federal Acquisition Regulation, that are filed directly with an agency, and copies of any protests that are filed with the Government Accountability Office (GAO), shall be served on the Contracting Officer (addressed as follows) by obtaining written and dated acknowledgment of receipt from [Contracting Officer designate the official or location where a protest may be served on the Contracting Officer.] (b) The copy of any protest shall be received in the office designated above within one day of filing a protest with the GAO.	