

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. Contract ID Code
Firm Fixed Price

Page 1 Of 5

2. Amendment/Modification No.

08

3. Effective Date

2013AUG27

4. Requisition/Purchase Req No.

SEE SCHEDULE

5. Project No. (If applicable)

6. Issued By

U.S. ARMY CONTRACTING COMMAND
PHIL HICKEY
WARREN, MICHIGAN 48397-5000
HTTP://CONTRACTING.TACOM.ARMY.MIL

EMAIL: PHILLIP.HICKEY@US.ARMY.MIL

Code

W56HZV

7. Administered By (If other than Item 6)

DCMA DALLAS
600 N PEARL STREET SUITE 1630
DALLAS TX 75201-2843

Code

S4402A

8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)

EFW INC.
4700 MARINE CREEK PKWY
FORT WORTH, TX 76179-3598

9A. Amendment Of Solicitation No.

9B. Dated (See Item 11)

10A. Modification Of Contract/Order No.

W52H09-07-D-0461/0034

10B. Dated (See Item 13)

2010DEC30

Code 0WEC9

Facility Code

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers

is extended, is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing items 8 and 15, and returning _____ copies of the amendments; (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)

ACRN: AB NET DECREASE: -\$340,704.36

**13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS
It Modifies The Contract/Order No. As Described In Item 14.**

- A. This Change Order is Issued Pursuant To: _____ 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 data, 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 the Issuing Office.

14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

SEE SECOND PAGE FOR DESCRIPTION

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)

LAWRENCE R. ELLENA
LARRY.ELLENA@US.ARMY.MIL (586)282-6952

15B. Contractor/Offendor

15C. Date Signed

16B. United States Of America

16C. Date Signed

(Signature of person authorized to sign)

By _____ /SIGNED/
(Signature of Contracting Officer)

2013AUG27

NSN 7540-01-152-8070

30-105-02

STANDARD FORM 30 (REV. 10-83)

PREVIOUS EDITIONS UNUSABLE

Prescribed by GSA FAR (48 CFR) 53.243

CONTINUATION SHEET**Reference No. of Document Being Continued****Page 2 of 5**

PIIN/SIIN W52H09-07-D-0461/0034

MOD/AMD 08

Name of Offeror or Contractor: EFW INC.

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: PHIL HICKEY
Buyer Office Symbol/Telephone Number: CCTA-ASA-C/(586)282-4288
Type of Contract: Firm Fixed Price
Kind of Contract: Supply Contracts and Priced Orders
Type of Business: Large Business Performing in U.S.
Surveillance Criticality Designator: C
Weapon System: Armament Subsystem, 30mm, XM139

*** End of Narrative A0000 ***

1) The purpose of this modification 08 to Delivery order 0034 is to execute a supplemental agreement that modifies the contract to reflect a no-cost settlement agreement with respect to the Notice of Termination dated 07 March 2013.

2) The parties agree as follows:

(a) The terminated portion of this delivery order is as follows:

<u>CLIN</u>	<u>Item Desc.</u>	<u>Qty. Terminated</u>	<u>Unit Cost</u>	<u>Est. Value</u>
0011	Shell, Combat Veh.	76	\$1,985.35	\$150,886.60
0027	Cover, Visor, Intgr.	464	\$ 409.09	\$189,817.76

(b) The total dollar value reduction for this no cost settlement for CLINs 0011 and 0027 is \$340,704.36.

3) The Contractor unconditionally waives any charges against the Government arising under the terminated portion of the contract or by reason of its termination, including, without limitation, all obligations of the Government to make further payments or to carry out any further undertakings under the terminated portion of the contract. The Government acknowledges that the Contractor has no obligation to perform further work or services or to make further deliveries under the terminated portion of the contract. Nothing in this paragraph affects any other covenants, terms, or conditions of the contract.

*** END OF NARRATIVE A0008 ***

CONTINUATION SHEET

Reference No. of Document Being Continued
 PIIN/SIIN W52H09-07-D-0461/0034 MOD/AMD 08

Name of Offeror or Contractor: EFW INC.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS				
0011	SHELL, COMBAT VEHICL NSN: 8470-01-218-2062 FSCM: OWEC9 PART NR: 10094606-101				
0011AA	<p><u>PRODUCTION QUANTITY</u></p> <p>GENERIC NAME DESCRIPTION: SHELL, COMBAT VEHICL CLIN CONTRACT TYPE: Firm Fixed Price PRON: M101V344M1 PRON AMD: 02 ACRN: AB AMS CD: SM2B1100000 PSC: 1270</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u> DOC SUPPL <u>REL CD MILSTRIP ADDR SIG CD MARK FOR TP CD</u> 001 W52H090256A634 W62G2T J 2 <u>DEL REL CD QUANTITY DEL DATE</u> 024 DELETED 025 DELETED 026 DELETED 027 DELETED 028 DELETED 029 DELETED 030 DELETED 031 DELETED</p> <p>FOB POINT: Origin</p> <p>SHIP TO: (W62G2T) XU W1BG DLA DISTRIBUTION 25600 S CHRISMAN ROAD REC WHSE 57 TRACY, CA, 95304-5000</p> <p><u>CONTRACT/DELIVERY ORDER NUMBER</u> W52H09-07-D-0461/0034</p>	230	AY	\$ 1,985.35000	\$ 456,630.50
0027	COVER, VISOR, INTEGRA NSN: 1270-01-464-4838 FSCM: OWEC9				

CONTINUATION SHEET

Reference No. of Document Being Continued
 PIIN/SIIN W52H09-07-D-0461/0034 MOD/AMD 08

Name of Offeror or Contractor: EFW INC.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0027AA	<p>PART NR: 10114887-101</p> <p><u>PRODUCTION QUANTITY</u></p> <p>GENERIC NAME DESCRIPTION: COVER,VISOR,INTEGRA CLIN CONTRACT TYPE: Firm Fixed Price PRON: M101V346M1 PRON AMD: 02 ACRN: AB AMS CD: SM2B1100000 PSC: 1270</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u> DOC SUPPL <u>REL CD MILSTRIP ADDR SIG CD MARK FOR TP CD</u> 001 W52H090256A613 W62G2T J 2 <u>DEL REL CD QUANTITY DEL DATE</u> 028 DELETED 029 DELETED 030 DELETED 031 DELETED 032 DELETED 033 DELETED 034 DELETED 035 DELETED 036 DELETED 037 DELETED 038 DELETED 039 DELETED 040 DELETED 041 DELETED 042 DELETED 043 DELETED 044 DELETED 045 DELETED 046 DELETED</p> <p>FOB POINT: Origin</p> <p>SHIP TO: (W62G2T) XU W1BG DLA DISTRIBUTION 25600 S CHRISMAN ROAD REC WHSE 57 TRACY,CA,95304-5000</p> <p><u>CONTRACT/DELIVERY ORDER NUMBER</u> W52H09-07-D-0461/0034</p>	675	EA	\$ 409.09000	\$ 276,135.75

CONTINUATION SHEET

Reference No. of Document Being Continued

PIIN/SIIN W52H09-07-D-0461/0034 **MOD/AMD** 08

Name of Offeror or Contractor: EFW INC.

SECTION G - CONTRACT ADMINISTRATION DATA

LINE	PRON/ AMS CD/ <u>ITEM</u> <u>MIPR</u>	OBLG <u>STAT</u>	JO NO/ <u>ACCT ASSIGN</u>	<u>ACRN</u>	<u>PRIOR AMOUNT</u>	<u>INCREASE/ DECREASE</u>	<u>CUMULATIVE AMOUNT</u>
0011AA	M101V344M1 SM2B1100000	2		AB \$	607,517.10 \$	-150,886.60 \$	456,630.50
0027AA	M101V346M1 SM2B1100000	2		AB \$	465,953.51 \$	-189,817.76 \$	276,135.75
						NET CHANGE \$	-340,704.36

<u>ACRN</u>	<u>ACCOUNTING CLASSIFICATION</u>				<u>INCREASE/ DECREASE</u>
AB	97 X4930AC9D 6D	26FB	S20113	W56HZV	\$ -340,704.36
					NET CHANGE \$ -340,704.36

	<u>PRIOR AMOUNT OF AWARD</u>	<u>INCREASE/DECREASE AMOUNT</u>	<u>CUMULATIVE OBLIG AMT</u>
NET CHANGE FOR AWARD:	\$ 12,756,492.26	\$ -340,704.36	\$ 12,415,787.90

LINE	<u>ACRN</u>	<u>EDI/SFIS ACCOUNTING CLASSIFICATION</u>		
0011AA	AB	97 0X0X4930AC9D	S20113	6D0000SM2B110000026FB S20113 W56HZV
0027AA	AB	97 0X0X4930AC9D	S20113	6D0000SM2B110000026FB S20113 W56HZV