

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. Contract ID Code
Firm Fixed Price

Page 1 Of 4

2. Amendment/Modification No. 92	3. Effective Date 2013SEP12	4. Requisition/Purchase Req No. SEE SCHEDULE	5. Project No. (If applicable)
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6. Issued By U.S. ARMY CONTRACTING COMMAND SHANNON ZEMKE WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: SHANNON.B.ZEMKE@US.ARMY.MIL	Code W56HZV	7. Administered By (If other than Item 6) DCMA DETROIT 35803 MOUND ROAD STERLING HEIGHTS MI 48310	Code S2305A
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8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code) GM GDLS DEFENSE GROUP, L.L.C. 38500 MOUND RD STERLING HEIGHTS, MI 48310-3260	<input type="checkbox"/>	9A. Amendment Of Solicitation No.
	<input type="checkbox"/>	9B. Dated (See Item 11)
	<input checked="" type="checkbox"/>	10A. Modification Of Contract/Order No. W56HZV-07-D-M112/0266
	<input type="checkbox"/>	10B. Dated (See Item 13) 2011SEP23
Code INLE2	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: AA NET INCREASE: \$288,584.00

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

<input type="checkbox"/>	A. This Change Order is Issued Pursuant To: The Contract/Order No. In Item 10A.	The Changes Set Forth In Item 14 Are Made In
<input type="checkbox"/>	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).	
<input checked="" type="checkbox"/>	C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:	Mutual Agreement of the Parties
<input type="checkbox"/>	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) CARRIE CUNNINGHAM CARRIE.CUNNINGHAM2@US.ARMY.MIL (586)282-4502		
15B. Contractor/Offeror (Signature of person authorized to sign)	15C. Date Signed	16B. United States Of America By _____ /SIGNED/ (Signature of Contracting Officer)	16C. Date Signed 2013SEP12

CONTINUATION SHEET	Reference No. of Document Being Continued	Page 2 of 4
	PIIN/SIIN W56HZV-07-D-M112/0266 MOD/AMD 92	
Name of Offeror or Contractor: GM GDLS DEFENSE GROUP, L.L.C.		

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: SHANNON ZEMKE
 Buyer Office Symbol/Telephone Number: CCTA-AIP-A/(586)282-2130
 Type of Contract: Firm Fixed Price
 Kind of Contract: Service Contracts
 Type of Business: Large Business Performing in U.S.
 Surveillance Criticality Designator: B
 Weapon System: Miscellaneous Combat Vehicles

*** End of Narrative A0000 ***

1. This Modification 92 to Delivery Order 0266 under Contract W56HZV-07-D-M112 is a supplemental agreement.
2. The purpose of this Modification 92 is to settle the contractor's equitable adjustment proposal(BCT-13-0492) for costs associated with Federal Motor Vehicle Safety Standards (FMVSS) Recertification for MEVV and MCVV. The work was completed in response to Modification 56 under Delivery Order 0266, Contract W56HZV07DM112.
3. The parties have reached a total settlement of \$323,473 for this FMVSS recertification.
4. The parties mutually agreed to partially offset the above FMVSS recertification cost by applying outstanding credits still owed to the Government, inclusive of the following:
 - a. Remaining HPK and Slat weld credit of \$28,472. GDLS owed the Government a \$928,388 credit for a pricing error regarding its weld process for HPK and Slat as disclosed under BCT10-1513 on 9 June 2010. Four credits (DO 0036 Mod 90, DO 0046 Mod 58 and DO 0266 Mod 67, and DO 0026 Mod BC) have been applied to date, leaving a balance of \$28,472 owed to the Government. Upon execution of this Modification 92 to Delivery Order 0266, the credit owed to the Government for this HPK and Slat weld issues is reduced to \$0 and this action is therefore settled.
 - b. Credit of \$2,492 for 28 residual material shafts used for production (reference PCO letter SBH260).
 - c. Credit of \$3,925 for AFES battery back-up module lump sum amount for bottles at Auburn.
 - d. The total credits (items a-c) to be applied to this modification total \$34,889. Therefore the parties reach a settlement of \$288,584 for FMVSS after applying these three credits.
5. As a result of this modification, the delivery order is revised as follows:
 - a. CLIN 1011AK is added in the amount of \$288,584 to fund the delta production sustainment associated with FMVSS Recertification. The contractor may invoice for this CLIN upon execution of this modification 92.
6. In consideration of this Modification 92, agreed to herein as complete equitable adjustment for FMVSS Recertification, the Contractor hereby releases the Government from any and all liability under this contract for further equitable adjustments attributable to the FMVSS Recertification.
7. As a result of this Modification 92, the total amount obligated to Delivery Order 0266 is increased by \$288,584.
8. Except as specifically stated herein, all other terms and conditions of Delivery Order 0266 on Contract W56HZV-07-D-M112 remain unchanged and in full force and effect.

*** END OF NARRATIVE A0094 ***

CONTINUATION SHEET

Reference No. of Document Being Continued
 PIIN/SIIN W56HZV-07-D-M112/0266 MOD/AMD 92

Name of Offeror or Contractor: GM GDLS DEFENSE GROUP, L.L.C.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT									
1011	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS													
1011AK	<p>Sustainment for Doub</p> <p><u>PRODUCTION SUPPORT</u></p> <p>GENERIC NAME DESCRIPTION: Sustainment for Doub CLIN CONTRACT TYPE: Firm Fixed Price PRON: X11GW209X1 PRON AMD: 07 ACRN: AA AMS CD: 31107180004</p> <p>CLIN Added By Modification 92</p> <p>DVH delta Production Sustainment Support for FMVSS Recertification IAW C.6.8 of the basic contract.</p> <p>The Contractor may immediately invoice this amount.</p> <p>(End of narrative B001)</p> <p><u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u></p> <table border="0"> <tr> <td>DLVR SCH</td> <td></td> <td>PERF COMPL</td> </tr> <tr> <td><u>REL CD</u></td> <td><u>QUANTITY</u></td> <td><u>DATE</u></td> </tr> <tr> <td>001</td> <td>1</td> <td>30-JUN-2013</td> </tr> </table> <p>\$ 288,584.00</p>	DLVR SCH		PERF COMPL	<u>REL CD</u>	<u>QUANTITY</u>	<u>DATE</u>	001	1	30-JUN-2013	1	LO		\$ 288,584.00
DLVR SCH		PERF COMPL												
<u>REL CD</u>	<u>QUANTITY</u>	<u>DATE</u>												
001	1	30-JUN-2013												

CONTINUATION SHEET

Reference No. of Document Being Continued

PIIN/SIIN W56HZV-07-D-M112/0266 **MOD/AMD** 92

Name of Offeror or Contractor: GM GDLS DEFENSE GROUP, L.L.C.

SECTION G - CONTRACT ADMINISTRATION DATA

LINE	PRON/ AMS CD/ MIPR/ <u>ITEM</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>
1011AK	X11GW209X1 31107180004	2	1GXP46	AA \$	0.00 \$	288,584.00 \$	288,584.00
						NET CHANGE \$	288,584.00

<u>ACRN</u>	<u>ACCOUNTING CLASSIFICATION</u>	<u>INCREASE/ DECREASE</u>
AA	21 12033000015R5R07P31107131E9 S20113 W56HZV	\$ 288,584.00
		NET CHANGE \$ 288,584.00

	<u>PRIOR AMOUNT OF AWARD</u>	<u>INCREASE/DECREASE AMOUNT</u>	<u>CUMULATIVE OBLIG AMT</u>
NET CHANGE FOR AWARD:	\$ 1,063,985,299.00	\$ 288,584.00	\$ 1,064,273,883.00

LINE	<u>ITEM</u>	<u>ACRN</u>	<u>EDI/SFIS ACCOUNTING CLASSIFICATION</u>
1011AK	AA	21	111320330000 W56HZV 15R5R073110718000431E9X11GW209X1 1GXP46 S20113