

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. Contract ID Code  
Firm Fixed Price

Page 1 Of 6

2. Amendment/Modification No.

03

3. Effective Date

2013NOV15

4. Requisition/Purchase Req No.

SEE SCHEDULE

5. Project No. (If applicable)

6. Issued By

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

EMAIL: LEON.MORROW@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)

CRITICAL SOLUTIONS INTERNATIONAL INC  
2933 EISENHOWER ST STE 120  
CARROLLTON, TX 75007-4887

9A. Amendment Of Solicitation No.

9B. Dated (See Item 11)

10A. Modification Of Contract/Order No.

W56HZV-08-D-0001/0031

10B. Dated (See Item 13)

2012FEB07

Code IN5S7

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)

NO CHANGE TO OBLIGATION DATA

**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)	
		YVETTE C. THOMPSON YVETTE.C.THOMPSON@US.ARMY.MIL (586)282-7356	
15B. Contractor/Offeror	15C. Date Signed	16B. United States Of America	16C. Date Signed
_____ (Signature of person authorized to sign)		By _____ /SIGNED/ (Signature of Contracting Officer)	2013NOV15

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

<b>CONTINUATION SHEET</b>	<b>Reference No. of Document Being Continued</b>	<b>Page 2 of 6</b>
	PIIN/SIIN W56HZV-08-D-0001/0031      MOD/AMD 03	
<b>Name of Offeror or Contractor:</b> CRITICAL SOLUTIONS INTERNATIONAL INC		

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: LEON MORROW  
 Buyer Office Symbol/Telephone Number: CCTA-HTM-M/(586)282-8434  
 Type of Contract: Firm Fixed Price  
 Kind of Contract: Supply Contracts and Priced Orders  
 Type of Business: Other Small Business Performing in U.S.  
 Surveillance Criticality Designator: A  
 Weapon System: Port Support and Watercraft Equipment

\*\*\* End of Narrative A0000 \*\*\*

1. The purpose of this Modification 03 to Delivery Order 31 on Husky contract W56HZV-08-D-0001 is to incorporate an agreement between the parties regarding the final six (6) vehicles to be delivered under CLINs 5001AA and 5001AB.

2. These six vehicles were scheduled to be inspected by DCMA Israel during the period of 27 October through 1 November 2013. However DCMA Israel provided notification that it would not be available for inspections. The contractor, Critical Solutions International conducted its own inspection at its subcontractor's plant (DCD) in South Africa and provided its findings to TACOM PM AMS. Based on these finding this Modification is issued to incorporate a Conditional Acceptance for Systems serial numbers 3556 and 3557 found under CLIN 5001AB. The Conditional acceptance of these Systems is imposed due to the following discrepancies found during inspections conducted at the subcontractors plant (DCD) in South Africa:

a. Conditional Acceptance of System 3556: Vehicle 3556B has a faulty Adapter Power Supply (6130-01-284-4195). This is a GFE item and there is no additional stock on hand at the subcontractors facility (DCD).

b. Conditional Acceptance of System 3557: Vehicle 3557A also has a faulty Adapter Power Supply (6130-01-284-4195). This vehicle is also missing an AFES fire extinguisher bottle.

c. Vehicle 3557B has a faulty Adapter Power Supply (6130-01-284-4195) and a faulty VRCU Control Monitor (5895-01-545-4659). Both are GFE with no additional stock on hand at DCD. This system is also short a radio Mounting Base (5975-01-285-2352 ) and Hand Set (5965-00-043-3463) which was missing out of the GFE kit. These items are GFE items with no additional stock on hand at DCD. Additionally, this vehicle 3557B is missing an AFES fire extinguisher bottle in the cab.

The contractor identified the following GFE Items:

- (1) 3 power supply adapters, 6130-01-284-4195 (faulty). These are for trucks 3556B, 3557A, 3557B.
- (2) 1 control monitor, 5895-01-545-4659 (faulty). This is for truck 3557B.
- (3) 1 mounting base 5975-01-285-2352 (missing). This is for 3557B.
- (4) (1) handset (5965-00-043-3463) (missing) for vehicle 3557B.

3. Withhold: The Contractor shall include a withhold in the amount of \$10,000 per System. The Contractor shall provide, as an attachment to the Wide Area Work Flow (WAWF) Material Inspection Receiving Report (MIRR), a copy of this modification. The line item tab of the MIRR shall include in the description block, the following statement: Conditional acceptance items are in accordance with the attached Modification 03. The withhold amount of \$10,000 per System is applied. The invoice amount is \$1,900,626.00 less a withhold of \$10,000.00 for a net payable invoice amount of \$1,890,626.00.

4. PLEASE NOTE: Although the inspections were conducted on Systems 3556B, 3557A, and 3557B (There are two vehicles to each system (A) vehicle & (B) vehicle), the Government imposes the above withhold on all six Systems to include serial numbers \_\_3352\_\_, \_\_3553\_\_, \_\_3554\_\_, and \_\_3555\_\_, until a full inspection can be completed.

5. The parties agree that once these 6 Systems are received at LetterKenny Army Depot (LEAD) the contractor will install the above missing GFE and Contractor Provided Material within 60 days upon arrival at LEAD at no additional cost to the government to have available the faulty or missing GFE items for replacement at LEAD. These six systems will then undergo a final inspection to be performed by government personnel. Any discrepancies identified during final inspection shall be corrected by the contractor at no additional cost to the government (this does not apply to damaged caused during shipment of which that the contractor has no control over).

6. Upon completion of the installation of the shortage items, the contractor shall provide confirmation to the APM that the Systems are complete in a format to be directed by the APM. This verification will be routed through the PCO for approval. The Contractor will have satisfied the requirement of this Modification once the Contractor has obtained verification of satisfactorily completion from the PCO.

<b>CONTINUATION SHEET</b>	<b>Reference No. of Document Being Continued</b> <b>PIIN/SIIN</b> W56HZV-08-D-0001/0031 <b>MOD/AMD</b> 03	<b>Page</b> 3 <b>of</b> 6
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**Name of Offeror or Contractor:** CRITICAL SOLUTIONS INTERNATIONAL INC

The contractor shall received payment of the withhold amount (\$10,000 per system) upon final approval by the PCO.

- 7. Failure by the Contractor to complete any of the requirements in this Modification will be treated as the delivery of a deficient product and conditional acceptance will be withdrawn. In the event of the withdrawal of conditional acceptance, the Contractor agrees to refund to the Government all amounts paid to the Contractor for the delivery of the System, including any financing payments.
- 8. The conditional acceptance of these Systems does not constitute a waiver by the Government of any rights or remedies, contractual, statutory, or otherwise, and does not waive any claim by the Government.
- 9. Except as stated herein, all other terms and conditions remain unchanged.

\*\*\* END OF NARRATIVE A0004 \*\*\*

CONTINUATION SHEET

Reference No. of Document Being Continued  
 PIIN/SIIN W56HZV-08-D-0001/0031 MOD/AMD 03

Name of Offeror or Contractor: CRITICAL SOLUTIONS INTERNATIONAL INC

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT																																																
5001	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS  VEHICLE MINE MOUNTE NSN: 2355-01-560-2318 FSCM: 1N5S7 PART NR: 0001-00001-33  WITHHOLD: THE SIX (6) SYSTEMS DELIVERED UNDER THIS CLIN DURING THE MONTH OF NOVEMBER 2013 SHALL BE WITH A WITHHOLD OF \$10,000.00 AS SPECIFIED IN MODIFICATION 03.  (End of narrative A001)																																																				
5001AA	<u>VMMD MKIII TYPE II SYSTEM</u>  GENERIC NAME DESCRIPTION: VEHICLE MINE MOUNTE CLIN CONTRACT TYPE: Firm Fixed Price PRON: P126M0022T PRON AMD: 04 ACRN: AA AMS CD: 51108360010 PSC: 2355  <u>Packaging and Marking</u>  <u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin  <u>Deliveries or Performance</u> DOC SUPPL <table border="0"> <tr> <td><u>REL CD</u></td> <td><u>MILSTRIP</u></td> <td><u>ADDR</u></td> <td><u>SIG CD</u></td> <td><u>MARK FOR</u></td> <td><u>TP CD</u></td> </tr> <tr> <td>001</td> <td>W56HZV2025G800</td> <td>W90CGJ</td> <td>J</td> <td></td> <td>2</td> </tr> <tr> <td><u>DEL REL CD</u></td> <td><u>QUANTITY</u></td> <td><u>DEL DATE</u></td> <td colspan="3"></td> </tr> <tr> <td>001</td> <td>4</td> <td>31-AUG-2013</td> <td colspan="3"></td> </tr> </table> FOB POINT: Origin  SHIP TO: (W90CGJ) XR W0L6 USA DEP LETTERKENY TRANSPORTATION OFFICE BLDG 2 1 OVERCASH AVE LETTERKENNY AD CHAMBERSBURG, PA, 17201-4153  <u>CONTRACT/DELIVERY ORDER NUMBER</u> W56HZV-08-D-0001/0031  DOC SUPPL <table border="0"> <tr> <td><u>REL CD</u></td> <td><u>MILSTRIP</u></td> <td><u>ADDR</u></td> <td><u>SIG CD</u></td> <td><u>MARK FOR</u></td> <td><u>TP CD</u></td> </tr> <tr> <td>002</td> <td>W56HZV2025G801</td> <td>W90CGJ</td> <td>J</td> <td></td> <td>2</td> </tr> <tr> <td><u>DEL REL CD</u></td> <td><u>QUANTITY</u></td> <td><u>DEL DATE</u></td> <td colspan="3"></td> </tr> <tr> <td>001</td> <td>1</td> <td>31-OCT-2013</td> <td colspan="3"></td> </tr> </table>	<u>REL CD</u>	<u>MILSTRIP</u>	<u>ADDR</u>	<u>SIG CD</u>	<u>MARK FOR</u>	<u>TP CD</u>	001	W56HZV2025G800	W90CGJ	J		2	<u>DEL REL CD</u>	<u>QUANTITY</u>	<u>DEL DATE</u>				001	4	31-AUG-2013				<u>REL CD</u>	<u>MILSTRIP</u>	<u>ADDR</u>	<u>SIG CD</u>	<u>MARK FOR</u>	<u>TP CD</u>	002	W56HZV2025G801	W90CGJ	J		2	<u>DEL REL CD</u>	<u>QUANTITY</u>	<u>DEL DATE</u>				001	1	31-OCT-2013				5	EA	\$ 1,900,626.000	\$ 9,503,130.00
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CONTINUATION SHEET

Reference No. of Document Being Continued  
 PIIN/SIIN W56HZV-08-D-0001/0031 MOD/AMD 03

Name of Offeror or Contractor: CRITICAL SOLUTIONS INTERNATIONAL INC

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
5001AB	<p>FOB POINT: Origin</p> <p>SHIP TO:                      (W90CGJ) XR W0L6 USA DEP LETTERKENY                      TRANSPORTATION OFFICE BLDG 2                      1 OVERCASH AVE LETTERKENNY AD                      CHAMBERSBURG,PA,17201-4153</p> <p><u>CONTRACT/DELIVERY ORDER NUMBER</u>                      W56HZV-08-D-0001/0031</p> <p><u>VMMD MKIII TYPE II SYSTEM</u></p> <p>GENERIC NAME DESCRIPTION: VMMD - (3) BATTLE RE                      CLIN CONTRACT TYPE:                      Firm Fixed Price                      PRON: P116M1782T PRON AMD: 01 ACRN: AB                      PSC: 2355</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                      REL CD MILSTRIP ADDR SIG CD MARK FOR TP CD                      001 W56HZV3240G800 W90CGJ J 2                      DEL REL CD QUANTITY DEL DATE                      001 3 31-OCT-2013</p> <p>FOB POINT: Origin</p> <p>SHIP TO:                      (W90CGJ) XR ARMY DEPOT MAINTENANCE FACILITY                      DIR FOR MAINTANENCE BUILDING 2                      1 OVERCASH AVE LETTERKENNY AD                      CHAMBERSBURG PA 17201-4153</p> <p><u>CONTRACT/DELIVERY ORDER NUMBER</u>                      W56HZV-08-D-0001/0031</p>	3	EA	\$ 1,900,626.000	\$ 5,701,878.00

**CONTINUATION SHEET****Reference No. of Document Being Continued****Page 6 of 6****PIIN/SIIN** W56HZV-08-D-0001/0031**MOD/AMD** 03**Name of Offeror or Contractor:** CRITICAL SOLUTIONS INTERNATIONAL INC

SECTION G - CONTRACT ADMINISTRATION DATA

## 1. SPECIAL INSTRUCTIONS TO DFAS:

PLEASE SEE SECTION A FOR PAYMENT WITHOLDING INSTRUCTIONS ON CLINs  
5001AA AND 5001AB.

\*\*\* END OF NARRATIVE G0001 \*\*\*