

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT1. Contract ID Code
Firm Fixed Price

Page 1 Of 4

2. Amendment/Modification No.

P00052

3. Effective Date

2013DEC19

4. Requisition/Purchase Req No.

SEE SCHEDULE

5. Project No. (If applicable)

6. Issued By

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

Code

W56HZV

7. Administered By (If other than Item 6)

DCMA PHILADELPHIA
700 ROBBINS AVENUE, BLDG 4-A
P.O. BOX 11427
PHILADELPHIA PA 19111-0427

Code

S3915A

EMAIL: THERESA.DIXON2@US.ARMY.MIL

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

BAE SYSTEMS LAND & ARMAMENTS L.P.
1100 BAIRS RD
YORK, PA 17408-8975

9A. Amendment Of Solicitation No.

9B. Dated (See Item 11)

10A. Modification Of Contract/Order No.

W56HZV-09-C-0408

10B. Dated (See Item 13)

2009MAR31

Code 06085

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: _____ By Mutual Consent of the Parties
- 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)

KATHLEEN A. LAMBERT
KATHLEEN.LAMBERT@US.ARMY.MIL (586)282-7299

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)

2013DEC19

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 4
	PIIN/SIIN W56HZV-09-C-0408 MOD/AMD P00052	
Name of Offeror or Contractor: BAE SYSTEMS LAND & ARMAMENTS L.P.		

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: THERESA DIXON
 Buyer Office Symbol/Telephone Number: CCTA-ACP-C/(586)282-4864
 Type of Contract: Firm Fixed Price
 Kind of Contract: System Acquisition Contracts
 Type of Business: Large Business Performing in U.S.
 Surveillance Criticality Designator: B
 Weapon System: Recovery Vehicle, M51/M74/M88
 Contract Expiration Date: 2014SEP30

*** End of Narrative A0000 ***

W56HZV-09-C-0408
 Contractor: BAE Systems Land & Armaments, LLC
 Modification P00052

The purpose of this modification P00052 to Contract W56HZV-09-C-0408 against CLIN 0030AA for the M88A2 Iraq effort is for the purpose of incorporating the Performance Based Payments Milestones. Mod P00052 reflects the following changes:

a. Attachment 0019, Performance Based Payments Schedule, is added to this contract and provides the amounts to be paid upon successful performance of the corresponding events located in Schedule A and in Schedule B. These milestone events have been established on a delivery item basis. The above schedules allocate the payments associated with each event performed, per contract. The events within each schedule are consecutive and are not to be paid out of sequence.

Personnel from the cognizant DCMA office will verify successful performance through inspection and/or review of event documents prior to concurring that the event has been successfully performed.

b. In addition to the requirements of FAR 52.232-32, the form and manner of contractor requests for payment shall comprise:

- (1) Identification of any event that has been successfully performed for which payment is being requested.
- (2) Contractor certification, as it applies, stating that an event has been successfully performed, signed by an authorized official of the contractor and concurred by the Contracting Officer.
- (3) The original copy of the commercial payment request with item (2) above will be submitted to DFAS. The Contractor shall not use the SF 1443, Progress Payment Request form, for its performance-based payment requests.

CONTINUATION SHEET	Reference No. of Document Being Continued PIIN/SIIN W56HZV-09-C-0408 MOD/AMD P00052	Page 3 of 4
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Name of Offeror or Contractor: BAE SYSTEMS LAND & ARMAMENTS L.P.

(4) A separation of the amount to be paid by ACRN: There shall only be one payment request per month for all events. The separation of the amounts to be paid by ACRN shall be an attachment to the payment request, as coordinated by Administrative Contracting Officer.

c. Contracting Officer as used in FAR 52.232-32 is the cognizant Administrative Contracting Officer (ACO) at DCMA. Contractor shall not submit payment requests directly to DFAS.

d. The liquidation rate applicable to the schedules of Attachment 0019 of this contract shall be the percent of the contract price (86.0%) that was previously paid under performance-based milestone payments. FAR 52.232-32 and the information provided in this Section 3 clause in no way limit the Governments rights pursuant to the Inspection of Supplies Fixed Price and Warranty clauses of this contract.

e. The Contractor shall maintain the following records and controls for administration of FAR 52.232-32:

- (1) Copies of all Contractor certifications stating that an event has been successfully performed.
- (2) Copies of all commercial payment requests submitted and records of actual payments received.
- (3) Any other records and controls as may be required for the proper administration of PPB under this contract.

f. The Government acknowledges the potential need to reevaluate the existing milestone plan that supports the Contractor performance based payment monthly request. Therefore, the Government shall perform a reevaluation of the contractually established milestones schedule as it deems appropriate to do so, in order to validate the accuracy of the milestone schedule. If the Government finds there appears to be a deficiency in the accuracy of the contractually established milestone plan, as a result of this reevaluation, then the Government shall determine to reopen negotiations to establish an accurate milestone schedule.

*** END OF NARRATIVE A0056 ***

CONTINUATION SHEET

Reference No. of Document Being Continued

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PIIN/SIIN W56HZV-09-C-0408

MOD/AMD P00052

Name of Offeror or Contractor: BAE SYSTEMS LAND & ARMAMENTS L.P.

SECTION J - LIST OF ATTACHMENTS

<u>List of</u> <u>Addenda</u>	<u>Title</u>	<u>Date</u>	<u>Number</u> <u>of Pages</u>	<u>Transmitted By</u>
Attachment 0019	PERFORMANCE BASED PAYMENTS SCHEDULE	21-NOV-2013	001	

Event Schedule A*	Description	ECD	Billing Amount
1	Cab to Subweldment Complete, Cum #1	**Oct 2013	\$ 8,517,646
2	Hull Masterbuck Weld, Cum #3	Nov 2013	\$ 3,034,101
3	Hull Machining Complete, Cum #1	Dec 2013	\$ 3,207,033
4	Hull Machining Complete, Cum #5	Jan 2014	\$ 3,900,714
5	Hull Machining Complete, Cum #8	Feb 2014	\$ 3,220,294
6	Post Machining Complete, Cum #8	Mar 2014	\$ 1,263,436
7	Assembly Complete, Cum #3	Apr 2014	\$ 812,541
Subtotal Schedule A			\$23,955,765
Event Schedule B*			
8	L3-Acceptance of 1st Cylinder Liner 1st Cylinder Liner	**June 2013	\$ 489,684
9	L3-Acceptance of 1st Piston Assy	**July 2013	\$ 489,684
10	L3-Completion of 1st Crankcase	**Aug 2013	\$ 979,368
11	Comp of 16th engine plus corresponding CRT's (Iraq Cum #3)	Feb 2014	\$ 652,912
Subtotal Schedule B			\$ 2,611,648
Grand Total			\$26,567,413

*Schedules A and B are independent of each other but cumulative within the schedules.

**Events have been accomplished and will be billed at the time of award.