

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. Contract ID Code
Firm Fixed Price

Page 1 Of 6

2. Amendment/Modification No. P00002	3. Effective Date 2013SEP17	4. Requisition/Purchase Req No. SEE SCHEDULE	5. Project No. (If applicable)
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6. Issued By U.S. ARMY CONTRACTING COMMAND KEN THOMAS WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: KENNETH.D.THOMAS1@US.ARMY.MIL	Code W56HZV	7. Administered By (If other than Item 6) DCMA BALTIMORE 217 EAST REDWOOD STREET SUITE 1800 BALTIMORE MD 21202-3375	Code S2101A
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8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code) BERETTA USA CORP 17601 BERETTA DR ACCOKEEK, MD 20607-9566	<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-12-D-0011
	<input type="checkbox"/>	10B. Dated (See Item 13) 2012SEP10
Code 65490	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.**

<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:	Clause 52.248-4500 Config Management
<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) JENNIFER MCCALLUM JENNIFER.N.MCCALLUM@US.ARMY.MIL (586)282-3526	
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 2013SEP17

CONTINUATION SHEET**Reference No. of Document Being Continued****Page 2 of 6**

PIIN/SIIN W56HZV-12-D-0011

MOD/AMD P00002

Name of Offeror or Contractor: BERETTA USA CORP

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: KEN THOMAS
Buyer Office Symbol/Telephone Number: CCTA-ADS-A/(586)282-6949
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: B
Contract Expiration Date: 2017SEP08

*** End of Narrative A0000 ***

MODIFICATION P00002 to W56HZV-12-D-0011

The purpose of Modification P00002:

1. Incorporate the following ECPs:

- a. ARDEC/PAN L13S3039 (M9 Pistol_Receiver_drawing update)
- b. BCN01/PAN L13S5048 (M9_Pistol_Spring)
- c. BCN02/PAN L13S5049 (M9_Pistol_Magazine)
- d. BCN03/PAN L13S5050 (M9_Pistol_Marking_Reqs)
- e. BCN04/PAN L13S5051 (M9 Pistol_Surface Finish)
- f. BCN05/PAN L13S5052 (M9 Pistol_Toleranced)
- g. BCN07/PAN L13S5052 (M9 Pistol_Toleranced)
- h. BCN08/PAN L13S5052 (M9 Pistol_Toleranced)
- i. BCN06/PAN L13S5053 (M9 Pistol_Barrell-Receive)
- j. BCN09/PAN L13S5056 (M9_PistolHammerDimensionCorrections)
- k. BCN10/PAN L13S5057 (M9 PistolHammerStrut&EjectorMaterial)
- l. BCN11/PAN L13S5058 (M9_PistolFiringPinMaterial)
- m. BCN12/PAN L13S5061 (M9 Pistol_SlideFractureToughnessTestCorrections)

2. The ARDEC M9 Pistol Configuration Team has concurred with the delayed incorporation of ECP ARDEC/PAN L13S3082. Current Engineering specifications are to be used during the delayed incorporation period.
3. Identify the serial numbers for all orders: standard pistol will start at 2,010,000 and the general officer pistol will start at GO-4200, and proceed sequentially, e.g., the second standard pistol will be 2,010,001 and the second general officer pistol will be GO-4201.
4. Add the clause: "Restriction on Acquisition of Certain Articles Containing Specialty Metals" (DFARS 252.225-7009).
5. (CLIN 0006 is deleted & hereby replaced with CLIN 0007.) The change updates the NSN for the General Officer Pistol (GO Pistol) to 1005-01-588-5964. GO Pistol part number is 13026536.
6. The total contract value remains unchanged.
7. The contractor releases the Government from all liability under this contract or equitable adjustments attributable to the matters covered by this modification.
8. All other terms and conditions of the contract, except those addressed by this modification, remain unchanged and in full force and effect.

*** END OF NARRATIVE A0003 ***

CONTINUATION SHEET

Reference No. of Document Being Continued
 PIIN/SIIN W56HZV-12-D-0011 MOD/AMD P00002

Name of Offeror or Contractor: BERETTA USA CORP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS				
0006	<u>DELETED</u>				
0007	<p><u>GENERAL OFFICER PISTOL (M9)</u></p> <p>NSN: 1005-01-588-5964 GENERIC NAME DESCRIPTION: GENERAL OFFICER PISTOL PSC: 1005 CLIN CONTRACT TYPE: Firm Fixed Price</p> <p>NOUN: GO Pistol NSN: 1005-01-588-5964 P/N: 13026536</p> <p><u>Inspection and Acceptance</u></p> <p>INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u></p> <p>FOB: Origin</p> <p><u>DELIVERY / SHIP TO</u></p> <p>Delivery / Ship To information for CLIN 0001 shall be provided for within individually issued delivery order(s).</p> <p><u>PACKAGING AND MARKING</u></p> <p>Packaging and Marking information for CLIN 0001 is located within Section D, Clause 52.211-4501 - PACKAGING REQUIREMENTS (SPECIAL PACKAGING INSTRUCTIONS)</p> <p>(End of narrative B001)</p> <p><u>Packaging and Marking</u></p> <p><u>Inspection and Acceptance</u></p> <p>INSPECTION: Origin ACCEPTANCE: Origin</p> <p>FOB POINT: Origin</p>				

CONTINUATION SHEET	Reference No. of Document Being Continued	Page 4 of 6
	PIIN/SIIN W56HZV-12-D-0011	MOD/AMD P00002

Name of Offeror or Contractor: BERETTA USA CORP

SECTION D - PACKAGING AND MARKING

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
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D-1 CHANGED	52.211-4501 TACOM (RI)	PACKAGING REQUIREMENTS (SPECIAL PACKAGING INSTRUCTIONS)	DEC/2007
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A. Military preservation, packing, and marking for the item identified above shall be accomplished in accordance with the specific requirements identified below, all the applicable requirements of, MIL-STD-2073-1, Revision D, Date 15 Dec 99 including Notice 1, dated 10 May 02 and the Special Packaging Instruction (SPI) contained in the TDP.

PRESERVATION: MILITARY
 LEVEL OF PACKING: B
 QUANTITY PER UNIT PACKAGE: 001
 SPI NUMBERS:

CLIN 0001 - P9346412, Dated 10 FEB 09, Rev. D
 CLIN 0007 - 13026536, Dated 04 Mar 13

B. Unitization: Shipments of identical items going to the same destination shall be palletized if they have a total cubic displacement of 50 cubic feet or more unless skids or other forklift handling features are included on the containers. Pallet loads must be stable, and to the greatest extent possible, provide a level top for ease of stacking. A palletized load shall be of a size to allow for placement of two loads high and wide in a conveyance. The weight capacity of the pallet must be adequate for the load. The pallet shall be a 40 x 48 inch, 4-way entry pallet although variations may be permitted as dictated by the characteristics of the items being unitized. The load shall be contained in a manner that will permit safe handling during shipment and storage.

C. Marking: In addition to any special markings called out on the SPI;

C.1. All unit packages, intermediate packs, exterior shipping containers, and, as applicable, unitized loads shall be marked in accordance with MIL-STD-129, Revision P, Change Notice 4, dated 19 Sep 2007 including bar coding and a MSL label. The contractor is responsible for application of special markings as discussed in the Military Standard regardless of whether specified in the contract or not. Special markings include, but are not limited to, Shelf-life markings, structural markings, and transportation special handling markings. The marking of pilferable and sensitive materiel will not identify the nature of the materiel. Passive RFID tagging is required in all contracts that contain DFARS clause 252.211-7006. Contractors must check the solicitation and/or contract for this clause. For details and most recent information, see <http://www.acq.osd.mil/log/rfid/index.htm> for the current DoD Suppliers Passive RFID Information Guide and Supplier Implementation Plan. If the item has Unique Item Identifier (UII) markings then the concatenated UII needs to be 2D bar coded and applied on the unit package, intermediate and exterior containers, and the palletized unit load.

D. Heat Treatment and Marking of Wood Packaging Materials: All non-manufactured wood used in packaging shall be heat treated to a core temperature of 56 degrees Celsius for a minimum of 30 minutes. The box/pallet manufacturer and the manufacturer of wood used as inner packaging shall be affiliated with an inspection agency accredited by the board of review of the American Lumber Standard Committee. The box/pallet manufacturer and the manufacturer of wood used as inner packaging shall ensure tractability to the original source of heat treatment. Each box/pallet shall be marked to show the conformance to the International Plant Protection Convention Standard. Boxes/pallets and any wood used as inner packaging made of non-manufactured wood shall be heat-treated. The quality mark shall be placed on both ends of the outer packaging, between the end cleats or end battens; on two sides of the pallet. Foreign manufacturers shall have the heat treatment of non-manufactured wood products verified in accordance with their National Plant Protection Organizations compliance program. In addition, wood used as dunnage for blocking and bracing, to include ISO containers, shall be ordered with ALSC certified marking for dunnage or the markings may be applied locally at two foot intervals.

E. This SPI has been validated and the method of preservation/packing has proven successful in meeting the needs of the military distribution system, including indeterminate storage and shipment throughout the world. Special instructions and/or tailoring of the SPI is detailed in the Supplemental Instructions below. A prototype package is required to validate the sizes and fit requirements of the SPI. Minor dimensional and size changes are acceptable provided contractor provides the PCO and ACO with notification 60 days prior to delivery. Any design changes or changes in the method of preservation that provide a cost savings without degrading the method of preservation or packing or affecting the serviceability of the item will be considered and responded to within 10 days of submission to PCO and ACO. Government reserves the right to require testing to validate alternate industrial preservation methods, materials, alternate blocking, bracing, cushioning, and packing.

F. Hazardous Materials (as applicable):

F.1. Hazardous Materials is defined as a substance, or waste which has been determined by the Secretary of Transportation to be capable of posing an unreasonable risk to health, safety, and property when transported in commerce and which has been so designated. (This includes all items listed as hazardous in Titles 29, 40 and 49 CFR and other applicable modal regulations effective at the time of shipment.)

F.2. Unless otherwise specified, packaging and marking for hazardous material shall comply with the requirements for the mode of transport and the applicable performance packaging contained in the following documents:

CONTINUATION SHEET	Reference No. of Document Being Continued PIIN/SIIN W56HZV-12-D-0011 MOD/AMD P00002	Page 5 of 6
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Name of Offeror or Contractor: BERETTA USA CORP

- International Air Transport Association (IATA) Dangerous Goods Regulations
- International Maritime Dangerous Goods Code (IMDG)
- Code of Federal Regulations (CFR) Title 29, Title 40 and Title 49
- Joint Service Regulation AFJMAN24-204/TM38-250/NAVSUPPUB 505/MCO P4030.19/DLAM 4145.3 (for military air shipments).

F.3. If the shipment originates from outside the continental United States, the shipment shall be prepared in accordance with the United Nations Recommendations on the Transport of Dangerous Goods in a manner acceptable to the Competent Authority of the nation of origin and in accordance with regulations of all applicable carriers.

F.4. When applicable, a Product Material Safety Data Sheets (MSDS) is required to be included with every unit pack and intermediate container and shall be included with the packing list inside the sealed pouch attached to the outside of the package.

G. SUPPLEMENTAL INSTRUCTIONS: CLIN 0001 - N/A; CLIN 0007 - see section C for changes/updates to SPI.

(DS6419)

(End of Clause)

CONTINUATION SHEET**Reference No. of Document Being Continued****Page 6 of 6****PIIN/SIIN** W56HZV-12-D-0011**MOD/AMD** P00002**Name of Offeror or Contractor:** BERETTA USA CORP

SECTION I - CONTRACT CLAUSES

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
I-1 ADDED	252.225-7009	RESTRICTION ON ACQUISITION OF CERTAIN ARTICLES CONTAINING SPECIALTY METALS	JUN/2013