

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. Contract ID Code  
Firm Fixed Price

Page 1 Of 6

2. Amendment/Modification No.

P00005

3. Effective Date

2014APR30

4. Requisition/Purchase Req No.

SEE SCHEDULE

5. Project No. (If applicable)

6. Issued By

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

EMAIL: STEVEN.NETTER@US.ARMY.MIL

Code

W56HZV

7. Administered By (If other than Item 6)

DCMA SANTA ANA  
34 CIVIC CENTER PLAZA  
ROOM 5001  
SANTA ANA, CA 92701-4056

Code

S0513A

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

DESIGN WEST TECHNOLOGIES, INC.  
2701 DOW AVE  
TUSTIN, CA 92780-6913

9A. Amendment Of Solicitation No.

9B. Dated (See Item 11)

10A. Modification Of Contract/Order No.

W56HZV-12-D-0032

10B. Dated (See Item 13)

2012JAN09

Code 3DB52

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: Section I clause - 52.243-1
- 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)

DOROTHY Y. RIESE  
DEE.RIESE@US.ARMY.MIL (586)282-5258

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)

2014APR30

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 6****PIIN/SIIN** W56HZV-12-D-0032**MOD/AMD** P00005**Name of Offeror or Contractor:** DESIGN WEST TECHNOLOGIES, INC.

## SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: STEVE NETTER  
Buyer Office Symbol/Telephone Number: CCTA-ADT-A/(586)282-4467  
Type of Contract: Firm Fixed Price  
Kind of Contract: Supply Contracts and Priced Orders  
Type of Business: Small Disadvantaged Business Performing in U.S.  
Surveillance Criticality Designator: C  
Contract Expiration Date: 2015JAN10

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

Contract: W56HZV-12-D-0032  
Modification Number: P00005  
Contract For: M23A1 Gas Filter

Previous Estimated Contract Value: \$1,181,667.72  
Amount of this Action: \$0.00  
Total Estimated Contract Value: \$1,181,667.72

1. The purpose of this no-cost bilateral modification P00005 to Contract W56HZV-12-D-0032 is to decrease the guaranteed minimum quantity.
2. Section A Narrative is revised as follows:
  - a) Paragraph A.1.1, REQUIREMENTS - The Minimum 3 Year Quantity is changed from 350 EACH to 343 EACH
  - b) Paragraph A.1.2.1 and A.1.2.2, UNIQUE ASPECTS OF THIS SOLICITATION - 350 each is changed to 343 each.
  - c) Section B, CLIN 0001AA, Narrative A001 - 350 each is changed to 343 each.
3. All other terms and conditions remain unchanged and in full effect.

\*\*\* END OF NARRATIVE A0008 \*\*\*

**A.1 ADMINISTRATIVE SUMMARY**

Under the authority of FAR Part 16.504, the U.S. Army Contracting Command - Warren (DTA), hereby awards Contract W56HZV-12-D-0032 to Design West Technologies, Inc. as a Long Term, three (3) year Firm-Fixed Price, Indefinite Delivery Indefinite Quantity (IDIQ) contract for the 150 CFM; M23A1 Gas Filter, NSN: 4240-01-363-1310, P/N: 5-19-2298. Delivery orders will be placed as requirements surface.

**A.1.1 REQUIREMENTS:**

For CLINS 0001AA through 0003AA, M23A1 Gas Particulate Filter:  
Minimum 3 Year Quantity: 343 EACH  
Maximum 3 Year Quantity: 700 EACH

The contract will include three Ordering Periods as follows:

Ordering Period (OP) 1: Date of Award - through day 365  
(OP) 2: Day 366 - through day 730  
(OP) 3: Day 731 - through day 1095

The Government's best estimate ordering quantities for each Ordering Period are set forth below:

ORDERING PERIOD                      ESTIMATE

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**Name of Offeror or Contractor:** DESIGN WEST TECHNOLOGIES, INC.

1	350
2	100
3	100

**A.1.2 UNIQUE ASPECTS OF THIS SOLICITATION:**

1. Under an IDIQ contract agreement, ACC-WRN guarantees to buy a minimum quantity of 343 each, M23A1 Gas Particulate Filters and may order additional quantities, if we require them. Specified minimum and maximum quantities will apply to any single delivery order that we may issue under this contract.
2. The contractor shall receive an initial order of 343 each of the M23A1 Gas Particulate Filters.
3. Contractor First Article Test (FAT) is required.

**A.1.3 REQUIRED NOTIFICATION TO SUBCONTRACTORS:**

The contractor shall advise all potential suppliers and subcontractors of the DO Rating assigned to orders resulting from your subcontractors. The Rating can be found next to Block 1 on the first line of the Standard Form 26 (SF26).

**A.1.4 SET ASIDE INFORMATION:**

This contract, W56HZV-12-D-0032, is set aside as a sole source procurement to Design West Technologies (DWT) under the SBA 8(a) Program. DWT is a Small Business Administration certified 8(a) program participant.

**A.1.5 NOTICE REGARDING MARKING:**

Please note that requirements for bar-code and Military Shipping Labeling (MSL) apply to shipments made under the contract that will result from this contract. Please refer to the clause in Section D of this contract entitled, PACKAGING REQUIREMENTS.

**A.1.6 QUESTION/PROBLEM RESOLUTION:**

Routine questions regarding this contract should be directed to the buyer identified in Block 10 of the SF26. If you have more serious concerns, please seek resolution with the contracting officer. Additional sources of information can be found in the following provisions at FAR 52.201-4000: ARMY CONTRACTING COMMAND - WARREN (DTA) OMBUDSPERSON.

**A.1.7 INCONSISTENCIES BETWEEN THE ADMINISTRATIVE SUMMARY AND THE CONTRACT:**

This administrative summary has been prepared as an aid the contractor. We have made every attempt to accurately reflect the requirements and information contained in the balance of this contract. However, if you find any inconsistency between this administrative summary and the award, please contact the buyer identified in Block 10 of the SF26.

\*\*\* END OF NARRATIVE A0009 \*\*\*

Name of Offeror or Contractor: DESIGN WEST TECHNOLOGIES, INC.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	<p>SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS</p> <p>THIS IS A FIRM FIXED PRICE (FFP) INDEFINITE DELIVERY INDEFINITE QUANTITY (IDIQ) TYPE CONTRACT.</p> <p>CONTRACT DATA REQUIREMENTS (CDRLs) MAY BE SEPARATELY PRICED.</p> <p>*****</p> <p>THE FOLLOWING DEFINITIONS APPLY TO THE ENTIRE SOLICITATION AND RESULTING CONTRACT:</p> <p><u>BASIC CONTRACT ORDERING PERIOD</u></p> <p>FIRST ORDERING YEAR IS THE DATE OF BASIC CONTRACT AWARD THROUGH 365 DAYS AFTER BASIC CONTRACT AWARD.</p> <p>SECOND ORDERING YEAR IS 366 DAYS AFTER DATE OF BASIC CONTRACT AWARD THROUGH 730 DAYS AFTER BASIC CONTRACT AWARD.</p> <p>THIRD ORDERING YEAR IS 731 DAYS AFTER DATE OF BASIC CONTRACT AWARD THROUGH 1,095 DAYS AFTER BASIC CONTRACT AWARD.</p> <p>NOTE: THE PRICE APPLICABLE TO AN INDIVIDUAL ORDER IS THE PRICE FOR THE ORDERING YEAR IN WHICH THE ORDER IS ISSUED. THE DELIVERY DATE OF THE ORDER DOES NOT DETERMINE THE ORDERING YEAR.</p> <p>*****</p> <p>SUPPLIES OR SERVICES AND PRICES/COSTS:</p> <p>THE NUMBERING SYSTEM THAT IS USED IS AS FOLLOWS:</p> <p>CLIN 0001AA IS ITEM ONE FOR THE FIRST ORDERING YEAR, CLIN 0002AA IS ITEM ONE FOR THE SECOND ORDERING YEAR, CLIN 0003AA IS ITEM ONE FOR THE THIRD ORDERING YEAR</p> <p>*****</p> <p>THE INFORMATION PRESENTED BELOW APPLIES TO THE OVERALL CONTRACT:</p> <p>MINIMUM GUARANTEED 3-YEAR QUANTITY: 343 EACH (343 WILL BE AWARDED AT THE TIME OF THE BASIC CONTRACT AWARD)</p> <p>ONLY THE MINIMUM QUANTITY OF M23A1 FILTERS IS GUARANTEED.</p> <p>MAXIMUM ALLOWABLE 3-YEAR QUANTITY: 700 EACH</p> <p>(End of narrative A001)</p>				

CONTINUATION SHEET

Reference No. of Document Being Continued  
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Name of Offeror or Contractor: DESIGN WEST TECHNOLOGIES, INC.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001	M23A1 GAS PARTICULATE FILTER NSN: 4240-01-363-1310 FSCM: 81361 PART NR: 5-19-2298				
0001AA	<p>FIRST ORDERING YEAR _____</p> <p>PROGRAM YEAR: 1                      COMMODITY NAME: M23A1 GAS PARTICULATE FILTER                      CLIN CONTRACT TYPE:                          Firm Fixed Price                      PSC: 4240</p> <p><u>Description/Specs./Work Statement</u>                      TOP DRAWING NR: 5-19-2298                      DATE: 13-APR-2010</p> <p><u>Packaging and Marking</u>                      PACKAGING/PACKING/SPECIFICATIONS:                          SEE PACKAGING REQUIREMENTS CLAUSE                      LEVEL PRESERVATION: Military                      LEVEL PACKING: B</p> <p><u>Inspection and Acceptance</u>                      INSPECTION: Origin      ACCEPTANCE: Origin                       FOB POINT: Destination</p>			\$ 1,568.21000	

CONTINUATION SHEET

Reference No. of Document Being Continued  
PIIN/SIIN W56HZV-12-D-0032 MOD/AMD P00005

Name of Offeror or Contractor: DESIGN WEST TECHNOLOGIES, INC.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0004	<u>DATA ITEMS</u>  <u>Packaging and Marking</u>  FOB POINT:				