

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. Contract ID Code  
Firm Fixed Price

Page 1 Of 6

2. Amendment/Modification No. P00009	3. Effective Date 2013DEC24	4. Requisition/Purchase Req No. SEE SCHEDULE	5. Project No. (If applicable)
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6. Issued By U.S. ARMY CONTRACTING COMMAND JORDAN ZEMKE WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL  EMAIL: JORDAN.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)  GMA COVER CORP. 2401 16TH ST. PORT HURON, MI 48060-6402	<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-13-C-0165
	<input type="checkbox"/>	10B. Dated (See Item 13) 2013MAR01
Code 0V8C5	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) Payment will be made by Electronic Funds Transfer  
SEE SECTION G (IF APPLICABLE)

**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:	FAR 49.402-1
<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) TOD V. MILLER TOD.V.MILLER@US.ARMY.MIL (586)282-7243		
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 2013DEC24

<b>CONTINUATION SHEET</b>	<b>Reference No. of Document Being Continued</b>	<b>Page 2 of 6</b>
	PIIN/SIIN W56HZV-13-C-0165 MOD/AMD P00009	
<b>Name of Offeror or Contractor:</b> GMA COVER CORP.		

SECTION A - SUPPLEMENTAL INFORMATION

Buyer Name: JORDAN ZEMKE  
 Buyer Office Symbol/Telephone Number: CCTA-HTB-D/(586)282-8456  
 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: Family of Med. Tac. Veh. (FMTV), 5 ton

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

PURPOSE OF THIS MODIFICATION: TERMINATE CONTRACT FOR DEFAULT  
 PRIOR CONTRACT AMOUNT: \$6,073,490.08  
 AMOUNT OF THIS MODIFICATION: -\$4,400,527.69(decrease)  
 CUMULATIVE OBLIGATED AMOUNT: \$1,672,962.39  
 CURRENT CONTRACT AMOUNT: \$0

Notice of Termination for Default: You are hereby notified that Contract W56HZV-13-C-0165 dated 01 March 2013 is terminated as to the undelivered quantity of 1,095 each due under CLIN 0001AA, 1,860 each under CLIN 0002, 217 each on CLIN 0003AA, 900 each on CLIN 4AA, and 29 each on CLIN 4AB, on this Contract pursuant to the General Provision of the Contract entitled, "Default."

Such termination will be effective immediately.

The Government is terminating for failure to deliver on time and GMA has since gone out of business.

Said failure constitutes a breach of the contract and is proper cause for default. The right of the Contractor to proceed further with performance is terminated.

The terminated quantities of this contract may be repurchased by the Government against the account of the Contractor, who will be held liable for any excess costs. Further, the Government reserves all rights and remedies provided by law or under the contract in addition to those stated above.

This notice of termination constitutes a decision pursuant to the Disputes clause of the contract that the Contractor is in default as herebefore specified, and that the failure listed is not due to causes beyond the control of the Contractor but are within the fault or negligence of the Contractor.

This is the final decision of the Contracting Officer. You may appeal this decision to the Armed Services Board of Contract Appeals. If you decide to appeal, you must, within ninety (90) days from the date you receive this decision, mail or otherwise furnish written notice to the Armed Services Board of Contract Appeals and provide a copy to the Contracting Officer from whose decision the appeal is taken. The notice shall indicate that an appeal is intended, reference this decision, and identify the contract by number. With regard to appeals to the Armed Services Board of Contract Appeals, you may, solely at your election, proceed under the board's small claim procedure for claims of \$50,000.00 or less or its accelerated procedure for claims of \$100,000.00 or less. Also, instead of appealing to the Armed Services Board of Contract Appeals, you may bring an action directly in the United States Court of Federal Claims (except as provided in the Contracts Disputes Act of 1978, 41 U.S.C. 603, regarding Maritime Contracts) within 12 months of the date you receive this decision.

The quantity to be delivered under this contract is reduced as follows:

CLIN 0001AA is reduced by 1,095 each from 1,860 each to ZERO. (765 each units were delivered.)  
 CLIN 0002AA is reduced by 1,860 each from 1,860 each to ZERO.  
 CLIN 0003AA is reduced by 216 each from 900 each to ZERO. (684 each units were delivered.)  
 CLIN 0004AA is reduced by 900 each from 900 each to ZERO.  
 CLIN 0004AB is reduced by 29 each from 29 each to ZERO.

As a result of this Modification P00009, the total amount of contract W56HZV-13-C-0165 is decreased by \$4,400,527.69 from \$6,073,490.08 to \$1,672,962.39 (the cumulative obligated amount of which the Government has already paid for.) Current contract value is \$0.

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

CONTINUATION SHEET

Reference No. of Document Being Continued  
 PIIN/SIIN W56HZV-13-C-0165 MOD/AMD P00009

Name of Offeror or Contractor: GMA COVER CORP.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT																																				
	SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS																																								
0001	LMTV TARPS AND BOWS FSCM: 19207 PART NR: 57K1925																																								
0001AA	<p><u>PRODUCTION QUANTITY</u></p> <p>COMMODITY NAME: LMTV TARPS AND BOWS                      CLIN CONTRACT TYPE:                          Firm Fixed Price                      PRON: J015M357J0 PRON AMD: 04 ACRN: AA                      AMS CD: 51106866005                      PSC: 2540</p> <p><u>Packaging and Marking</u>                      PACKAGING/PACKING/SPECIFICATIONS:                          SEE PACKAGING REQUIREMENTS CLAUSE IN SECTION D                      UNIT PACK: 001                      LEVEL PRESERVATION: Military                      LEVEL PACKING: A</p> <p><u>Inspection and Acceptance</u>                      INSPECTION: Origin ACCEPTANCE: Origin</p> <p><u>Deliveries or Performance</u>                      DOC SUPPL  <table border="1" data-bbox="264 1234 846 1283"> <thead> <tr> <th>REL CD</th> <th>MILSTRIP</th> <th>ADDR</th> <th>SIG CD</th> <th>MARK FOR</th> <th>TP CD</th> </tr> </thead> <tbody> <tr> <td>001</td> <td>W56HZV2066M357</td> <td>W62G2X</td> <td>J</td> <td></td> <td>2</td> </tr> </tbody> </table> <table border="1" data-bbox="264 1287 846 1602"> <thead> <tr> <th>DEL REL CD</th> <th>QUANTITY</th> <th>DEL DATE</th> </tr> </thead> <tbody> <tr> <td>001</td> <td>150</td> <td>08-AUG-2013</td> </tr> <tr> <td>002</td> <td>300</td> <td>07-SEP-2013</td> </tr> <tr> <td>003</td> <td>300</td> <td>07-OCT-2013</td> </tr> <tr> <td>004</td> <td>15</td> <td>06-NOV-2013</td> </tr> <tr> <td>005</td> <td>DELETED</td> <td></td> </tr> <tr> <td>006</td> <td>DELETED</td> <td></td> </tr> <tr> <td>007</td> <td>DELETED</td> <td></td> </tr> </tbody> </table> <p>FOB POINT: Origin</p> <p>SHIP TO:                      (W62G2X) XU W0MJ US ARMY DEPOT SIERRA                      SIERRA ARMY DEPOT                      74 C STREET BLDG 304                      HERLONG, CA, 96113-5520</p> </p>	REL CD	MILSTRIP	ADDR	SIG CD	MARK FOR	TP CD	001	W56HZV2066M357	W62G2X	J		2	DEL REL CD	QUANTITY	DEL DATE	001	150	08-AUG-2013	002	300	07-SEP-2013	003	300	07-OCT-2013	004	15	06-NOV-2013	005	DELETED		006	DELETED		007	DELETED		765	EA	\$ 1,068.14000	\$ 817,127.10
REL CD	MILSTRIP	ADDR	SIG CD	MARK FOR	TP CD																																				
001	W56HZV2066M357	W62G2X	J		2																																				
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005	DELETED																																								
006	DELETED																																								
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CONTINUATION SHEET

Reference No. of Document Being Continued  
 PIIN/SIIN W56HZV-13-C-0165 MOD/AMD P00009

Name of Offeror or Contractor: GMA COVER CORP.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	(Deleted narrative A001)				
0002AA	<u>DELETED</u>				
0003	LWB MTV TARPS AND BO NSN: 2540-01-436-8898 FSCM: 19207 PART NR: 57K1935				
0003AA	<u>PRODUCTION QUANTITY</u>  COMMODITY NAME: LWB MTV TARPS AND BO CLIN CONTRACT TYPE: Firm Fixed Price PRON: J015M359J0 PRON AMD: 04 ACRN: AA AMS CD: 51106866005 PSC: 2540  <u>Packaging and Marking</u> PACKAGING/PACKING/SPECIFICATIONS: SEE PACKAGING REQUIREMENTS CLAUSE IN SECTION D UNIT PACK: 001 LEVEL PRESERVATION: Military LEVEL PACKING: A  <u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin  <u>Deliveries or Performance</u> DOC SUPPL <u>REL CD MILSTRIP ADDR SIG CD MARK FOR TP CD</u> 001 W56HZV2068M359 W62G2X J 2 <u>DEL REL CD QUANTITY DEL DATE</u> 001 121 08-AUG-2013 002 293 07-SEP-2013 003 270 07-OCT-2013 004 DELETED  FOB POINT: Origin  SHIP TO: (W62G2X) XU WOMJ US ARMY DEPOT SIERRA SIERRA ARMY DEPOT 74 C STREET BLDG 304 HERLONG, CA, 96113-5520	684	EA	\$ 1,200.33000	\$ 821,025.72

**CONTINUATION SHEET**

**Reference No. of Document Being Continued**  
**PIIN/SIN** W56HZV-13-C-0165      **MOD/AMD** P00009

**Name of Offeror or Contractor:** GMA COVER CORP.

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	(Deleted narrative A001)				
0004AA	<u>DELETED</u>				
0004AB	<u>DELETED</u>				

**CONTINUATION SHEET**

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**PIIN/SIIN** W56HZV-13-C-0165

**MOD/AMD** P00009

**Name of Offeror or Contractor:** GMA COVER CORP.

SECTION G - CONTRACT ADMINISTRATION DATA

LINE	PRON/ AMS CD/ MIPR/ <u>ITEM</u>	OBLG <u>STAT</u>	JO NO/ <u>ACCT ASSIGN</u>	ACRN	PRIOR AMOUNT	INCREASE/ DECREASE	CUMULATIVE AMOUNT
0001AA	J015M357J0 51106866005 P11P50051CJBA	2	1SMTJ0	AA	\$ 1,986,740.40	\$ -1,169,613.30	\$ 817,127.10
0002AA	J015M677J0	2	A.0010635.1.2	AC	\$ 1,870,230.00	\$ -1,870,230.00	\$ 0.00
0003AA	J015M359J0 51106866005 P11P50051CJBA	2	1SMTJ0	AA	\$ 1,080,297.00	\$ -259,271.28	\$ 821,025.72
0004AA	J015M676J0	2	A.0010635.1.2	AD	\$ 1,067,031.00	\$ -1,067,031.00	\$ 0.00
0004AB	J015M676J0	2	A.0010635.1.2	AD	\$ 34,382.11	\$ -34,382.11	\$ 0.00
					NET CHANGE	\$ -4,400,527.69	

ACRN	ACCOUNTING CLASSIFICATION	INCREASE/ DECREASE
AA 21	12035000011C1C02P51106831E1 S20113 W56HZV	\$ -1,428,884.58
AC 021	201120132035 A5XDI D14500AFPJC 3101 L033669832 A.0010635.1.2	\$ -1,870,230.00
AD 021	201120132035 A5XDI D14500AFPJC 3101 L033669351 A.0010635.1.2	\$ -1,101,413.11
NET CHANGE		\$ -4,400,527.69

NET CHANGE FOR AWARD:	PRIOR AMOUNT OF AWARD	INCREASE/DECREASE AMOUNT	CUMULATIVE OBLIG AMT
\$	6,073,490.08	\$ -4,400,527.69	\$ 1,672,962.39

LINE	ACRN	EDI/SFIS ACCOUNTING CLASSIFICATION
0001AA	AA 21	111320350000 W56HZV 11C1C025110686600531E1J015M357J0 1SMTJ0 S20113
0002AA	AC 021	201120132035 A5XDI D14500AFPJC 3101 L033669832 A.0010635.1.2 021001
0003AA	AA 21	111320350000 W56HZV 11C1C025110686600531E1J015M359J0 1SMTJ0 S20113
0004AA	AD 021	201120132035 A5XDI D14500AFPJC 3101 L033669351 A.0010635.1.2 021001
0004AB	AD 021	201120132035 A5XDI D14500AFPJC 3101 L033669351 A.0010635.1.2 021001