

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. Contract ID Code
Firm-Fixed-Price

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2. Amendment/Modification No. 0005	3. Effective Date 2012OCT18	4. Requisition/Purchase Req No. SEE SCHEDULE	5. Project No. (If applicable)
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6. Issued By U.S. ARMY CONTRACTING COMMAND CCTA-HTB-C CHARLES SCOTT (586)282-3523 WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: CHARLES.SCOTT16@US.ARMY.MIL	Code W56HZV	7. Administered By (If other than Item 6)	Code
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8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)	<input checked="" type="checkbox"/>	9A. Amendment Of Solicitation No. W56HZV-12-R-0281
		9B. Dated (See Item 11) 2012AUG20
	<input type="checkbox"/>	10A. Modification Of Contract/Order No.
		10B. Dated (See Item 13)

Code 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 2 signed 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)

**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 type="checkbox"/>	C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:	
<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)	
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

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Name of Offeror or Contractor:

SECTION A - SUPPLEMENTAL INFORMATION

The purpose of Amendment 0005 under Solicitation W56HZV-12-R-0281 is to make the following changes (all changes are marked by a single asterik, unless located within a CLIN):

1. Section J, Attachment 0008 (Pricing Spreadsheet):

- a) CLIN 0001 M200A1 Trailers Tab, update narrative "CLIN 0001 AMMPS Model" to read "CLIN 0001 AMMPS Model Trailer."
- b) CLIN 1001-1002 Tab, update narrative "Trailers & AMMPS Kits - Ordering Year 1" to read "M200A1 Trailer & AMMPS Model Trailer - Ordering Year 1", and update narrative "Ordering Year 1 CLIN 1002 AMMPS Model" to read "Ordering Year 1 CLIN 1002 AMMPS Model Trailer."
- c) CLINS 2001-2002 Tab, update narrative "Trailers & AMMPS Kits - Ordering Year 2" to "M200A1 Trailer & AMMPS Model Trailer - Ordering Year 2", and update narrative "Ordering Year 2 CLIN 2002 AMMPS Model" to "Ordering Year 2 CLIN 2002 AMMPS Model Trailer."
- d) CLINS 3001-3002 Tab, update narrative "Trailers & AMMPS Kits - Ordering Year 3" to read "M200A1 Trailer & AMMPS Model Trailer- Ordering Year 3", and update "Ordering Year 3 CLIN 3002 AMMPS Model" to read "Ordering Year 3 CLIN 3002 AMMPS Model Trailer."
- e) CLINS 4001-4002 Tab, update narrative "Trailers & AMMPS Kits - Ordering Year 4" to read "M200A1 Trailer & AMMPS Model Trailer - Ordering Year 4", and update narrative "Ordering Year 4 CLIN 4002 AMMPS Model" to read "Ordering Year 4 CLIN 4002 AMMPS Model Trailer."
- f) CLINS 5001-5002 Tab, update narrative "Trailers & AMMPS Kits - Ordering Year 5" to read "M200A1 Trailer & AMMPS Model Trailer - Ordering Year 5", and update narrative "Ordering Year 5 CLIN 5002 AMMPS" to read "Ordering Year 5 CLIN 5002 AMMPS Model Trailer."
- g) AMMPS Kit Tab, update the title of "AMMP Kit" Tab to "AMMPS Model Trailer", and update narrative "Price Breakdown -AMMPS Kit - Ordering Year 1" to "Price Breakdown -AMMPS Model Trailer - Ordering Year 1."
- h) Change the date of attachment 0008 from "10 Sep 2012" to "16 Oct 2012."

2. Section M. Delete provision 52.209-4006 (LOCAL WARREN) Evaluation Factors for First Article Test Requirement/JUL 2000.

3. Section M, Paragraph M.4.3.1.1:

Change From: An Acceptable Technical Proposal is a proposal that clearly meets the system and will meet each of the requirements based on the Offeror's proposal and as evidenced by the answers to the TIQ (Attachment 0011) questions and information submitted in support thereof.

Change To: An Acceptable Technical Proposal is a proposal that clearly will meet each of the requirements based on the Offeror's proposal as evidenced by the answers to the TIQ (Attachment 0011) questions and information submitted in support thereof.

4. Section M, Paragraph M.4.4.2, First sentence:

Change From: The assessment of the total evaluated price will include consideration of the price reasonableness of the proposed process.

Change To: The assessment of the total evaluated price will include consideration of price reasonableness.

5. All other terms and conditions remain unchanged.

6. Offerors must acknowledge receipt of this Amendment Number 0005 in its proposals in accordance with Solicitation Provision A-3 52.214-4000, entitled "Acknowledgement of Amendments."

*** END OF NARRATIVE A0006 ***

CONTINUATION SHEET

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MOD/AMD 0005

Name of Offeror or Contractor:

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 0008	*PRICING SPREADSHEET	16-OCT-2012	001	

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SECTION M - EVALUATION FACTORS FOR AWARD

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
M-1 DELETED	52.209-4006 (TACOM)	EVALUATION FACTORS FOR FIRST ARTICLE TEST REQUIREMENT	JUL/2000

M.1 BASIS FOR AWARD

M.1.1 GENERAL:

The Government plans to award one IDIQ contract for the M200A1 Trailer as a result of this solicitation

M.1.2 Selection of the successful Offeror shall be made following an assessment of each proposal against the requirements described herein and the criteria set forth below. Award will be made to the Offeror whose proposal, in the Source Selection Authority's opinion, represents the lowest price technically acceptable value to the Government.

M.1.2.1 Evaluation. Proposals will be evaluated using a Two-phase Evaluation Process. This will be a Low Price Technically Acceptable (LPTA) source selection process in accordance with (IAW) FAR 15.101-2.

M.1.3 AWARD WITHOUT DISCUSSIONS. This RFP includes FAR Provision 52.215-1 Instructions to Offerors Competitive Acquisition in Section L which advises Offerors that the Government intends to make award without conducting discussions. Where awards will be made without discussions, exchanges with Offerors are limited to Clarifications as defined in FAR 15.306(a). Therefore, the Offerors initial proposal should contain the Offerors best terms from a Price and non-Price Factor standpoint. However, under FAR 52.215-1(f)(4), the Government reserves the right to hold discussions, if necessary.

M.2 REJECTION OF OFFERS

M.2.1 Offerors shall carefully read, understand, and provide all the information requested in the Proposal Preparation Instructions contained in Section L. If there are parts of the Section L instruction you do not understand, request clarification from the Contracting Officer in writing before the closing date of this solicitation. The circumstances that may lead to the rejection of a proposal are:

M.2.1.1 The proposal fails to meaningfully respond to the Proposal Preparation Instructions specified in Section L of this solicitation. Examples of failure to meaningfully respond include:

M.2.1.1.1 When a proposal merely offers to perform work according to the RFP terms or fails to present more than a statement indicating its capability to comply with the RFP terms and does not provide support and elaboration as specified in Section L of this solicitation.

M.2.1.1.2 A proposal fails to provide any of the data and information required in Section L.

M.2.1.1.3 A proposal provides some data but omits significant material data and information required by Section L.

M.2.1.1.4 A proposal merely repeats the contract Scope of Work without elaboration.

M.2.1.2 The proposal reflects an inherent lack of technical competence or a failure to comprehend the complexity and risks required to perform the RFP's requirements because it is unrealistic in terms of technical or schedule commitments.

M.2.1.3 The proposal contains any unexplained significant inconsistency between the proposed effort and cost or price, which implies the Offeror, has (1) an inherent misunderstanding of Scope of Work, or (2) an inability to perform the resultant contract.

M.2.1.4 The proposal is unbalanced as to cost or price. An unbalanced offer is one which is based on costs or prices significantly high or low for one given period versus another period. There must be a direct relationship between the effort expended and its cost or price for each year.

M.2.1.5 The proposal price is unreasonable or unaffordable.

M.2.1.6 The proposal offers a product or service that does not meet all stated material requirements of the solicitation.

M.3. EVALUATION PROCESS

M.3.1 SOURCE SELECTION AUTHORITY

The Source Selection Authority (SSA) is the official designated to direct the source selection process and select the Offeror for contract award.

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M.3.2 SOURCE SELECTION EVALUATION BOARD (SSEB)

A Source Selection Evaluation Board (SSEB) has been established by the Government to evaluate proposals in response to this solicitation. The SSEB is comprised of technically qualified individuals who have been selected to conduct this evaluation in accordance with the Evaluation Criteria for this solicitation. Careful, full and impartial consideration will be given to the evaluation of all proposals received pursuant to this solicitation.

M.3.3 RESPONSIBILITY

M.3.3.1. Determination of Responsibility and Eligibility for Award. Per FAR 9.103, contracts will be placed only with Contractors that the Contracting Officer determines to be responsible, that is, those who can satisfactorily perform the necessary tasks and delivery of the required items on time. Prospective Offerors, in order to qualify as sources for this acquisition, must be able to demonstrate that they meet standards of responsibility set forth in FAR 9.104. In addition, the Government may assess the Offerors financial ability to meet the RFP requirements. The Government reserves the right to conduct a Pre-Award Survey on any or all Offerors (or their Significant Subcontractors) to aid the PCO in the evaluation of each Offeror's proposal and ensure that a selected Contractor is responsible. No award can be made to an Offeror who has been determined to be not responsible by the Contracting Officer. To make sure that you meet the responsibility criteria at FAR 9.104, we may:

- a. Arrange a visit to your plant and perform a necessary Pre-Award Survey, or
- b. Ask you to provide technical, production, quality and/or financial information. If you do not provide us with the data we ask for within 7 days from the date you receive our request, or if you refuse to have us visit your facility, we may determine you non-responsible. If we visit your facility, please make sure that you have current data relevant to your proposal available for our team to review.

M.4 EVALUATION FACTORS FOR AWARD

M.4.1 Selection of the successful Offeror shall be made following an assessment of each proposal, based on the response to the information called for in Section L and against the solicitation requirements and the evaluation criteria described herein. Proposals will be evaluated as specified herein, to include developing narrative support for the evaluation conclusions under each Factor. The Government reserves the right to reject offers, in accordance with solicitation provision M.2 "Rejection of Offers" above. Proposals will be evaluated as described herein.

M.4.2 Evaluation:

M.4.2.1 Proposals will be evaluated using a Two-phase Evaluation Process. This will be a Low Price Technically Acceptable (LPTA) source selection process in accordance with (IAW) FAR 15.101-2, as follows.

- (1) Phase I of this LPTA evaluation is an assessment of Technical Factor proposals on an Acceptable/Unacceptable basis. In order to be considered for award, Offeror's proposals must be rated Acceptable under each Technical Factor cited in the Technical Information Questionnaire (TIQ). Any Offeror's proposal assessed as Unacceptable under the Technical Factor will be ineligible for award. Offerors whose Technical proposals are rated Unacceptable may be notified at any time that the proposal will no longer be considered for award.
- (2) Under Phase II of the LPTA evaluation, proposals will be evaluated for the total lowest evaluated price which will include an assessment of price reasonableness. Award will be made to the proposal with the lowest total evaluated price which was also rated Acceptable under the Phase I Technical Factor.

M.4.3 Phase I - Technical Factor

M.4.3.1. Technical Volume Evaluation: Phase I Acceptable/unacceptable (L.3.3.)

Phase I will be an acceptable/unacceptable evaluation to determine whether the Offeror meets the contract requirements contained in Section C based on the response to the information called for in the TIQ (Attachment 0011). The information submitted in response to the TIQ will be used to verify conformance to the performance requirements. No evaluation credit will be given for exceeding performance requirements. The determination of an acceptable proposal will be based on an evaluation of the technical proposal against the following definition:

M.4.3.1.1. An Acceptable Technical Proposal is a proposal that clearly will meet each of the requirements based on the Offeror's proposal as evidenced by the answers to the TIQ (Attachment 0011) questions and information submitted in support thereof.*

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* Indicates a change made under Amendment 0005.

M.4.3.1.2. If sufficient evidence is not provided to substantiate adherence to requirements in Section C as evidenced from the answers to the TIQ (Attachment 0011) questions and information submitted in support thereof, the Offeror will be deemed Unacceptable under Phase I and will not be eligible for award.

M.4.4 Phase II- Price Factor

M.4.4.1 The Price Factor evaluation will consider the total evaluated price to the Government.

M.4.4.2 The assessment of the total evaluated price will include consideration of price reasonableness.* Reasonableness exists when the offered price does not exceed what would be incurred by a prudent person in the conduct of competitive business. The Government may reject a proposal which is not reasonable.

* Indicates a change made under Amendment 0005.

M.4.4.3 The total evaluated price amount will be used in the evaluation. The total evaluated price amount shall include all CLINs. The total evaluated price amount for an Offeror shall use (for evaluation purposes only) the quantities on Attachment 0008, and shall be calculated per Attachment 0008.

M.4.4.4. The transportation costs will be added to the total evaluated price as provided in TACOM Clause, 52.247-4006 Method of Evaluation for F.O.B. Origin Transportation Offers. For evaluation purposes the transportation costs evaluation will include the Governments estimate of the associated transportation cost of shipping 443 each Base M200A1 Trailer, 2.5 Ton Single Axle Chassis Trailer.

The destination for the quantity of 443 each trailers is:

TOBYHANNA ARMY DEPOT
 XR WOML USA DEP TOBYHANNA
 SQUIRE STREET
 ASARS 1C BAY 5
 TOBYHANNA, PA 18466-5050

*** END OF NARRATIVE M0001 ***