

<b>SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS</b> <i>OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, &amp; 30</i>				1. REQUISITION NUMBER	PAGE 1 OF <span style="float: right;">32</span>
2. CONTRACT NO. SP0300-00-D-2993	3. AWARD/EFFECTIVE DATE 24 AUG 00	4. ORDER NUMBER	5. SOLICITATION NUMBER SP0300-00-R-4009	6. SOLICITATION ISSUE DATE 29 DEC 1999	
7. FOR SOLICITATION INFORMATION CALL:	a. NAME MARY JEAN STELTZ, Contract Specialist		b. TELEPHONE NUMBER (No collect calls) (215) 737-7193	8. OFFER DUE DATE/ LOCAL TIME	
9. ISSUED BY DEFENSE SUPPLY CENTER PHILADELPHIA DIRECTORATE OF SUBSISTENCE, BLDG. 6 700 ROBBINS AVENUE PHILADELPHIA, PA 19111-5092  NOTE: MAIL OR HANDCARRY OFFER AS SPECIFIED ON PAGE 3.		CODE SP0300	10. THIS ACQUISITION IS <input checked="" type="checkbox"/> UNRESTRICTED <input type="checkbox"/> SET ASIDE: %FOR <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> SMALL DISADV. BUSINESS <input type="checkbox"/> B/AI SIC: SIZE STANDARD:		11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE  13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700)  13b. RATING  14. THIS ACQUISITION IS <input type="checkbox"/> RFD <input type="checkbox"/> IFB <input checked="" type="checkbox"/> RFP
15. DELIVER TO  SEE PAGE 2		CODE	16. ADMINISTERED BY SAME AS BLOCK 9		CODE
17a. CONTRACTOR/OFFEROR LANKFORD SYSCO FOOD SERVICES, INC. 33239 COSTEN ROAD POCOMOKE CITY, MD. 21851-0477 TELEPHONE NO		CODE 00UUM9	FACILITY CODE 053945259	18a. PAYMENT WILL BE MADE BY DFAS - COLUMBUS CENTER ATTN: DFAS-CO-SEP P.O. BOX 182317 COLUMBUS, OH 43218	
<input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER		18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED <input type="checkbox"/> SEE ADDENDUM		CODE S33150	
19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES		21. QUANTITY	22. UNIT	23. UNIT PRICE
	SUBSISTENCE PRIME VENDOR FOR MID ATLANTIC NORTH AREA				
	THIS IS AN INDEFINITE QUANTITY CONTRACT WITH A 4 YR BASE TERM & 4 (1) YR OPTIONS				
	CONTRACT PERIOD: 23 OCT 00 - 22 OCT 01				
	<i>(Attach Additional Sheets as Necessary)</i>				
25. ACCOUNTING AND APPROPRIATION DATA SG 97X4930.5CS0 01 26.0 S33150			26. TOTAL AWARD AMOUNT (For Govt. Use Only) \$12,000,000.00 EST BASE YR		
<input checked="" type="checkbox"/> 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4. FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA			<input checked="" type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.		
<input type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4. FAR 52.212-5 IS ATTACHED. ADDENDA			<input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.		
28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN <u>ONE</u> COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED HEREIN.			29. AWARD OF CONTRACT: REFERENCE <u>SP0300-00-R-4009</u> OFFER DATED <u>18-JAN-00</u> YOUR OFFER ON SOLICITATION (BLOCK <u>1</u> ), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH HEREIN, IS ACCEPTED AS TO ITEMS: <u>AMEND 0001 - 0005</u>		
30a. SIGNATURE OF OFFEROR/CONTRACTOR 			31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER) 		
30b. NAME AND TITLE OF SIGNER (TYPE OR PRINT) C. FREDERICK LANKFORD PRESIDENT & CEO		30c. DATE SIGNED JAN 18, 00	31b. NAME OF CONTRACTING OFFICER (TYPE OR PRINT) JOSEPH HAUSER		31c. DATE SIGNED 8/24/00
32a. QUANTITY IN COLUMN 21 HAS BEEN <input type="checkbox"/> RECEIVED <input type="checkbox"/> INSPECTED <input type="checkbox"/> ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED			33. SHIP NUMBER <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	34. VOUCHER NUMBER	35. AMOUNT VERIFIED CORRECT FOR
32b. SIGNATURE OF AUTHORIZED GOVT REPRESENTATIVE		32c. DATE SIGNED	36. PAYMENT <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL		37. CHECK NUMBER
41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT			38. S/R ACCOUNT NUMBER		39. S/R VOUCHER NUMBER
41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER		41c. DATE SIGNED	42a. RECEIVED BY (Print)		40. PAID BY
			42b. RECEIVED AT (Location)		
			42c. DATE REC'D (YY/MM/DD)		

The following amendments, referenced on page 1, are hereby incorporated as part of this contract:

- Amendment 0001 dated 10 January 2000
- Amendment 0002 dated 19 January 2000
- Amendment 0003 dated 20 January 2000
- Amendment 0004 dated 20 June 2000
- Amendment 0005 dated 30 June 2000

The following represents a brief summary of the contract's terms and conditions, including, but not limited to, the identified contractor's enhancements:

#### SUPPLIES OR SERVICE AND PRICES

##### Customers:

Aberdeen Proving Ground, MD  
AEGIS SCS, VA  
Andrews AFB, MD  
Bolling AFB, DC  
Dahlgren NSWC, MD  
Dover AFB, DE  
Fort AP Hill, VA  
Fort Belvoir, Va  
Fort McNair, MA  
Fort Meade, MD  
Fort Detrick, MD  
Henderson Hall, VA  
Fort Myer, VA  
House of Four Hats, MD  
Marine Barracks, DC  
NS Annapolis, MD  
Nav Sup Fac Thurmont, MD  
Quantico MC, VA  
Washington, DC Schools  
Old Dominion JCC, VA

**ITEMS:** Total Food and Beverage Support for DoD and non-DoD customers. Not included in this contract: Fresh Fruit and Vegetables, Fresh Milk and Fresh Bread and Bakery Products.

**DELIVERY:** Delivery shall occur no more than 48 hours after order placement unless otherwise specified by customer.

**MINIMUM FILL RATE:** 98.5% without substitutions

**CONTRACT TERM:** One (1) year Base Term with Four (4) One year options: Base Term: October 20, 2000 (date of first order) through October 20, 2001 (date of last delivery)

**CONTRACT TYPE:** Indefinite Quantity contract – Firm Fixed Price

**This contract contains a guaranteed minimum of 25% of the estimated dollar value. The estimated dollar value of the base term of the contract is \$12 million. The maximum ceiling will be 125% of the estimated dollar value. In the event of emergency and/or mobilization, the government reserves the right to unilaterally execute an alternate maximum ceiling of 150% of the estimated dollar value.**

**To the extent that customers do not meet their estimated dollar purchases, the Contracting Officer reserves the right to add more than 25% of additional business equivalent to the percentage of unused business.**

**PRICING: firm Fixed Price**

- All pricing will be firm at time of order
- All Unit Prices shall be formulated in accordance with Clause 52.212-4(t).
- The unit Price is calculated by adding the "Delivered Price" and the "Distribution Price".
- Delivered Prices will be updated weekly (on Friday) and will be effective from Monday through Sunday.
- Unit Prices may not extend beyond two (2) places after the decimal point.
- If the government determines to invoke the options, the distribution prices remain unchanged in accordance with Lankford-Sysco's offer.

**LISTED ON PAGES 4 THROUGH 11 ARE THE DISTRIBUTION PRICES FOR THE 60 SOLICITATION MARKET BASKET ITEMS. THE DISTRIBUTION PRICES FOR THESE 60 ITEMS WILL REMAIN FIXED THROUGHOUT THE LIFE OF THE CONTRACT. LISTED ON PAGES 12-14 ARE THE DISTRIBUTION PRICES FOR ALL OTHER FOOD AND BEVERAGE ITEMS.**

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**ATTACHMENT A****DEFINITIONS**

**SMALL BUSINESS CONCERN:** A small business is a concern, including its affiliates, which is organized for profit; independently owned and operated; not dominant in the field of operation in which it is competing; and can further qualify under the criteria concerning number of employees, average annual receipts, or other criteria as prescribed by the Small Business Administration.

**HUBZone:** An historically underutilized business zone, which is an area located within one or more qualified census tracts, qualified non-metropolitan counties, or lands within the external boundaries of an Indian reservation.

**HUBZONE SMALL BUSINESS CONCERN:** A small business concern that is located in an "historically underutilized business zone;" is owned and controlled by one or more U. S. Citizens; and at least 35% of its employees reside in the HUBZone. Status as a qualified HUBZone small business concern is determined by the Small Business Administration (SBA). If the SBA determines that a concern is a qualified HUBZone small business, it will issue a certification to that effect and will add the concern to the List of Qualified HUBZone Small Business Concerns on its Internet site at [www.sba.gov/hubzone](http://www.sba.gov/hubzone). The concern must appear on the list to be a HUBZone small business concern. HUBZone certifications will also appear in individual firm profiles in SBA's PRO-Net.

**SMALL DISADVANTAGED BUSINESS CONCERN (SDB):** A small business concern (1) which is at least 51% owned by one or more socially and economically disadvantaged individuals; or, in the case of any publicly owned business, at least 51% of the stock is owned by one or more socially and economically disadvantaged individuals; and (2) whose management and daily business operations are controlled by one or more such individuals. The term "socially disadvantaged" means individuals who have been subjected to racial or ethnic prejudice or cultural bias because of identity as a member of groups without regard to their individual qualities. The following individuals are presumed to be socially disadvantaged: Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, and Subcontinent Asian Americans. The term "economically disadvantaged" means socially disadvantaged individuals whose ability to compete in the free enterprise systems is impaired due to diminished capital and credit as compared to others in the same/similar line of business and, as a result, have been or are likely to be precluded from successfully competing in the open market. A socially disadvantaged individual whose personal net worth does not exceed \$750,000 (\$250,000 for certification under the SBA Section 8 (a) Program), excluding his/her ownership interest in the company and equity in his/her personal residence is considered to be economically disadvantaged.

Effective October 1, 1999, a subcontractor claiming SDB status must be certified by the Small Business Administration. SDBs can obtain application information from the SBA by calling 800-558-0884. SDBs that receive formal certification are listed in the SBA on-line data base, PRO-Net, at <http://pro-net.sba.gov>.

**WOMAN-OWNED SMALL BUSINESS CONCERN:** A small business concern that is at least 51% owned by one or more women; or in the case of any publicly owned business, at least 51% of the stock is owned by one or more women and whose management and daily business operations are controlled by one or more women.

**INVOICING:**

- Each shipment shall be accompanied by three (3) copies of the invoice (an original plus two (2) copies). The receiving official should retain a copy of the invoice at the customer's location. The original invoice shall be returned to the prime vendor.
- The contractor must submit two (2) copies of the invoice, the original signed invoice, and a copy, to the Defense Finance and Account Service (DAS) in Columbus, Ohio for payment. The address is noted on Page 1, Block 18 a, of the contract.
- The following address must appear in the "Bill To" or "Payment Will be Made By" block of the contractor's invoice:

DFAS-Columbus Center  
ATTN: DFAS-CO-SEP  
P.O. Box 182317  
Columbus, OH 43218

- Each invoice shall contain sufficient data for billing purposes. This includes, but is not limited to:
  1. Contract Number, Call or Delivery Order Number, and Purchase Order Number;
  2. DODAAC;
  3. Contract line listed in numerical sequence;
  4. Item nomenclature;
  5. Clearly identified and annotated changes on all copies; and
  6. Total dollar value on each invoice (reflecting changes to the shipment, if applicable).
  7. In the near future, Lankford's Sysco will invoice utilizing the electronic invoicing method. Lankford will commence transmitting 810 transactions within 10 days upon notification by the Government representative.
  8. Point of Contact for Payment Issues at Lankford Sysco.