

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE	PAGE 1 OF 3 PAGES
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 05/09/20	4. REQUISITION/PURCHASE REQ. NO. 34-0043-06	5. PROJECT NO. (If applicable)	
6. ISSUED BY Naval Research Laboratory Contracting Division, Code 3220.SK 4555 Overlook Ave, SW Washington DC 20375-5326		CODE N00173	7. ADMINISTERED BY (If other than Item 6)		CODE
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) TO ALL OFFERORS			(X)	9A. AMENDMENT OF SOLICITATION NO. N00173-06-R-SK05	
			X	9B. DATED (SEE ITEM 11) 03/21/06	
				10A. MODIFICATION OF CONTRACT/ORDER NO.	
				10B. DATED (SEE ITEM 11)	
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 copies of the amendment; (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 your 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 MODIFICATION OF CONTRACTS/ORDERS.  
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) 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 date, 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:
	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 page 2.

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)		16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer)	
15C. DATE SIGNED		16C. DATE SIGNED	

The purpose of this amendment is to publish questions from potential offerors and the answers to those questions and to extend the closing date.

1. Answers to questions received are shown below.

Q1. Reference Section E-1, p. 5, DFARS Clause 252.246-7000 is incorporated by reference. It requires the preparation and use of a DD Form 250. DD Form 250s are not currently required under the existing supply agreement. Can a commercial shipper be used instead of the DD Form 250?

A1. Paragraph (b) of DFARS Clause 252.246-7000 says:

(b) Contractor submission of the material inspection and receiving information required by Appendix F of the Defense FAR Supplement by using the Wide Area WorkFlow-Receipt and Acceptance (WAWF-RA) electronic form (see paragraph (b)(1) of the clause at [252.232-7003](#)) fulfills the requirement for a material inspection and receiving report (DD Form 250).

Q2. Reference Section G-2, p. 8, Since the contractor must submit invoices electronically, will the Government consider an alternate unit of measure to facilitate the invoicing?

A2. Section B, Item Number 0001 and 0001AA are revised as follows to require contractor to provide pricing per gallon on a yearly basis.

**B-1 SUPPLIES OR SERVICES AND PRICES/COSTS**

<b>ITEM NUMBER</b>	<b>SUPPLIES OR SERVICES</b>	<b>Total Not-to-Exceed AMOUNT</b>
0001	Bulk delivery of liquid nitrogen, leasing of contractor-supplied tanks; purchase of contractor-supplied tanks, and services for adjustments, installation, removal, or addition of contractor-supplied tanks as described in Section C on a delivery order basis.	\$

0001AA      The contractor shall provide bulk delivery of liquid nitrogen as described in Section C-1 on a delivery order basis to Government-owned and contractor-supplied tanks.

SUPPLIES	NOT-TO-EXCEED QUANTITY	UNIT	PERIOD OF PERFORMANCE	YEARLY FIXED UNIT PRICE	NOT-TO EXCEED AMOUNT
Bulk Liquid Nitrogen	1,450,000	gallons	10/1/2006 – 9/30/2007		
Bulk Liquid Nitrogen	1,450,000	gallons	10/1/2007 – 9/30/2008		
Bulk Liquid Nitrogen	1,450,000	gallons	10/1/2008 – 9/30/2009		
Bulk Liquid Nitrogen	1,450,000	gallons	10/1/2009 – 9/30/2010		
Bulk Liquid Nitrogen	1,450,000	gallons	10/1/2010 – 9/30/2011		

Q3. Reference Section G-4, p. 9, Will Delivery Orders be issued on or in advance of their effective date? Will they be issued annually or more frequently?

A3. Yes. It is anticipated that they will be issued quarterly.

Q4. Reference Section I-1, p. 12, 13, 14, Section I lists many clauses incorporated by reference that do not appear to apply to this procurement. Please identify which clauses are to be incorporated by reference.

A4. All clauses listed in Section I will be incorporated by reference in accordance with the FAR and DFARS proscriptions. If an offeror wishes to take exception to a clause, that exception should be noted in the proposal.

Q5. Reference Section I-1, p. 12, FAR clause 52.204-9 Personal Identity Verification of Contractor Personnel is incorporated by reference. What NRL identity verification procedures will be used?

A5. Visitors must present a Drivers License and Proof of Citizenship or a valid Green Card.

2. The date shown for receipt of proposals in Block 9 of the SF 33 and in L-3 on page 19 is changed to read May 16, 2006.