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PIIN/SIIN DAAA09-03-R-0071

MOD/AMD 0004

Name of Offeror or Contractor:

SECTION A - SUPPLEMENTAL INFORMATION

1. The purpose of this amendment is to incorporate the following changes:

a. Delete Clause E-6 "First Article Test (Government Testing)" and replace with Clause ES6031 "First Article Test (Contractor Testing)".

b. Delete Clause I-55 "First Article Approval - Government Testing" and replace with Clause IF7018 "First Article Approval (Contractor Test)"

c. The Destination for the Production Quantity (Clause M-4) will be shipped to the following address:

SUPP ADD: W90Y62

ADDRESS: Milan Army Ammo Plant
Army PA Funded Acct
2280 Hwy 104 West Ste 1
Milan, TN 38358-3176

2. The following statement is provided to clarify the first article requirement -

"The Government will be paying for the proving ground tests. It is the contractor's responsibility to prepare and ship samples to Hawthorne Proving Ground, Marine Corp Program Department, 1 South Main Ave, Hawthorne, NV.

3. The closing date is extended from 24 March 2004 to 31 March 2004 (3:00p.m.).

4. All other terms and conditions remain unchanged.

*** END OF NARRATIVE A 005 ***

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SECTION E - INSPECTION AND ACCEPTANCE

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

| <u>Status</u> | <u>Regulatory Cite</u> | <u>Title</u> | <u>Date</u> |
|---------------|------------------------|---|-------------|
| E-1 DELETED | 52.209-4511 LOCAL | FIRST ARTICLE TEST (GOVERNMENT TESTING) | MAY/1994 |
| E-2 CHANGED | 52.209-4512 LOCAL | FIRST ARTICLE TEST (CONTRACTOR TESTING) | MAY/1994 |

a. The first article shall consist of:

See Table I of MIL-C-48867B with Amendment 4. Sample A 110 each. Sample B, Ballistic Sample of 200 each, shall not be shipped to the proving ground until the Contracting Officer has accepted Sample A.

which shall be examined and tested in accordance with contract requirements, the item specifications), Quality Assurance Provisions (QAPS) and all drawings listed in the Technical Data Package.

b. The first article shall be representative of items to be manufactured using the same processes and procedures and at the same facility as contract production. All parts and materials, including packaging and packing, shall be obtained from the same source of supply as will be used during regular production. All components, subassemblies, and assemblies in the first article sample shall have been produced by the Contractor (including subcontractors) using the technical data package provided by the Government.

c. The first article shall be inspected and tested by the contractor for all requirements of the drawing(s), the QAPs, and specifications) referenced thereon, except for:

(1) Inspections and tests contained in material specifications provided that the required inspection and tests have been performed previously and certificates of conformance are submitted with the First Article Test Report.

(2) Inspections and tests for Military Standard (MS) components and parts provided that inspection and tests have been performed previously and certifications for the components and parts are submitted with the First Article Test Report.

(3) Corrosion resistance tests over 10 days in length provided that a test specimen or sample representing the same process has successfully passed the same test within 30 days prior to processing the first article, and results of the tests are submitted with the First Article Test Report.

(4) Life cycle tests over 10 days in length provided that the same or similar items manufactured using the same processes have successfully passed the same test within 1 year prior to processing the first article and results of the tests are submitted with the First Article Test Report.

(5) Onetime qualification tests, which are defined as a onetime on the drawing(s), provided that the same or similar item manufactured using the same processes has successfully passed the tests, and results of the test are on file at the contractor's facility and certifications are submitted with the First Article Test Report.

d. The Contractor shall provide to the Contracting Officer at least 15 calendar days advance notice of the scheduled date for final inspection and test of the first article. Those inspections which are of a destructive nature shall be performed upon additional sample parts selected from the same lot(s) or batch(es) from which the first article was selected.

e. A First Article Test Report shall be compiled by the contractor documenting the results of all inspections and tests (including supplier's and Vendor's inspection records and certifications, when applicable). The First Article Test Report shall include actual inspection and test results to include all measurements, recorded test data, and certifications (if applicable) keyed to each drawing, specification and QAP requirement and identified by each individual QAP characteristic, drawing/specification characteristic and unlisted characteristic. The Government Quality Assurance Representative's (QAR) findings shall be documented on DD Form 1222, Request for and Results of Tests, and attached to the contractor's test report. Two copies of the First Article Test Report and the DD Form 1222 will be submitted through the Administrative Contracting Officer to the Contracting Officer with an additional information copy furnished to HQ AFSC, ATTN: Marine Corp Liaison Office, 1 Rock Island, Rock Island, IL 61299-6000.

f. Notwithstanding the provisions for waiver of first article, an additional first article sample or portion thereof, may be ordered by the Contracting Officer in writing when (i) a major change is made to the technical data, (ii) whenever there is a lapse in production for a period in excess of 90 days, or (iii) Whenever a change occurs in place of performance, manufacturing process, material used, drawing, specification or source of supply. When conditions (i), (ii), or (iii) above occurs, the Contractor shall notify the Contracting Officer so that a determination can be made concerning the need for the additional first article sample or portion thereof, and instructions provided concerning the submission, inspection, and notification of results. Costs of the first article testing

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resulting from production process change, change in the place of performance, or material substitution shall be borne by the Contractor.

(End of clause)

(ES6031)

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Name of Offeror or Contractor:

SECTION I - CONTRACT CLAUSES

For Local Clauses See: <http://www.osc.army.mil/ac/aaais/ioc/clauses/index.htm>

| <u>Status</u> | <u>Regulatory Cite</u> | <u>Title</u> | <u>Date</u> |
|---------------|------------------------|--------------|-------------|
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|-------------|----------|---|----------|
| I-1 DELETED | 52.209-4 | FIRST ARTICLE APPROVAL - GOVERNMENT TESTING | SEP/1989 |
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| I-2 CHANGED | 52.209-3 | FIRST ARTICLE APPROVAL - CONTRACTOR TESTING | SEP/1989 |
|-------------|----------|---|----------|

(a) The Contractor shall test * unit(s) of Lot/Item * as specified in this contract. At least fifteen (15) calendar days before the beginning of first article tests, the Contractor shall notify the Contracting Officer, in writing, of the time and location of the testing so that the Government may witness the tests.

(b) The Contractor shall submit the first article test report within ** calendar days from the date of this contract to * marked "FIRST ARTICLE TEST REPORT: Contract No.____,Lot/Item No.____." Within thirty (30) calendar days after the Government receives the test report, the Contracting Officer shall notify the Contractor, in writing, of the conditional approval, approval, or disapproval of the first article; except that the number of days from receipt of the test report until the Contractor is notified shall be sixty (60) calendar days (instead of 30) when the option to perform confirmatory testing is exercised by the Government. The notice of conditional approval or approval shall not relieve the Contractor from complying with all requirements of the specifications and all other terms and conditions of this contract. A notice of conditional approval shall state any further action required of the Contractor. A notice of disapproval shall cite reasons for the disapproval.

* (See instructions regarding submission of First Article clause)

** (See Schedule B)

(End of Clause)

(IF7018)

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SECTION M - EVALUATION FACTORS FOR AWARD

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

| <u>Status</u> | <u>Regulatory Cite</u> | <u>Title</u> | <u>Date</u> |
|---------------|------------------------|---------------------|-------------|
| M-1 CHANGED | 52.247-49 | DESTINATION UNKNOWN | APR/1984 |

For the purpose of evaluating offers and for no other purpose, the final destination(s) for the supplies will be considered to be as follows: Milan Army Ammo Plant, Army PA Funded Acct, 2280 Hwy 104 West Ste 1, Milan, TN 38358-3176.

(End of Provision)

(MF6007)