

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE R	PAGE OF PAGES 1   7
2. AMENDMENT/MODIFICATION NO. P00007	3. EFFECTIVE DATE 28-Jan-2003	4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)
6. ISSUED BY US ARMY SPACE & MISSILE DEFENSE COMMAND PO BOX 1500 HUNTSVILLE AL 35807-3801	CODE W31RPD	7. ADMINISTERED BY (If other than item 6) DCM BIRMINGHAM BURGER PHILLIPS CENTER 1910 THIRD AVE., NORTH, RM. 201 BIRMINGHAM AL 35203-2376		CODE S0101A
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code) KWAJALEIN RANGE SERVICES, LLC 4975 BRADFORD DR., SUITE 600 HUNTSVILLE AL 35805-1929			9A. AMENDMENT OF SOLICITATION NO.	
			9B. DATED (SEE ITEM 11)	
			X 10A. MOD. OF CONTRACT/ORDER NO. DASG60-02-C-0074	
			X 10B. DATED (SEE ITEM 13) 25-Sep-2002	
CODE 1YSL6	FACILITY CODE			
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS				
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer 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 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 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 APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.				
X	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. FAR 52.243-2 ALT II and V and Mutual Agreement of the Parties			
	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 <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return <u>1</u> copies to the issuing office.				
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)  SEE NEXT PAGE				
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) CONTRACTING OFFICER TEL: _____ EMAIL: _____		
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)	16C. DATE SIGNED 18-Apr-2003	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

WHEREAS, the Contracting Officer, by telecon on 28 January 2003, gave KRS direction to begin research for a short term aviation solution in order to be in compliance with requirements of DoD Regulation 4500.53 and 32 CFR Part 861; and,

WHEREAS, the terms "short term aviation solution" as used in this Modification refers to aviation support from on or about 1 March 2003 through on or about 1 September 2003; and,

WHEREAS, Contracting Officer letter dated 28 February 2003, directed KRS to continue operations under subcontract with AirScan and the teaming arrangement with Berry Aviation as a short term aviation solution to meet compliance with the requirements of DoD 4500.53 and 32 CFR Part 861 and be operational on Kwajalein on or about 1 March 2003 and to provide a Not-To-Exceed (NTE) amount for an equitable adjustment for these changes; and,

WHEREAS, KRS provided a NTE increase amount of \$962,448, inclusive of fee, for the above cited changes to include the Flight Physical Impact; and,

WHEREAS, the parties hereby agree to incorporate the above changes at a NTE increase amount of \$962,448; and

NOW, THEREFORE, the contract is modified as follows:

1. **BLOCK 6, SF 26**, the Contract Administration Office is revised to reflect DCM Birmingham, Alabama in lieu of U.S. Army Space and Missile Defense Command, Huntsville, Alabama.
2. The changes set forth below are incorporated into to Sections 5 and 11 of the Performance Work Statement (PWS) to support DoD directed aviation requirements. Section J of the contract is changed to reflect the revised PWS.
  - a. PWS paragraph 5.A.1.a is revised to read: "Provide safe, efficient and economical aviation transportation service that meets the DoDD 4500.53 requirements for fixed wing aircraft and AR 95-20 for the rotary wing aircraft. Both must support daily commuter and off atoll missions in support of USAKA/RTS daily operations and range missions."
  - b. PWS paragraph 5.A.3.c is revised to read: "AR 95-20 Contractor's Flight and Ground Operations."
  - c. PWS paragraph item number 5.A.3.o, "DoDD 4500.53 DoD Commercial Air Transportation Quality and Safety Review Program" is added and 5.A.3.p, "AR 40-501 Medical Fitness Standards" is added.
  - d. PWS paragraph 5.C.1.a, "Performance Standard", item a., is revised to read: "Operate Fixed Wing Aircraft IAW DoDD 4500.53 under FAR Part 135." PWS paragraph 5.C.1.a, item d., is added as follows: "Operate rotary wing aircraft IAW AR 95-20."
  - e. PWS paragraph 5.C.6.a, "Related Information or Requirement", item c., is revised to read: "All flight crew members will possess a current FAA and military Class II flight physical."
  - f. PWS paragraph 11-1.b.10.k is revised to add: "Contractor shall also ensure that a physician is available at USAKA at all times qualified to perform Army flight physicals and perform the role of Army flight surgeon per AR 40-501."
3. Per contractor request, on 21 March 2003, USAKA agreed to allow KRS to substitute a DASH 6 for the 1900C aircraft initially proposed for the short-term aviation solution.

4. **PART I, THE SCHEDULE, SECTION B, SUPPLIES OR SERVICES AND PRICES/COSTS, Contract Line Item Number 0001AB; SECTION B, paragraph entitled ESTIMATED COST, MAXIMUM AWARD FEE, AND TOTAL AMOUNT FOR CLINS 0001 AND 0003; OPTION CLINS 0005 AND 0006; AWARD TERM 1 CLINS 0007 AND 0008; AWARD TERM 2 CLINS 0009 AND 0010; AWARD TERM 3 CLINS 0011 AND 0012; AND AWARD TERM 4 CLINS 0013 AND 0014; and SECTION B paragraph entitled LOGISTICS SUPPORT: TOTAL ESTIMATED COST, BASE FEE, MAXIMUM AWARD FEE, AND TOTAL AMOUNT**, the values set forth therein **DO NOT INCLUDE** ANY COST OR FEE ASSOCIATED WITH THIS UNDEFINITEZED CHANGE ORDER MODIFICATION P00007 ISSUED WITH A NOT-TO-EXCEED INCREASE OF \$962,448. These values will be revised upon definitization of Change Order Modification P00007.

5. **PART I, THE SCHEDULE, SECTION G**, paragraph entitled **INCREMENTAL FUNDING**, subparagraphs b(1) and b(3), values set forth therein **DO NOT INCLUDE** ANY COST OR FEE ASSOCIATED WITH THIS UNDEFINITEZED CHANGE ORDER MODIFICATION P00007 ISSUED WITH A NOT-TO-EXCEED INCREASE OF \$962,448. These values will be revised upon definitization of Change Order Modification P00007.

6. **PART I, THE SCHEDULE, SECTION G**, paragraph entitled **INCREMENTAL FUNDING**, subparagraph b(2), **PENDING SETTLEMENT OF THIS CHANGE ORDER MODIFICATION P00007**, the amount allotted for payment of estimated cost and obligated for payment of fees and total amount allotted and obligated, **INCLUDES** incremental funding for this Change Order Modification P00007.

7. The following **administrative changes** are made to correct errors made in Modification P00006:

a. **PART I, THE SCHEDULE, SECTION G**, paragraph entitled **HISTORICAL ACCOUNTING AND APPROPRIATION DATA**, the accounting and appropriation information was inadvertently reversed for ACRNS AK and AL in Modification P00006. The information is corrected to read as follows:

**ACRN: AK**

ACCT CLASS: 2132020 36-9718 P438853.56000-3230 OV3K7VL100 S01021  
OV3K7VL100/3HK356/HD

CUMULATIVE AMOUNT: \$30,000

PROGRAM/NOMENCLATURE: CONSERVATION - KRS

ORDER NUMBER/FUNDED AMOUNT/MOD NUMBER:

OV3K7VL100-01/\$30,000/P00006

**ACRN: AL**

ACCT CLASS: 2122040 36-9718 P665301.614-255Y OV2K6K0500 S01021  
OV2K6K0500/2HKSP6/HA

CUMULATIVE AMOUNT: \$8,300,000

PROGRAM/NOMENCLATURE: KRS IRE SPT SERV-FULL PERFORM

ORDER NUMBER/FUNDED AMOUNT/MOD NUMBER:

OV2K6K0500-01/\$8,300,000/P00006

b. **PART I, THE SCHEDULE, SECTION G**, paragraph entitled **INCREMENTAL FUNDING**, paragraph e(2)(b), the amount of \$370,935 shown under the "**CUMULATIVE AMOUNT**" column is corrected to read \$470,935.

8. The contractor shall submit a proposal for equitable adjustment of all impacts of this change order **no later than 45 days** from the signature date of this change order modification.

**SUMMARY OF CHANGES**

**SECTION G - CONTRACT ADMINISTRATION DATA**

The following have been modified:

**HISTORICAL ACCOUNTING AND APPROPRIATION DATA:**

**ACRN: AK**

ACCT CLASS: 2132020 36-9718 P438853.56000-3230 OV3K7VL100 S01021  
OV3K7VL100/3HK356/HD

CUMULATIVE AMOUNT: \$30,000

PROGRAM/NOMENCLATURE: CONSERVATION - KRS

ORDER NUMBER/FUNDED AMOUNT/MOD NUMBER:

OV3K7VL100-01/\$30,000/P00006

**ACRN: AL**

ACCT CLASS: 2122040 36-9718 P665301.614-255Y OV2K6K0500 S01021  
OV2K6K0500/2HKSP6/HA

CUMULATIVE AMOUNT: \$8,300,000

PROGRAM/NOMENCLATURE: KRS IRE SPT SERV-FULL PERFORM

ORDER NUMBER/FUNDED AMOUNT/MOD NUMBER:

OV2K6K0500-01/\$8,300,000/P00006

**INCREMENTAL FUNDING:**

**IMPLEMENTATION OF AND EXPLANATION OF THE RELATIONSHIP OF THE LIMITATION OF FUNDS (LOF) CLAUSE TO FEE OBLIGATIONS:** The amount of funds estimated to be required for full performance, including fee(s); the amount of funds allotted pursuant to the Contract Clause hereof entitled, Limitations of Funds; the amount of funds currently obligated for fee; and the estimated period of performance covered by the funds allotted are set forth below. Amounts obligated for fee are separate from and are not to be commingled with the amounts allotted for costs and are not available to the contractor to cover costs in excess of those allotted to the contract for cost.

	<u>PREVIOUS AMOUNTS</u>	<u>CURRENT AMOUNT</u>	<u>CUMULATIVE AMOUNTS</u>
<b>e. IRE BASIC (CLINS 0003AB and 0004):</b>			
<b>(1) Funds required for full performance:</b>			
(a) Estimated Cost:	[REDACTED]		
(b) Base Fee:	[REDACTED]		
(c) Potential Award Fee:	\$ 7,465,319	\$ -0-	\$ 7,465,319

(d) Earned Award Fee:	\$ 7,465,319	\$ -0-	\$ -0-
(e) Total Estimated Cost, Base Fee, Potential Award Fee, and Earned Award Fee:	\$108,778,833	\$ -0-	\$108,778,833

**(2) Amount currently allotted and obligated:**

(a) Amount allotted under the LOF Clause for payment of estimated cost:			
(b) Amount separately obligated for Payment of Base Fee:			
(c) Amount separately obligated for Payment of Potential Award Fee:	\$ 282,018	\$ 958,559	\$ 1,240,577
(d) Amount separately obligated for Payment of Earned Award Fee:	\$ -0-	\$ -0-	\$ -0-
(e) Total amount allotted and obligated:	\$4,109,353	\$13,300,000	\$17,409,353
(f) Estimated Period of Performance:	7 NOV 2003		

**(3) Unfunded amount:**

(a) Estimated cost:			
(b) Base Fee:			
(c) Potential Award Fee:	\$ 7,183,301	(\$ 958,559)	\$ 6,224,742
(d) Earned Award Fee:	\$ -0-	(\$ -0-)	\$ -0-
(e) Total Amount:	\$104,669,480	(\$13,300,000)	\$91,369,480

**SECTION J - LIST OF DOCUMENTS, EXHIBITS AND OTHER ATTACHMENTS**

**SECTION J List of Documents, Exhibits and Other Attachments**

**PART III - LIST OF DOCUMENTS, EXHIBITS, AND OTHER ATTACHMENTS**

**SECTION J - LIST OF ATTACHMENTS**

<u>TITLE</u>	<u>DATE</u>	<u># OF PAGES</u>
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Contract Security Classification Specification (DD Form 254) for Logistics Support	18 Sep 02	7
Contract Security Classification Specification (DD Form 254) for Integrated Range Engineering	18 Sep 02	7
Contract Data Requirements List (CDRL) Master Index		6
Contract Data Requirements List (DD Form 1423) Exhibit A with Distribution List (NOTE: Data Item Descriptions listed in DOD 5010.12L have not been provided with this solicitation. See FAR Clause 52.211-2 cited in Section L of this RFP.)(Some DIDs have been placed in the Offeror's Document Collection)	31 Oct 01	63
Contract Data Requirements List (DD Form 1423) Exhibit B with Distribution List (NOTE: Data Item Descriptions listed in DOD 5010.12L have not been provided with this solicitation. See FAR Clause 52.211-2 cited in Section L of this RFP.)(Some DIDs have been placed in the Offeror's Document Collection)	31 Oct 01	33
U.S. Army Kwajalein Atoll/Reagan Test Site (USAKA/RTS) Performance Work Statement (PWS) USAKA/RTS 03-01 Logistics Support (LS) and Integrated Range Engineering (IRE) Support Services	1 Nov 02 (as revised 17 MAR 03)	291
Government Furnished Property Lists attached hereto by Reference:		
KLS-IRE SOH Material	8 Sep 2001	
KLS, IRE and MIT Property Listing	1 Sep 2001	
Analysis of Existing Facilities (See PWS paragraph 3.C.4.a.1)	July 2001	157
Financial Requirements Manual	31 Jul 01	17
Financial Policy and Rate Manual Revision 3	4 Mar 00	37
Award Fee/Award Term Plan (See also Sections B and H)	20 Sep 01	21
U.S. Army Strategic Defense Command Ballistic Missile Defense (BMD) Classification Guide, incorporated herein by reference. Upon request, the Contracting Officer will provide.	03 Jul 89	132
Ballistic Missile Defense Organization Security (OPSEC) threat document which is classified SECRET, attached hereto by reference. Upon request, the	Dec 84	18

Contracting Officer will provide.

Strategic Defense Initiative Organization Foreign Intelligence Collections Threat to Strategic Defense Initiative Programs threat document which is classified SECRET NOFORN, incorporated herein by reference. Upon request, the Contracting Officer will provide.	29 Jun 92	16
Department of Defense Directive 5230.24, Distribution Statements on Technical Documents, incorporated herein by reference. Upon request, the Contracting Officer will provide.	18 Mar 87	
Department of Defense Directive 5230.25, Withholding of Unclassified Technical Data from Public Disclosure, incorporated herein by reference. Upon request, the Contracting Officer will provide.	6 Nov 84	
KRS Small Business Subcontracting Plan	9 Sep 02	11

**Contractor's Section K Representations, Certifications, and other Statements of Offeror are incorporated herein by reference.**