

SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS				1. Requisition Number SEE SCHEDULE		Page 1 Of 4	
Offeror To Complete Block 12, 17, 23, 24, & 30							
2. Contract No. DAAE20-02-A-0017		3. Award/Effective Date 2002JUN10		4. Order Number		5. Solicitation Number	
7. For Solicitation Information Call:		A. Name SETA HERNANDEZ		B. Telephone Number (No Collect Calls) (309)782-4737		6. Solicitation Issue Date	
9. Issued By TACOM-ROCK ISLAND AMSTA-LC-CTT-E ROCK ISLAND IL 61299-7630		Code W52H09		10. This Acquisition Is		11. Delivery For FOB Destination Unless Block Is Marked	
e-mail: HERNANDEZS@RIA.ARMY.MIL				<input checked="" type="checkbox"/> Unrestricted		<input checked="" type="checkbox"/> See Schedule	
				<input type="checkbox"/> Set Aside: % For		<input checked="" type="checkbox"/> 13a. This Contract Is A Rated Order Under DPAS (18 CFR 700)	
				<input type="checkbox"/> Small Business		13b. Rating DOA5	
				<input type="checkbox"/> Small Disadv Business		14. Method Of Solicitation	
<input type="checkbox"/> 8(A)		SIC:		<input type="checkbox"/> RFQ		<input type="checkbox"/> IFB	
<input type="checkbox"/> Size Standard:				<input type="checkbox"/> RFP			
15. Deliver To SEE SCHEDULE		Code		16. Administered By DCMA DAYTON AREA C BUILDING 30 1725 VAN PATTON DR WRIGHT-PATTERSON AFB OH 45433-5302			
Telephone No.				Code S3605A			
17. Contractor/Offeror MAC TOOLS 4635 HILTON CORP COLUMBUS OH 43232		Code 76377		Facility		18a. Payment Will Be Made By DFAS COLUMBUS CENTER NORTH ENTITLEMENT OPERATIONS PO BOX 182266 COLUMBUS OH 43218-2266	
Telephone No.						Code HQ0337	
<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			
19. Item No.		20. Schedule Of Supplies/Services		21. Quantity		22. Unit	
		SEE SCHEDULE BPA Expiration Date: 2007SEP30 (Attach Additional Sheets As Necessary)				23. Unit Price	
						24. Amount	
25. Accounting And Appropriation Data						26. Total Award Amount (For Govt. Use Only) \$0.00	
<input type="checkbox"/> 27a. Solicitation Incorporates By Reference FAR 52.212-1, 52.212-4, FAR 52.212-3 And 52.212-5 Are Attached.						<input type="checkbox"/> Are <input type="checkbox"/> Are Not Attached.	
<input checked="" type="checkbox"/> 27b. Contract/Purchase Order Incorporates By Reference FAR 52.212-4, FAR 52.212-5 Is Attached. Addenda						<input checked="" type="checkbox"/> Are <input type="checkbox"/> Are Not Attached.	
28. Contractor Is Required To Sign This Document And Return _____ Copies				29. Award Of Contract: Reference _____ Offer			
<input type="checkbox"/> 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.				<input type="checkbox"/> Dated _____ Your Offer On Solicitation (Block 5) Including Any Additions Or Changes Which Are Set Forth Herein Is Accepted As To Items:			
30a. Signature Of Offeror/Contractor				31a. United States Of America (Signature Of Contracting Officer)			
30b. Name And Title Of Signer (Type Or Print)		30c. Date Signed		31b. Name Of Contracting Officer (Type Or Print) HOWARD LEWIS /SIGNED/ LEWISH@RIA.ARMY.MIL (309)782-3506		31c. Date Signed	
32a. Quantity In Column 21 Has Been				33. Ship Number		34. Voucher Number	
<input type="checkbox"/> Received <input type="checkbox"/> Inspected <input type="checkbox"/> Accepted And Conforms To The Contract Except As Noted				<input type="checkbox"/> Partial <input type="checkbox"/> Final		35. Amount Verified Correct For	
32b. Signature Of Authorized Government Representative		32c. Date		36. Payment		37. Check Number	
				<input type="checkbox"/> Complete <input type="checkbox"/> Partial <input type="checkbox"/> Final			
				38. S/R Account Number		39. S/R Voucher Number	
				40. Paid By			
41a. I Certify This Account Is Correct And Proper For Payment				42a. Received By (Print)			
41b. Signature And Title Of Certifying Officer		41c. Date		42b. Received At (Location)			
				42c. Date Recd (YYMMDD)		42d. Total Containers	

CONTINUATION SHEET**Reference No. of Document Being Continued****Page 2 of 4**

PIIN/SIIN DAAE20-02-A-0017

MOD/AMD

Name of Offeror or Contractor: MAC TOOLS

SUPPLEMENTAL INFORMATION

NSN: NONE

PLEASE NOTE, ADDRESS IN BLOCK 16 ON PAGE 1 WILL BE ADMINISTRATIVELY CHANGED AT A FUTURE DATE. BLOCK 16 ADDRESS SHOULD BE SAME AS BLOCK 9 ADDRESS.

DESCRIPTION OF AGREEMENT:

1. THIS IS A BLANKET PURCHASE AGREEMENT FOR THE PURCHASE OF TOOLS, SUPPLIES, EQUIPMENT AND COMPONENTS ONLY.

2. EFFECTIVE PERIOD:

THIS AGREEMENT COMMENCES ON THE DATE SPECIFIED (AFTER SIGNATURE OF CONTRACTING OFFICER) IN BLOCK (31a) OF THIS BLANKET PURCHASE AGREEMENT (BPA) AND ENDS 30 SEPTEMBER 2007.

3. MINIMUM ORDER: NONE

4. THIS BPA DOES NOT OBLIGATE ANY FUNDS. THE GOVERNMENT IS OBLIGATED ONLY TO THE EXTENT OF DELIVERY ORDERS ISSUED UNDER THIS BPA.

5. PRICING:

THE PRICES TO THE GOVERNMENT SHALL BE AS LOW OR LOWER THAN THOSE CHARGED THE SUPPLIER'S MOST FAVORED CUSTOMER FOR COMPARABLE QUANTITIES UNDER SIMILAR TERMS AND CONDITIONS, IN ADDITION TO ANY DISCOUNTS FOR PROMPT PAYMENT.

6. CALL LIMITATION:

NO INDIVIDUAL CALL UNDER THIS AGREEMENT SHALL EXCEED \$25,000.

7. DELIVERY TICKETS:

ALL SHIPMENTS UNDER THIS AGREEMENT SHALL BE ACCOMPANIED BY DELIVERY TICKETS OR SALES SLIPS WHICH SHALL CONTAIN THE FOLLOWING MINIMUM INFORMATION:

- (1) NAME OF SUPPLIER
- (2) BLANKET PURCHASE AGREEMENT NUMBER
- (3) DATE OF PURCHASE
- (4) ITEMIZED LIST OF SUPPLIES OR SERVICES FURNISHED
- (5) DELIVERY ORDER NUMBER
- (6) QUANTITY, UNIT PRICE AND EXTENSION OF EACH ITEM, LESS APPLICABLE DISCOUNTS.
- (7) DATE OF DELIVERY OR SHIPMENT.

UPON DELIVERY, THE RECEIVING ACTIVITY WILL RETAIN ONE (1) COPY OF THE RELATED DELIVERY TICKET AND WILL SIGN THE OTHER TWO (2) COPIES AND RETURN THEM TO THE SUPPLIER OR SUPPLIER'S AGENT. ONE OF THESE COPIES MAY SUBSEQUENTLY BE REQUIRED TO SUPPORT THE INVOICE.

8. INVOICING:

IT IS EXPECTED THAT VENDOR WILL BILL VIA IMPAC. FOR ORDERS NOT FINANCED BY CREDIT CARD, A 30 DAY ITEMIZED INVOICE SHALL BE UTILIZED PURSUANT TO THE VENDOR'S NORMAL BILLING CYCLE AND SENT TO ADDRESS LISTED IN BLOCK 18a.

9. DELIVERY (TRANSPORTATION) TERMS: ALL DELIVERIES SHALL BE FOB DESTINATION AT THE SHORTEST DELIVERY DATE POSSIBLE.

10. INSPECTION AND ACCEPTANCE SHALL BE AT DESTINATION.

11. PRIMARY ORDER METHOD AGAINST THIS BPA WILL BE CREDIT CARD (IMPAC-VISA), CALL, BUT THIS DOES NOT PROHIBIT WRITTEN ORDERS VIA DD1155.

12. TACOM-ROCK ISLAND IS THE ONLY AGENCY AUTHORIZED TO PLACE ORDERS UNDER THIS BPA. THE CONTRACTING OFFICER, MR. HOWARD J. LEWIS, IS THE ONLY AUTHORIZED INDIVIDUAL ABLE TO SIGN WRITTEN ORDERS AGAINST THIS BPA. THIS DOES NOT LIMIT THE CONTRACTING OFFICER FROM LATER DELEGATING ORDERING AUTHORITY IN WRITING.

THE FOLLOWING PEOPLE ARE AUTHORIZED AS ORDERING OFFICERS FOR ORDERS UP TO \$25,000 PLACED VIA IMPAC-VISA CREDIT CARD:

MR. VINCENT RUNCO (309) 782-0199

CONTINUATION SHEET**Reference No. of Document Being Continued**

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MOD/AMD

Name of Offeror or Contractor: MAC TOOLS

13. VARIATION IN QUANTITY (FAR 52.212-9)

THE PERMISSIBLE VARIATION SHALL BE LIMITED TO:

0% INCREASE

0% DECREASE

14. NEGOTIATION AUTHORITY: THE ISSUANCE OF INDIVIDUAL CALLS UNDER THIS BPA AND MODIFICATIONS THERETO WILL BE MADE UNDER THE AUTHORITY OF 10 U.S.C. 2304 (g).

15. INCORPORATION OF CLAUSES:

FAR 52.252-2 CLAUSES INCORPORATED BY REFERENCE (JUN 1988)

THIS BPA INCORPORATES THE FOLLOWING CLAUSES BY REFERENCE, WITH THE SAME FORCE AND EFFECT AS IF THEY WERE GIVEN IN FULL TEXT. UPON REQUEST THEIR FULL TEXT IS AVAILABLE. (INCORPORATED AS APPLICABLE TO INDIVIDUAL CALL ORDERS).

PACKAGING AND MARKING

FAR 52.211-4503 PACKAGING REQUIREMENT (COMMERCIAL)

INSPECTION AND ACCEPTANCE

FAR 52.246-15 CERTIFICATE OF CONFORMANCE

FAR 52.247-34 F.O.B. DESTINATION

FAR 52.247-48 F.O.B. DESTINATION - EVIDENCE OF SHIPMENT

FAR 52.246-4500 MATERIAL INSPECTION AND RECEIVING REPORT (DD FORM 250)

FAR 52.203-3 GRATUITIES (APR 1984)

FAR 52.213-1 FAST PAYMENT PROCEDURES (FEB 1998)

FAR 52.213-2 INVOICES (APR 1984)

FAR 52.222-3 CONVICT LABOR (APR 1984)

FAR 52.225-11 RESTRICTIONS ON CERTAIN FOREIGN PURCHASES (MAY 1992)

FAR 52.232-8 DISCOUNTS FOR PROMPT PAYMENT (APR 1989)

FAR 52.212-3 OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS -ALTERNATE, I,II,III

FAR 52.212-4 CONTRACT TERMS AND CONDITIONS - COMMERCIAL ITEMS

FAR 52.212-5 CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS - COMMERCIAL ITEMS

FAR 52.219.21 SMALL BUSINESS SIZE REPRESENTATIONS FOR TARGETED INDUSTRY CATEGORIES UNDER THE SMALL BUSINESS COMPETITIVENESS DEMONSTRATION PROGRAM

DFARS 252.212-7001 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STAUTES OR EXECUTIVE ORDERS APPLICABLE TO DEFENSE ACQUISITIONS OF COMMERCIAL ITEMS

DFARS 252.212-7000 OFFEROR REPRESENTATIONS AND CERTIFICATIONS - COMMERCIAL ITEMS

DFARS 252-225-7009 DUTY FREE ENTRY - QUALIFYING COUNTRY SOURCES AND SUBCONTRACTORS (DEC 1991)

DFARS 252-225-7001 BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM (DEC 1991)

DFARS 252-225-7010 DUTY FREE ENTRY - ADDITIONAL PROVISION (DEC 1991)

THE FOLLOWING CLAUSES APPLY AS INDICATED UNDER "NOTES"

SECTION K - REPRESENTATIONS, CERTIFICATIONS, AND OTHER STATEMENTS OF OFFERORS (MUST BE FILLED IN)

DFAR 252.225-7000 BUY AMERICAN ACT - BALANCE OF PAYMENTS PROGRAM CERTIFICATE

FAR 52.219-1 SMALL BUSINESS PROGRAM REPRESENTATIONS (FEB 1998)

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PIIN/SIIN DAAE20-02-A-0017

MOD/AMD

Name of Offeror or Contractor: MAC TOOLS

(A) (1) THE STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODE FOR THIS ACQUISITION IS 3571.

(2) THE SMALL BUSINESS STANDARD IS 500.

(3) THE SMALL BUSINESS SIZE STANDARD FOR A CONCERN WHICH SUBMITS AN OFFER IN ITS OWN NAME, OTHER THAN ON A CONSTRUCTION OR SERVICE CONTRACT, BUT WHICH PROPOSES TO FURNISH A PRODUCT WHICH IT DID NOT ITSELF MANUFACTURE, IS 500 EMPLOYEES.

(B) REPRESENTATIONS. (1) THE OFFEROR REPRESENTS AS PART OF ITS OFFER THAT IT IS, IS NOT A SMALL BUSINESS CONCERN.

(2) (COMPLETE ONLY IF OFFEROR REPRESENTED ITSELF AS A SMALL BUSINESS CONCERN IN PARAGRAPH (B) (1) OF THIS PROVISION.) THE OFFEROR REPRESENTS AS PART OF ITS OFFER THAT IT IS, IS NOT A SMALL DISADVANTAGED BUSINESS CONCERN.

(3) (COMPLETE ONLY IF OFFEROR REPRESENTED ITSELF AS A SMALL BUSINESS CONCERN IN PARAGRAPH (B) (1) OF THIS PROVISION.) THE OFFEROR REPRESENTS AS PART OF ITS OFFER THAT IT IS, IS NOT A WOMAN-OWNED BUSINESS CONCERN.

(C) DEFINITIONS. SMALL BUSINESS CONCERN, AS USED IN THIS PROVISION, MEANS A CONCERN, INCLUDING ITS AFFILIATES, THAT IS INDEPENDENTLY OWNED AND OPERATED, NOT DOMINANT IN THE FIELD OF OPERATION IN WHICH IT IS BIDDING ON GOVERNMENT CONTRACTS, AND QUALIFIED AS A SMALL BUSINESS UNDER THE CRITERIA IN 13 CFR PART 121 AND THE SIZE STANDARD IN PARAGRAPH (A) OF THIS PROVISION.

SMALL DISADVANTAGED BUSINESS CONCERN, AS USED IN THIS PROVISION, MEANS A SMALL BUSINESS CONCERN THAT (1) AT LEAST 51 PERCENT UNCONDITIONALLY OWNED BY ONE OR MORE INDIVIDUALS WHO ARE BOTH SOCIALLY AND ECONOMICALLY DISADVANTAGED, OR A PUBLICLY OWNED BUSINESS HAVING AT LEAST 51 PERCENT OF ITS STOCK UNCONDITIONALLY OWNED BY ONE OR MORE SOCIALLY AND ECONOMICALLY DISADVANTAGED INDIVIDUALS. , AND (2) HAS ITS MANAGEMENT AND DAILY BUSINESS CONTROLLED BY ONE OR MORE SUCH INDIVIDUALS. THIS TERMS ALSO MEANS A SMALL BUSINESS CONCERN THAT IS AT LEAST 51 PERCENT UNCONDITIONALLY OWNED BY AN ECONOMICALLY DISADVANTAGED INDIAN TRIBE OR NATIVE HAWAIIAN ORGANIZATION, OR A PUBLICLY OWNED BUSINESS HAVING AT LEAST 51 PERCENT OF ITS STOCK UNCONDITIONALLY OWNED BY ONE OR MORE OF THESE ENTITIES, WHICH HAS ITS MANAGEMENT AND DAILY BUSINESS CONTROLLED BY MEMBERS OF AN ECONOMICALLY DISADVANTAGED INDIAN TRIBE, OR NATIVE HAWAIIAN ORGANIZATION, AND WHICH MEETS THE REQUIREMENTS OF 13 CFR PART 124.

WOMAN OWNED SMALL BUSINESS CONCERN, AS USED IN THIS PROVISION, MEANS A SMALL BUSINESS CONCERN--

(1) WHICH AT LEAST 51 PERCENT OWNED BY ONE OR MORE WOMEN OR, IN THE CASE OF ANY PUBLICLY OWNED BUSINESS, AT LEAST 51 PERCENT OF THE STOCK OF WHICH IS OWNED BY ONE OR MORE WOMEN; AND

(2) WHOSE MANAGEMENT AND DAILY BUSINESS OPERATIONS ARE CONTROLLED BY ONE OR MORE WOMEN.

(D) NOTICE. (1) IF THIS SOLICITATION IS FOR SUPPLIES AND HAS BEEN SET ASIDE, IN WHOLE OR IN PART, FOR SMALL BUSINESS CONCERNS, THEN THE CLAUSE IN THIS SOLICITATION PROVIDING NOTICE OF THE THE SET ASIDE CONTAINS RESTRICTIONS ON THE SOURCE OF THE END ITEMS TO BE FURNISHED.

(2) UNDER 15 U.S.C. 645 (D), ANY PERSON WHO MISREPRESENTS A FIRM'S STATUS AS A SMALL OR SMALL DISADVANTAGED BUSINESS CONCERN IN ORDER TO OBTAIN A CONTRACT TO BE AWARDED UNDER THE PREFERENCE PROGRAMS ESTABLISHED PURSUANT TO SECTION 8 (D) FOR A DEFINITION OF PROGRAM ELIGIBILITY, SHALL--

(i) BE PUNISHED BY IMPOSITION OF FINE, IMPRISONMENT, OR BOTH;

(ii) BE SUBJECT TO ADMINISTRATIVE REMEDIES, INCLUDING SUSPENSION AND DEBARMENT; AND

(iii) BE INELIGIBLE FOR PARTICIPATION IN PROGRAMS CONDUCTED UNDER THE AUTHORITY OF THE ACT.

END OF PROVISION

*** END OF NARRATIVE A 001 ***