

1. This is an amendment to a combined synopsis/solicitation for commercial items prepared in accordance with the format in [Subpart 12.6](#), as supplemented with additional information included in this notice.
2. RFQ Number: N3654A-12-R-9004
3. Amendment Number: 05
4. Summary of Changes:
  - i. Required Delivery Date: First batch/phase of material delivery shall be no later than **20 October 2012 (alternative Offeror's proposed delivery date is also accepted). If phased delivery will be performed, Offerors must submit a phased material delivery plan with specified delivery days/dates of each line item.**
  - ii. Proposal with the delivery date closest to 20 October 2012 is highly preferred.
  - iii. Optional: Vendors are encouraged to submit optional quotes (i.e. one quote with local bitumen; one quote with imported bitumen).
  - b. Added: **Evaluation of received quotes will be based on Lowest Price Technically Acceptable (LPTA) and Delivery Date as EQUAL.**

5. Note:

Please be advised that no funds presently available for this contract. The US Government's obligation under this contract is contingent upon the availability of appropriated funds from which payment for the contract purposes can be made. No legal liability on the part of the Government for any payment may arise until funds are made available to the Contracting Officer for this contract and until the Contractor receives notice of such availability, to be confirmed in writing by the Contracting Officer as per FAR 52.232-18.

5. **Quotes are due by Thursday, 13 September 2012, 3:00 PM local Nairobi time.** Inquiries submitted via telephone calls will be redirected to an e-mail submission. Submit offers or any questions to the attention of Joe Yu by e-mail at [franz.yu@usaficom.mil](mailto:franz.yu@usaficom.mil) or by telephone at 00-253-21-350-099.

1. This is a combined synopsis/solicitation for commercial items prepared in accordance with the format in [Subpart 12.6](#), as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; proposals are being requested and a written solicitation will not be issued. The solicitation (N3654A-12-Q-9004) is being issued as a Request for Quotation. This combined Synopsis/Solicitation document incorporates provisions and clauses in effect through Federal Acquisition Circular FAC 2005-56. All responsible sources may submit a proposal.

2. RFQ Number: N3654A-12-Q-9004; Amendment 05

3. NAICS Code for this action is: 212321

4. Line Item Listing: See attached document for complete bid schedule.

5. Description: Aggregate and Asphalt Emulsion for Camp Simba FOL in Manda Bay, Kenya.

6. Delivery Schedule: See Attachment 1. FOB Destination: Camp Simba, Kenya. Contractor is responsible for shipping, delivery, customs, and all other applicable dues and/or fees associated with delivery.

7. The following Provisions and Clauses apply to this acquisition:

a. The provision at FAR 52.209-7, Information Regarding Responsibility Matters, applies to this acquisition.

b. The clause at FAR 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters, applies to this acquisition.

c. The provision at FAR 52.212-1, Instructions to Offerors-Commercial Items, applies to this acquisition.

d. The provision at FAR 52.212-2, Evaluation-Commercial Items, applies to this acquisition. Quote will be evaluated on price and ability to meet the Government's requirements

e. The provisions at FAR 52.212-3, Offeror Representations and Certifications-Commercial Items applies to this acquisition and offerors must include a complete copy of this provision with its offer.

f. The clause at FAR 52.214-4, Contract Terms and Conditions-Commercial Items, applies to this acquisition.

g. The provision at FAR 52.215-1, Instructions to Offerors- Competitive Acquisition, applies to this acquisition.

h. The clause at FAR 52.217-9, Option to Extend Services, applies to this acquisition.

i. The clause at FAR 52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders-Commercial Items, applies to this acquisition. The following clauses from FAR 52.212-5 apply to this acquisition:

FAR 52.222-50; 52.204-10; 52.209-6; 52.222-19; 52.223-9; 52.223-18; 52.225-13; 52.232-34; 52.247-64 Alt II

j. The clause FAR 52.233-4, Applicable Law for Breach of Contract Claim, applies to this acquisition.

k. The clause FAR 52.249-1, Termination for Convenience of the Government (Fixed-Price), applies to this acquisition.

l. The clause FAR 52.249-8, Default (Fixed-Price Supply and Service), applies to this acquisition.

m. The clause FAR 52.249-8 Alt I, Default (Fixed-Price Supply and Service), applies to this acquisition.

n. The clause DFAR 252.212-7001, Contract Terms and Conditions Required to Implement Statutes or Executive Orders Applicable to Defense Acquisitions of Commercial Items, apply to this acquisition. The following clauses from apply DFAR 252.212-7001 apply to this acquisition:

252.203-7000; 252.225-7001; 252.246-7004; 252.227-7015; 252.225-7036 Alt I; 252.226-7001; 252.246-7004; 252.247-7023; 252.247-7024

o. The provision DFAR 252.209-7001, Disclosure of Ownership or Control by the Government of a Terrorist Country, applies to this acquisition.

p. The provision DFAR 252.212-7000, Offeror Representations and Certifications – Commercial Items, applies to this acquisition.

q. The provision DFAR 252.225-7000, Buy American Act - Balance of Payments Program Certificate, applies to this acquisition.

r. The clause NAVSUP 5252.243-9400, Authorized Changes Only By The Contracting Officer, applies to this acquisition.

7. The following are clauses and provisions incorporated by reference:

FAR 52.212-4; 52.217-7; 52.217-8; DFAR 252.201-7000; Alt I; 252.232-7010

Attachment 1

SECTION B: SUPPLIES/SERVICES

Item	Description	U/I	Base QTY	Unit Cost in USD	Line Item Cost in USD
1	0-20 Select Fill	MT	6,388		
2	0-6 Sand	MT	1,026		
3	6-10 Rock	MT	1,080		
4	14-20 Rock	MT	405		
5	20-28 Rock	MT	189		
6	80/100 Asphalt Cement	MT	258		
7	RC-70 Asphalt Cutback	L	25,957		

MT	Metric Ton
L	Liters

**Total:** \_\_\_\_\_

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