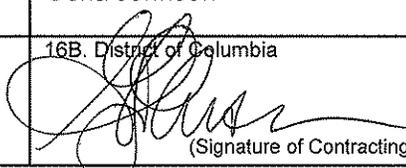


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|--|------------------------------|---|---|------------------------|
| <b>AMENDMENT OF SOLICITATION / MODIFICATION OF CONTRACT</b>  |                              |   | 1. Contract Number  | Page of Pages<br>1   2 |
| 2. Amendment/Modification Number<br>DCAM-2011-B-0115-0001  | 3. Effective Date<br>6/16/11 | 4. Requisition/Purchase Request No.   | 5. Solicitation Caption<br>Biodiesel Fuel   |                        |
| 6. Issued by:<br>Office of Contracting and Procurement<br>Transportation and Specialty Equipment Commodity Group<br>2000 14 <sup>th</sup> Street NW, 6 <sup>th</sup> Floor<br>Washington, DC 20009   |                              | Code  | 7. Administered by (If other than line 6)<br>Department of Real Estate Services<br>2000 14 <sup>th</sup> Street NW, 5 <sup>th</sup> Floor<br>Washington, DC 20009 |                        |
| 8. Name and Address of Contractor (No. street, city, county, state and zip code)<br><br>Code Facility  |                              | 9A. Amendment of Solicitation<br>DCAM-2011-B-0115   |   |                        |
|  |                              | 9B. Dated (See Item 11)<br>6/15/11  |   |                        |
|  |                              | 10A. Modification of Contract Order No.   |   |                        |
|  |                              | 10B. Dated (See Item 13)  |   |                        |
| 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 Offers <input checked="" type="checkbox"/> is extended. <input type="checkbox"/> 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 <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) BY separate letter or fax which includes a reference to the solicitation and amendment number. 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 may be made by letter or fax, provided each letter or telegram 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 CONTRACTORS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14  |                              |   |   |                        |
| A. This change order is issued pursuant to (Specify Authority):<br>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 data etc.) set forth in item 14, pursuant to the authority of 27 DCMR, Chapter 36, Section 3601.2.   |                              |   |   |                        |
| C. This supplemental agreement is entered into pursuant to authority of:   |                              |   |   |                        |
| D. Other (Specify type of modification and authority)  |                              |   |   |                        |
| <b>E. IMPORTANT:</b> 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.)<br><br>Solicitation DCAM-2011-B-0015 is amended as follows:<br><br>1) The issue date on page 1 of the solicitation is corrected to read June 15, 2011.<br>2) The bid due date is extended to 2:00 pm on Tuesday, June 21, 2011.<br>3) Responses to offerors' questions are provided on page 2 of this amendment.<br><br>Bidders must acknowledge receipt of this amendment and return a signed copy with its bid.  |                              |   |   |                        |
| Except as provided herein, all terms and conditions of the document referenced in item (9A or 10A) remain unchanged and in full force and effect.  |                              |   |   |                        |
| 15A. Name and Title of Signer (Type or print)  |                              | 16A. Name of Contracting Officer<br>Gena Johnson  |   |                        |
| 15B. Name of Contractor<br><br>(Signature)   | 15C. Date Signed             | 16B. District of Columbia<br><br>(Signature of Contracting Officer) | 16C. Date Signed<br>6/16/11   |                        |

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| <p>Offerors' Questions and Responses:</p> <p>Q1. The solicitation raises a number of concerns about the requirements for the contractor and for the fuel(s) to be delivered to DPW. For example, the solicitation requires that the supplier of the biodiesel blend(s) be "BQ-9000 certified." This is an unnecessary, burdensome, and costly requirement in that there are no such facilities located within a reasonable distance of the District of Columbia and would make the delivery of biodiesel produced at such certified facilities far more costly than other biodiesel fuel blendstocks. In addition, the requirement that the biodiesel specified be made from "first use vegetable oil (<i>not recycled</i>)" (emphasis added), which is an unduly restrictive requirement and provides absolutely no technical advantage to the fleet(s) using such a product. In fact, this requirement will significantly raise the cost of the finished biodiesel blend while offering no tangible benefits. The ONLY specification for biodiesel in law and practice that offers a fleet user of biodiesel-blended fuels reassurance that the product will perform to expectations is ASTM D 6751, the standard specification for biodiesel (methyl ester) for blending with diesel fuel(s).</p> <p>A1. The requirement for BQ-9000 certification is removed from the solicitation. The references to "BQ9000 certified" or "accredited contractor" are removed from sections B.1, C.1 and L.2.6. Section C.3.2 is revised to read as follows: "The Contractor shall provide soy based feedstock, biodiesel fuel which conforms to ASTM D975 and ASTM 7467-10.</p> <p>Q2. There are other problems with this solicitation that must be clarified in order for prospective contractors to submit bona fide bids. For example, the solicitation requires that the biodiesel meet the specifications of ASTM D 7371. That is not a specification -- it is a test method. The specification for biodiesel to be used as a fuel is ASTM D 6751, the proof of which is determined by test methods such as D 7371.</p> <p>A2. The requirement that the final blend meets the requirements of D 7371 is removed in section C.3.2.</p> <p>Q3. This solicitation does not require that the biodiesel blended fuel(s) to be purchased and used for this demonstration project be the "cleanest and greenest" available, especially with respect to exhaust emissions of ozone-forming oxides of nitrogen (NOx) and greenhouse gases.</p> <p>A3. The contractor must supply biodiesel that conforms to the applicable ASTM standard. Refer to the revised Section C.3.2.</p> <p>Q4. Might we recommend using the SME (Soy Methyl Ester) posting to insure you are getting the proper material.</p> <p>A4. OPIS pricing for Baltimore does not include a SME supplier price for the B10 and B20 blends. OPIS only provides a market index for those blends which is not the actual supplier price. The indexes shown in the Price Schedule will remain unchanged.</p> |                              |                                     |   |                        |