

**Attachment 1**

**1. SECTION B.4 SCOPE, at paragraph (d) which currently states:**

- (d) Base – September 1, 2015 through August 31, 2016.
  - (1) Option I September 1, 2016 through August 31, 2017.
  - (2) Option II –September 1, 2017 through August 31, 2018.
  - (3) Option III – September 1, 2018 through August 31, 2019.
  - (4) Option IV – September 1, 2019 through October 31, 2020.

**IS AMENDED TO STATE:**

- (d) Base – September 1, 2015 through August 31, 2016.
  - (1) Option I September 1, 2016 through August 31, 2017.
  - (2) Option II –September 1, 2017 through August 31, 2018.
  - (3) Option III – September 1, 2018 through August 31, 2019.
  - (4) Option IV – September 1, 2019 through August 31, 2020.

ALL REMAINING PARTS OF B.4 REMAIN UNCHANGED.

**2. SECTION B.6 SCHEDULE OF ITEMS:**

**B.6 Which currently states at 1f:** "1f. Net Price is Unit Price plus Customer User Fee."

**IS AMENDED TO STATE:**

**"1f. Unit Net Price is Unit Price plus Customer User Fee."**

**B.6 Which currently states at 1g:** "1g. Estimated Total Price is Net Price times the estimated quantity."

**IS AMENDED TO STATE:**

**"1g. Estimated Total Price is Unit Net Price times the estimated quantity."**

**B.6 Which currently states at 1h:** "1h. For price evaluation purposes, the offeror's CLIN Summary Total Price of a particular battery offered for a CLIN will be used to determine the lowest price to the Government. The CLIN SUMMARY Total Price is the Estimated Total Price offered for the base year and all four option years combined. Prices for CLIN evaluation purposes is explained in Section E."

**IS AMENDED TO STATE:**

**"1h. The CLIN SUMMARY TOTAL PRICE is the Estimated Total Price offered for the base year and all four option years combined."**

**B.6 paragraph 2. The following amendments are made, including adding an example. That part of paragraph 2 which currently states: "CONTRACT LINE ITEMS (Note: Offeror must complete The below information for each CLIN offered as well as Attachment A for each CLIN offered. Packaging definitions are described in Section B.4.)"**

**IS AMENDED TO STATE: CONTRACT LINE ITEMS** (Note: Offeror must complete The below information for each CLIN offered as well as Attachment A for each CLIN offered. Packaging definitions are described in **Section B.5.**)

**CLIN MINIMUM PRODUCT DESCRIPTION**

**EXAMPLE** 2025, Lithium, button type, 3 volt, non-rechargeable. ANSI 5003LC.

<b>No.</b>	<b>Contract Period</b>	<b>Est. Qty</b>	<b>Unit Issue</b>	<b>Unit Price</b>	<b>Unit CUF</b>	<b>Unit Net Price</b>	<b>Est. Total Price</b>
0001	Base	153	EA	\$ 1.00	\$ .15	\$ 1.15	\$ 175.95
1001	Option I	92	EA	\$ 1.00	\$ .15	\$ 1.15	\$ 105.80
2001	Option II	32	EA	\$ 1.00	\$ .15	\$ 1.15	\$ 36.80
3001	Option III	32	EA	\$ 1.00	\$ .15	\$ 1.15	\$ 36.80
4001	Option IV	32	EA	\$ 1.00	\$ .15	\$ 1.15	\$ 36.80

**CLIN SUMMARY TOTAL PRICE** \$ 392.15 (This is the evaluated price for evaluation considerations.) The above is an example to demonstrate how to fill the information and calculations. It is not intended in any way to be a representation of expected offers or awards.

**B.6 paragraph 2. FOR ALL CLINS the term "Net Price" IS AMENDED TO STATE: "Unit Net Price". And "CUF" IS AMENDED TO STATE "Unit CUF".**

ALL REMAINING PARTS OF B.6 REMAIN UNCHANGED.

**3. SECTION E.5 SPECIFIC INSTRUCTIONS TO OFFERORS REGARDING PROPOSAL PREPARATION, that part of paragraph (a) which currently (in part) states:**

"Proposals **MUST BE** mailed to:  
 Att: Michael Johnson and Kevin Garrison  
 Denver Acquisition & Logistics Center  
 155 Corporate Circle  
 Golden, Co 80401"

**IS AMENDED TO STATE:**

"Proposals **MUST BE** mailed **or delivered to:**  
 Att: Michael Johnson and Kevin Garrison  
 Denver Acquisition & Logistics Center  
**555 Corporate Circle**  
 Golden, Co 80401"

ALL REMAINING PARTS OF E.5 (a) REMAIN UNCHANGED.

**4. SECTION E.5 SPECIFIC INSTRUCTIONS TO OFFERORS REGARDING PROPOSAL PREPARATION paragraph (c) (11) which currently states:**

"(11) Past Performance Information (See Solicitation Attachment C). The offeror shall provide a list of references pertaining to similar contracts to include contract number, point of contact, phone number, contract duration, and contract value. The offeror is responsible for distributing a Past Performance Questionnaire (Solicitation Attachment C) to each reference noted on the list and provide them with instructions to return the questionnaire directly to the Contracting Officer by the proposal due date. Past Performance Questionnaires submitted by the Offeror with the RFP response will not be used. The Government is not required to contact any references provided by the Contractor although it may choose to do so. Other pertinent past performance sources or references (other than those identified by the Contractor) may also be contacted by the Government to obtain additional information that will be used in the evaluation of the Contractor's past performance. Past Performance Questionnaires must be returned to: VA, Denver Acquisition & Logistics Center; Attn: Michael W. Johnson, VA791-15-R-0004 555 Corporate Circle, Golden, CO 80401. "

**IS AMENDED TO STATE:**

"(11) Past Performance Information (See Solicitation Attachment B PAST PERFORMANCE QUESTIONNAIRE). The offeror shall provide a list of references pertaining to similar contracts to include contract number, point of contact, phone number, contract duration, and contract value. The offeror is responsible for distributing a Past Performance Questionnaire (Solicitation Attachment B PAST PERFORMANCE QUESTIONNAIRE) to each reference noted on the list and provide them with instructions to return the questionnaire directly to the Contracting Officer by the proposal due date. Past Performance Questionnaires submitted by the Offeror with the RFP response will not be used. The Government is not required to contact any references provided by the Contractor although it may choose to do so. Other pertinent past performance sources or references (other than those identified by the Contractor) may also be contacted by the Government to obtain additional information that will be used in the evaluation of the Contractor's past performance. Past Performance Questionnaires must be returned to: VA, Denver Acquisition & Logistics Center; Attn: Michael W. Johnson, VA791-15-R-0004 555 Corporate Circle, Golden, CO 80401. "

ALL REMAINING PARTS OF E.5 REMAIN UNCHANGED.

**5. SECTION E.6 SAMPLES, PARAGRAPH (A) WHICH CURRENTLY STATES:**

"(a) Offerors must submit two (2) samples of each item offered in commercial packaging. Samples must be received at the location specified in the solicitation by the time and date of receipt of offers. There shall be no opportunity to revise or modify samples after the proposal due date and time. Boxes should be identified and marked to note the number of boxes and VA791-15-R-0004. All samples must be plainly marked with the Contract Line Item Number (CLIN) and offeror's name. Cases or packages containing samples must be plainly marked "Samples". It is up to the Offeror to make sure that all products specified in the solicitation are shipped for receipt at the VA DALC by the due date of the solicitation."

**IS AMENDED TO STATE:**

"(a) Offerors must submit two (2) samples of each item offered in Standard Commercial Packaging (See Section B.5, para 8f (bb) Packaging Defintions). Samples must be received at the location specified in the

solicitation by the time and date of receipt of offers. There shall be no opportunity to revise or modify samples after the proposal due date and time. Boxes should be identified and marked to note the number of boxes and VA791-15-R-0004. All samples must be plainly marked with the Contract Line Item Number (CLIN) and offeror's name. Cases or packages containing samples must be plainly marked "Samples". It is up to the Offeror to make sure that all products specified in the solicitation are shipped for receipt at the VA DALC by the due date of the solicitation."

ALL REMAINING PARTS OF E.6 REMAIN UNCHANGED.

**6. SECTION E.10 EVALUATION - COMMERCIAL ITEMS (OCT 2014) which currently states (As amended by Amendment A00001):**

**E.10 52.212-2 EVALUATION—COMMERCIAL ITEMS (OCT 2014)**

a. Offerors must submit offers in accordance with the instructions set forth in the solicitation. Failure to submit complete information in the manner described in the solicitation may be considered as a "no response" and will likely exclude the proposal from further consideration.

Any awards made will be made on a per Contract Line Item Number (CLIN) basis to the responsible offeror whose offer, conforming to the solicitation, is determined to be the lowest evaluated price and technically acceptable offer. There shall be one award per CLIN.

Each CLIN shall be evaluated separately. An Offeror may receive an award for more than one CLIN however.

The Government reserves the right not to make an award on all CLINs. Award may be made without holding discussions, however the Government reserves the right to conduct discussions as it deems prudent.

b. Contract Line Item Number Evaluation. CLIN item will be subjected to an individual evaluation that will be conducted in steps.

(1) Step 1 - Initial Screening

In an initial screening pricing will be compared. An aggregate price for each battery offered for a CLIN will be calculated by multiplying the Net Price as defined in Schedule of Items by the estimated quantity for a contract period, to arrive at an Estimated Total Price for each base and all option periods. The Estimated Total Price for the base and all option periods are then summed to arrive at the CLIN Summary Total Price for a particular CLIN. For price evaluation purposes, the Summary Total Price for a CLIN will be used to determine the lowest price to the Government.

Only the lowest-priced product offered for a CLIN will be submitted for a Technical Evaluation (Step 2). If the lowest priced-product is not determined to be Technically Acceptable then the next lowest-priced product will be submitted for a Technical Evaluation.

Offers from Distributors/Suppliers that do not submit a letter of commitment from the manufacturer as required by the solicitation will be rejected at this point in the process.

(2) Step 2 - Technical Evaluation - Pass/Fail

Technical. The Government will perform a technical evaluation of the technical proposals. The minimum technical requirements and minimum product description for each CLIN items must be met with the submission of any offer. Technical Proposals will be evaluated on a pass/fail basis. This evaluation will result in a determination that the offered items are Technically Acceptable (Pass) or Technically Unacceptable (Fail). If an individual battery does not receive a (Pass) it will receive no further consideration for award.

The Government will perform a technical evaluation by a review of the following criteria. Failure to meet any of the following criteria will result in a (Fail).

(i) American National Standards Institute (ANSI) Standards – Third Party Testing - Except as may be noted for a particular CLIN as having no applicable ANSI standard, the Government will review Third Party Testing results for the offered battery to determine that it meets the requirements and specifications and safety standards for one of the applicable two-part ANSI standards.

(ii) The Government will review offered batteries  
The minimum technical requirements and minimum product description for each CLIN items must be met. The Government will perform a technical evaluation by a review of the Third Party Testing results report to determine if the offered battery meets the requirements and specifications and safety standards for one of the applicable two-part ANSI standards (except as may be noted for a particular CLIN) stated in the Minimum Technical Requirements. In addition, descriptive literature will be reviewed, as well as an examination of the submitted samples to determine whether the offered items match the CLIN Minimum Technical Requirements, minimum product description and the ANSI Testing Reports. Offered products that do not meet the solicitation minimum product description and all minimum technical requirements or that fail to provide sufficient evidence of compliance with the minimum product description and minimum technical requirements will be determined technically unacceptable and will receive no further consideration.

(3) Price. Evaluation of prices will be conducted on each CLIN separately. The lowest-priced offer for a specific CLIN that is found to be Technically Acceptable in the Technical Evaluation will be evaluated to determine whether the lowest proposed prices are fair and reasonable. Each battery offered for a CLIN shall be separately priced by CLIN for the base and all options to arrive at a Total Price for evaluation purposes. For Price evaluation purposes a Total Price for each battery offered for a CLIN will be used to determine the lowest price to the Government. The Total Price is calculated by multiplying the unit price by the year estimated quantity, and summing the total prices for the base year and all option periods, to determine the lowest evaluated price. Award may be made without holding discussions, however the Government reserves the right to conduct discussions as it deems prudent.

(4) Past Performance. Past performance will be reviewed and used in the responsibility determination, along with other clearance checks required by regulations. This is a pass(Acceptable)/fail(Unacceptable) or neutral (if no relevant past performance is available for evaluation the vendor is not rated favorably or unfavorably on past performance) factor and will not be used to perform a trade/off between offerors. By past performance, the Government means the offeror's reputation for adherence to schedules, including both technical and administrative aspects of performance such as the offeror's record of conforming to contract requirements; history of reasonable and cooperative behavior; commitment to customer satisfaction; and generally the offeror's business-like concern for the interest of the customer. The Government will review past performance based on the information submitted by the offeror such as the Past Performance Questionnaires returned to the Contracting Officer. The Government may also use any relevant information in its possession or in the public domain, including information available in the Government database Past Performance Information Retrieval System (PPIRS). While the Government may elect to consider data from other sources, the burden of providing detailed, current, accurate and complete past performance information rests with the offeror. In the case of an offeror without a record of relevant past performance or for whom information on past performance is not available, the offeror may not be evaluated favorably or unfavorably on past performance.

(c) Options. The Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. The Government may determine that an offer is unacceptable if the option prices are significantly unbalanced. Evaluation of options shall not obligate the Government to exercise the option(s).

(e) A written notice of award or acceptance of an offer mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an

offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award. (End of Provision)

**IS AMENDED TO STATE:**

**"E.10 52.212-2 EVALUATION—COMMERCIAL ITEMS (OCT 2014)**

a. Offerors must submit offers in accordance with the instructions set forth in the solicitation. Failure to submit complete information in the manner described in the solicitation may be considered as a “no response” and will likely exclude the proposal from further consideration.

Any awards made will be made on a per Contract Line Item Number (CLIN) basis to the responsible offeror whose offer, conforming to the solicitation, is determined to be the lowest evaluated price and technically acceptable offer. There shall be one award per CLIN.

Each CLIN shall be evaluated separately. An Offeror may receive an award for more than one CLIN however.

The Government reserves the right not to make an award on all CLINs. Award may be made without holding discussions, however the Government reserves the right to conduct discussions as it deems prudent.

b. Contract Line Item Number Evaluation. CLIN item will be subjected to an individual evaluation that will be conducted in steps.

(1) Step 1 - Initial Screening

In an initial screening pricing will be compared. A confirmation of pricing for each battery offered for a CLIN will be calculated by multiplying the Unit Net Price as defined in Schedule of Items by the estimated quantity for a contract period, to arrive at an Estimated Total Price for each base and all option periods. The Estimated Total Price for the base and all option periods are then summed to arrive at the CLIN Summary Total Price for a particular CLIN.

Only the lowest-priced product (lowest CLIN Summary Total Price) offered for a CLIN will be submitted for a Technical Evaluation (Step 2). If the lowest priced-product is not determined to be Technically Acceptable then the next lowest-priced product will be submitted for a Technical Evaluation. Offers from Distributors/Suppliers that do not submit a letter of commitment from the manufacturer as required by the solicitation will be rejected at this point in the process.

(2) Step 2 - Technical Evaluation - Pass/Fail

Technical. The Government will perform a technical evaluation of the technical proposals. The minimum technical requirements and minimum product description for each CLIN items must be met with the submission of any offer. Technical Proposals will be evaluated on a pass/fail basis. This evaluation will result in a determination that the offered items are Technically Acceptable (Pass) or Technically Unacceptable (Fail). If an individual battery does not receive a (Pass) it will receive no further consideration for award.

The Government will perform a technical evaluation by a review of the following criteria. Failure to meet any of the following criteria will result in a (Fail).

(i) American National Standards Institute (ANSI) Standards – Third Party Testing - Except as may be noted for a particular CLIN as having no applicable ANSI standard, the Government will review Third Party Testing results for the offered battery to determine that it meets the requirements and specifications and safety standards for one of the applicable two-part ANSI standards.

(ii) The Government will review offered batteries

The minimum technical requirements and minimum product description for each CLIN items must be met. The Government will perform a technical evaluation by a review of the Third Party Testing results report to determine if the offered battery meets the requirements and specifications and safety standards for one of the applicable two-part ANSI standards (except as may be noted for a particular CLIN) stated in the Minimum Technical Requirements. In addition, descriptive literature will be reviewed, as well as

an examination of the submitted samples to determine whether the offered items match the CLIN Minimum Technical Requirements, minimum product description and the ANSI Testing Reports. Offered products that do not meet the solicitation minimum product description and all minimum technical requirements or that fail to provide sufficient evidence of compliance with the minimum product description and minimum technical requirements will be determined technically unacceptable and will receive no further consideration.

(3) Price. Evaluation of prices will be conducted on each CLIN separately. The lowest-priced offer for a specific CLIN that is found to be Technically Acceptable in the Technical Evaluation will be evaluated to determine whether the lowest proposed prices are fair and reasonable. Each battery offered for a CLIN shall be separately priced by CLIN for the base and all options to arrive at a Total Price for evaluation purposes. For Price evaluation purposes the **CLIN Summary Total Price** for each battery offered for a CLIN will be used to determine the lowest price to the Government. The **CLIN Summary Total Price** is calculated by multiplying the **Unit Net Price** by the year estimated quantity, and summing the total prices for the base year and all option periods, to determine the lowest evaluated price. Award may be made without holding discussions; however the Government reserves the right to conduct discussions as it deems prudent.

(4) Past Performance. Past performance will be reviewed and used in the responsibility determination, along with other clearance checks required by regulations. This is a pass(Acceptable)/fail(Unacceptable) or neutral (if no relevant past performance is available for evaluation the vendor is not rated favorably or unfavorably on past performance) factor and will not be used to perform a trade/off between offerors. By past performance, the Government means the offeror's reputation for adherence to schedules, including both technical and administrative aspects of performance such as the offeror's record of conforming to contract requirements; history of reasonable and cooperative behavior; commitment to customer satisfaction; and generally the offeror's business-like concern for the interest of the customer. The Government will review past performance based on the information submitted by the offeror such as the Past Performance Questionnaires returned to the Contracting Officer. The Government may also use any relevant information in its possession or in the public domain, including information available in the Government database Past Performance Information Retrieval System (PPIRS). While the Government may elect to consider data from other sources, the burden of providing detailed, current, accurate and complete past performance information rests with the offeror. In the case of an offeror without a record of relevant past performance or for whom information on past performance is not available, the offeror may not be evaluated favorably or unfavorably on past performance.

(c) Options. The Government will evaluate offers for award purposes by adding the total price for all options to the total price for the basic requirement. The Government may determine that an offer is unacceptable if the option prices are significantly unbalanced. Evaluation of options shall not obligate the Government to exercise the option(s).

(e) A written notice of award or acceptance of an offer mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award. (End of Provision) "

ALL REMAINING PARTS OF E.10 REMAIN UNCHANGED.