United States Department of Agriculture

Marketing and Regulatory Programs

Agricultural Marketing Service

Washington, DC 20250

AMENDED

NOTE: This Invitation is an Indefinite Delivery – Indefinite Quantity. Please read carefully**

No offers will be made to 8(a) vendors on this invitation.

FV-300 Fruit and Vegetable Programs

Date Issued: August 11, 2006

Canned Fruit, Announcement FV-300, Invitation 116

The U.S. Department of Agriculture (USDA) invites offers subject to the terms and conditions of Announcement FV-300 and its Commodity Specifications, FV300-CS1, to sell canned fruits as indicated in the attached schedule under an Indefinite Delivery - Indefinite Quantity Contract, for distribution to needy family and other domestic assistance programs. For the period October 1, 2006 through June 30, 2007, USDA guarantees to purchase a minimum of 32,400 cases and may purchase up to a maximum of 46,980 cases.

PRODUCT TYPE	PACK SIZE	MINIMUM QTY. (Case)	MAXIMUM QTY. (Case)
Canned Fruit Cocktail	24/#300 can	32,400	46,980

Offers Due Date: **NLT 2:00 P.M. Washington D.C. time, August 21, 2006**

Acceptance Date: NLT midnight, Washington D.C. time, September 5, 2006

The following terms and conditions apply to this Invitation in addition to Announcement FV-300:

I. INDEFINITE DELIVERY - INDEFINITE QUANTITY

A. This is an Indefinite Delivery - Indefinite Quantity contract for Canned Fruits and is effective for the period October 1, 2006 through June 30, 2007, against which delivery orders will be placed. The value of product specified in the contract is the price agreed to for the contract period only.

Michelle Warren
Contracting Officer

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD).

To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

IV. MINIMUM AND MAXIMUM CONTRACT AMOUNTS

Please see last page for the minimum and maximum for each state.

V. AVAILABILITY OF FUNDS FOR THE NEXT FISCAL YEAR

Funds are not presently available for contracts awarded for FY 2007. The Government's obligation for contracts issued is contingent upon appropriation of funds from which payment for 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 these contracts and until the Contractor receives written notice of such availability from the Contracting Officer.

Attachment A is the list of destinations **within the state** and quantities USDA anticipates purchasing during the contract period. Delivery periods, destinations and quantities (case) may vary from time to time. **However, bidders are cautioned to bid on the by state only as provided in Attachment B.**

All prime vendors are reminded that they are prohibited from subcontracting with companies or individuals that have been suspended or debarred.

All invitations with orders for the state of New York must have the pack date stamped on the outside of each carton. The pack date should be annotated as per the following example: (05/01/2003). Orders for the state of New York requiring the special markings will be indicated by (**). This applies to New York orders "Only", if and when they appear on an invitation.

Offers submitted via **FAX must be sent** to the USDA-AMS-NTS Communications Center at facsimile number **202-205-1979 (24 hours)**. For confirmation of receipt, please call **202-720-2104**.

Inquiries about Announcement FV-300, Appendix-1, the Commodity Specification for Canned Fruit dated April 2004, or this Invitation should be directed to the Contracting Officer, USDA/AMS/Fruit and Vegetable Programs, Commodity Procurement Branch STOP 0239, 1400 Independence Avenue, S.W., Washington, DC 20250-9410, telephone (202) 720-4517. An electronic version of this invitation can be obtained through the

World Wide Web via the Commodity Procurement Home Page at http/:/www.ams.usda.gov/cp.

B. Delivery or performance shall be made only as authorized by delivery orders issued in accordance with the Ordering Clause of the contract (Section II). The contractor shall furnish to the USDA, when and if ordered, the products specified in the contract up to and including the quantity designated in the contract as the "**maximum.**" The USDA shall order at least the quantity of product designated in the contract as the "**minimum.**"

C. There is no limit on the number of orders that may be issued.

D. All deliveries must be made in accordance with the delivery periods specified in the delivery order issued by the Contracting Officer .

II. ORDERING

(1) The Contracting Officer will issue delivery orders to the contractor by mail or fax 30 days before each month's scheduled deliveries (two periods) by line item numbers in whole truckload units, except that on the first two (2) delivery periods orders will be issued immediately following the contract award. Such orders may be issued from the effective date of the contract through the end of the effective period.

(2) A delivery order is considered "issued" when deposited in the mail or sent by fax. Delivery orders will not be issued orally.

(3) All orders are subject to the terms and conditions of this contract. In the event of conflict between a delivery order and the contract documents, the following order, in descending hierarchy, will prevail: the contract, delivery order, Invitation, Announcement, Specification, USDA-1, and the Federal Acquisition Regulations (FAR).

(4) Once a delivery order is issued by the Contracting Officer, Notices to Deliver (ND's) will be issued by the KCCO not later than 15 days prior to each delivery period.

III. ACCEPTANCE OF OFFERS

Refer to Section III, page 14, of Announcement FV300.

Attachment A
(Estimates Only)

Split shipments are indicated by a single asterisk.

ANNOUNCEMENT : FV300
INVITATION : 116
COMM GROUP : 30 FRUIT, CANNED
COMM TYPE : 17 FRUIT COCKTAIL, CANNED
PACK SIZE : 40 24/#300 CAN

ITEM NO	DESTINATION CITY	ST	TRANS RESTR	QUANTITY (CSE)
DELIVERY PERIOD 10/01/06 - 10/15/06				
001	ALBUQUERQUE	NM	TRUCK ONLY	3,240
DELIVERY PERIOD 10/16/06 - 10/31/06				
002	ALBUQUERQUE	NM	TRUCK ONLY	1,620
003	GALLUP	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 11/01/06 - 11/15/06				
004	ALBUQUERQUE	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 11/16/06 - 11/30/06				
005	ALBUQUERQUE	NM	TRUCK ONLY	1,620
006	KANSAS CITY	MO		1,620
DELIVERY PERIOD 12/01/06 - 12/15/06				
007	GALLUP	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 12/16/06 - 12/31/06				
008	ALBUQUERQUE	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 01/16/07 - 01/31/07				
009	CARTHAGE	MO		1,620

ANNOUNCEMENT : FV300
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COMM GROUP : 30 FRUIT, CANNED
COMM TYPE : 17 FRUIT COCKTAIL, CANNED
PACK SIZE : 40 24/#300 CAN

ITEM NO	DESTINATION CITY	ST	TRANS RESTR	QUANTITY (CSE)
DELIVERY PERIOD 02/01/07 - 02/15/07				
010	GALLUP	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 02/16/07 - 02/28/07				
011	HELENA	MT	TRUCK ONLY	1,620
DELIVERY PERIOD 04/16/07 - 04/30/07				
012	CARTHAGE	MO		1,620
DELIVERY PERIOD 05/01/07 - 05/15/07				
013	GALLUP	NM	TRUCK ONLY	1,620
DELIVERY PERIOD 06/16/07 - 06/30/07				
014	CARTHAGE	MO		1,620

TOTAL QUANTITY FOR COMMODITY TYPE 24,300

TOTAL QUANTITY FOR INVITATION 24,300

Attachment B

NM	_____	Minimum - 21,060	Maximum - 30,780
MO	_____	Minimum - 9,720	Maximum - 12,960
MT	_____	Minimum - 1,620	Maximum - 3,240