

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE J	PAGE OF PAGES 1   3	
2. AMENDMENT/MODIFICATION NO. P00005		3. EFFECTIVE DATE 10-Nov-2008	4. REQUISITION/PURCHASE REQ. NO. SEE SCHEDULE		5. PROJECT NO.(If applicable)	
6. ISSUED BY MILITARY SEALIFT COMMAND, N1031/PM2 914 CHARLES MORRIS COURT SE WASHINGTON NAVY YARD DC 20398-5540		CODE N00033	7. ADMINISTERED BY (If other than item 6) <b>See Item 6</b>			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code) OFFSHORE SERVICE VESSELS LLC GARY CHOUEST (DBA) EDISON CHOUEST OFFSHORE PO BOX 310 GALLIANO LA 70354-0310				9A. AMENDMENT OF SOLICITATION NO.		
				9B. DATED (SEE ITEM 11)		
				X	10A. MOD. OF CONTRACT/ORDER NO. N00033-08-C-2004	
				X	10B. DATED (SEE ITEM 13) 09-May-2008	
CODE 0BFF3		FACILITY CODE				
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>						
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. <p>Offer 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 _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted;          or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. 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 change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.</p>						
12. ACCOUNTING AND APPROPRIATION DATA (If required) <b>See Schedule</b>						
<b>13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>						
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) 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 date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).						
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:						
X D. OTHER (Specify type of modification and authority) FAR 52.222-41 Service Contract Act of 1965						
E. IMPORTANT: 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.) Modification Control Number: boucheli09429 Please see attached.						
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.						
15A. NAME AND TITLE OF SIGNER (Type or print)			16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) KEN ALLEN / CONTRACTING OFFICER			
			TEL: (b)(6) EMAIL: (b)(6)			
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED	16B. UNITED STATES OF AMERICA BY 		16C. DATE SIGNED 09-Jan-2009	
(Signature of person authorized to sign)			(Signature of Contracting Officer)			

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

## SUMMARY OF CHANGES

1. The purpose of this modification is to:
  - a. Incorporate US Department of Labor Wage Determination 1994-0196 Revision 21 into the Contract, effective 01 July 2008, and
  - b. Obligate additional CHARTER HIRE funding in the amount of (b)(4) to accommodate the increase in Labor Wage Rate for the 92-days of the firm period that fall in FY 08.
2. The subject Contract was awarded on 09 May 2008 for a firm 12-month period and one (1) six-month option. Vessel C-COMMANDO was delivered for contract commencement on 01 July 2008. Since the 365-day firm period crosses fiscal years, it requires separate funding for each FY 08 and FY 09 period.
3. In accordance with FAR clause 52.222-43, the Contractor is required to inform the Contracting Officer within 30 days if there is an increase in wage rates due to the new Wage Determination, and, if there is, the amount of that increase. The required notification period may be extended in writing by the Contracting Officer. Updated pricing information regarding the revised Wage Determination was received from the Contractor on 18 June 2008.
4. Firm Period daily rates beginning 01 July 08 increased by a total of (b)(4) from (b)(4). This modification will obligate FY 08 funding (01 July 08 – 30 September 08) in the amount of (b)(4) (b)(4).
5. Obligated funds for FY 09 have accounted for the Labor Wage Rate increase and provide sufficient funding to cover the FY 09 portion of the firm period at the daily rate of (b)(4).
6. Effective 01 July 2008, the Contractor is authorized to invoice the revised daily rate of (b)(4).
7. The Contractor has been invoicing for and has been paid the revised rate of (b)(4) since 01 July 2008 without an official Labor Wage Rate Determination contract revision and is therefore not due any retroactive labor wage rate compensation.
8. The parties hereby agree that the change in terms and conditions of the contract set forth above provide the parties with the full and complete adjustment to which each is entitled for the changes to the contract set forth above. The parties hereby waive all rights, title, and interest, if any, to further adjustment.
9. All other terms and conditions remain unchanged and in full force and effect.

## SECTION A - SOLICITATION/CONTRACT FORM

The total cost of this contract was increased by (b)(4) from (b)(4).

## SECTION B - SUPPLIES OR SERVICES AND PRICES

## CLIN 0001

The unit price amount has increased by (b)(4) from (b)(4).  
The total cost of this line item has increased by (b)(4) from (b)(4).

SUBCLIN 000103 is added as follows:

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
000103	C-COMMANDO - CHARTER HIRE FY 08 - 01 JUL 08 TO 30 SEP 08 FFP C-COMMANDO - TO OBLIGATE AN ADDITIONAL (b)(4) DAY FOR CHARTER HIRE LABOR WAGE DETERMINATION INCREASE FOR THE PERIOD OF 01 JUL 08 TO 30 SEP 08 FOB: Destination PURCHASE REQUEST NUMBER: (b)(4)		Each	\$0.00	
NET AMT					\$0.00

SECTION G - CONTRACT ADMINISTRATION DATA

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by (b)(4) from (b)(4).

CLIN 0001:

AA: 97 X 4930 ND2A 000 00033 0 000033 2F000000000000000000 (CIN 00000000000000000000000000000000) was increased by (b)(4) from (b)(4)

(End of Summary of Changes)