

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE	Page 1 of 4
2. AMENDMENT/MODIFICATION NO. 0002	3. EFFECTIVE DATE 11/06/2009	4. REQUISITION/PURCHASE REQ. NO. PR SAR090399	5. PROJECT NO. (If applicable)		
6. ISSUED BY DOT/Maritime Administration, Atlantic Division Acquisition Office of Acquisition, MRG-7200,7737 Hampton Boulevard, Building 4D, Room 211 Norfolk, VA 23505		CODE 00092	7. ADMINISTERED BY (If other than Item 6) DOT/Maritime Administration, Atlantic Division Acquisition Office of Acquisition, MRG-7200,7737 Hampton Boulevard, Building 4D, Room 211 Norfolk, VA 23505		CODE 00092
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and Zip Code) GMD Shipyard Corp. Brooklyn Navy Yard, Building 595,63 Flushing Avenue, Unit #276 Brooklyn, NY 11205-1078			9A. AMENDMENT OF SOLICITATION NO.		
			9B. DATED (SEE ITEM 11)		
			(X) 10A. MODIFICATION OF CONTRACT/ORDER NO. DTMA2C09024		
			(X) 10B. DATED (SEE ITEM 13) 09/22/2009		
CODE m		FACILITY CODE			

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended, 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 _____ 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.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 - - - - 25711 - 6100 - 6600 -

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS.

IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

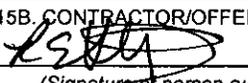
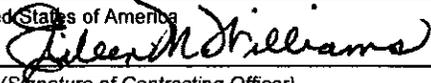
CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
<input type="checkbox"/>	
<input type="checkbox"/>	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
<input checked="" type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: Mutual Agreement, FAR 52.212-04, CONTRACT TERMS & CONDITIONS - COMMERCIAL ITEMS (c) CHANGES
<input type="checkbox"/>	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor is not, is required to sign this document and return _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)
TSES EMPIRE STATE FY09 DRY DOCK & REPAIR

- Pursuant to circumstances beyond the control and without the fault and negligence of the Contractor, a time extension of 14 days is required to complete Supplemental Growth Items authorized by the Government that must be performed before the ship departs the GMD Shipyard Dry Dock & Repair Facility. This confirms verbal Notice to Proceed given to GMD Shipyard 11-6-2009.
- CLIN 0001, General Services, is hereby increased by \$76,766.00 for time extension through November 20, 2009 (14 days) with the towing of the ship on November 21, 2009.
- CLIN 0010 is decreased by \$114,444.75; CLIN 0011 is increased by \$33,640.00 as a result of negotiations 11/4/2009 and CLIN 0030 is increased by \$4,038.75.
- As a result, the total contract price remains unchanged.

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) KE STATION JR. DIR OF ENG		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Eileen M. Williams	
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED 7 Nov 2009	16B. United States of America BY  (Signature of Contracting Officer)	16C. DATE SIGNED 11/06/2009

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE

Page
1 of 4

2. AMENDMENT/MODIFICATION NO. 0002
 3. EFFECTIVE DATE 11/06/2009
 4. REQUISITION/PURCHASE REQ. NO. PRSAR090399
 5. PROJECT NO. (If applicable)

6. ISSUED BY CODE 00092
 DOT/Maritime Administration, Atlantic Division Acquisition
 Office of Acquisition, MRG-7200,7737 Hampton Boulevard, Building 4D,
 Room 211
 Norfolk, VA 23505
 7. ADMINISTERED BY (If other than Item 6) CODE 00092
 DOT/Maritime Administration, Atlantic Division Acquisition
 Office of Acquisition, MRG-7200,7737 Hampton Boulevard, Building 4D, Room
 211
 Norfolk, VA 23505

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and Zip Code)
 GMD Shipyard Corp.
 Brooklyn Navy Yard, Building 595,63 Flushing Avenue, Unit #276
 Brooklyn, NY 11205-1078
 9A. AMENDMENT OF SOLICITATION NO.
 9B. DATED (SEE ITEM 11)
 (X) 10A. MODIFICATION OF CONTRACT/ORDER NO. DTMA2C09024
 (X) 10B. DATED (SEE ITEM 13) 09/22/2009
 CODE m FACILITY CODE

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12. ACCOUNTING AND APPROPRIATION DATA (If required)

2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 - - - - 25711 - 6100 - 6600 -

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE
 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: Mutual Agreement, FAR 52.212-04, CONTRACT TERMS & CONDITIONS - COMMERCIAL ITEMS (c) CHANGES
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14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)
 TSES EMPIRE STATE FY09 DRY DOCK & REPAIR

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- CLIN 0010 is decreased by \$114,444.75; CLIN 0011 is increased by \$33,640.00 as a result of negotiations 11/4/2009 and CLIN 0030 is increased by \$4,038.75.
- As a result, the total contract price remains unchanged.

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)
 Eileen M. Williams
 15B. CONTRACTOR/OFFEROR
 15C. DATE SIGNED
 16B. United States of America
 BY _____
 (Signature of person authorized to sign) (Signature of Contracting Officer)
 16C. DATE SIGNED
 11/06/2009

Line Item Summary	Document Number DTMA2C09024/0002	Title TS EMPIRE STATE FY09 DD	Page 2 of 4
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Total Funding: \$1,779,500.00

FYs	Fund	Budget Org	Sub	Object Class	Sub	Program	Cost Org	Sub	Proj/Job No.	Sub	Reporting Category
Division		Closed FYs		Cancelled Fund							

Line Item Number	Description	Delivery Date (Start date to End date)	Quantity	Unit of Issue	Unit Price	Total Cost
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DUNS #131858909

0001	SECTION 100- GENERAL SERVICES	(09/22/2009 to 11/21/2009)	0.00	JOB	\$76,766.00	\$76,766.00
	Change in Extended Description, Performance Period, Funding, Unit Price THIS IS A CONFIRMING ORDER. Contractor shall provide General Services for an additional period of 14 days, commencing Saturday, November 7, 2009 through Friday, November 20, 2009. Contractor shall tow the Empire State on Saturday, November 21, 2009. Performance work Statement (PWS) PWS Item No. 100 (Total amount for Item No.'s 101 to 117) Offeror insert number of days before IAW Section FAR 52.211-08 "Time of Delivery"					

Ref Req No: PRSAR090399

Funding Information:

2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 -
 - - - - 25711 - 6100 - 6600 -
 76,766.00

0010	BLASTING & COATING		0.00	JOB	(\$114,444.75)	(\$114,444.75)
	Change in Extended Description, Funding, Unit Price THIS IS A CONFIRMING ORDER. As negotiated and acceptance of Contractor's revised proposal dated 11/4/2009, this revised scope of work is reduced by \$114,444.75. PWS Item No. 209					

Ref Req No: PRSAR090399

Funding Information:

2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 -
 - - - - 25711 - 6100 - 6600 -
 -114,444.75

Line Item Summary	Document Number DTMA2C09024/0002	Title TS EMPIRE STATE FY09 DD	Page 3 of 4
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Total Funding: \$1,779,500.00

FYs	Fund	Budget Org	Sub	Object Class	Sub	Program	Cost Org	Sub	Proj/Job No.	Sub	Reporting Category
Division		Closed FYs		Cancelled Fund							

Line Item Number	Description	Delivery Date (Start date to End date)	Quantity	Unit of Issue	Unit Price	Total Cost
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0011	ADDITIONAL BLASTING & COATING		0.00	JOB	\$33,640.00	\$33,640.00
	Change in Extended Description, Funding, Unit Price THIS IS A CONFIRMING ORDER. As negotiated and acceptance of Contractor's revised proposal dated 11/4/2009, this revised scope of work is increased by \$33,640.00.					

PWS Item No. 210
Ref Req No: PRSAR090399

Funding Information:
2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 -
- - - - 25711 - 6100 - 6600 -
33,640.00

0030	SUPPLEMENTAL MATERIAL-NOT TO EXCEED		0.00	JOB	\$4,038.75	\$4,038.75
	Change in Funding, Unit Price PWS Item No. 502 THIS IS A NOT TO EXCEED AMOUNT. The allowance for supplemental material is for direct costs only. Any allowance for handling, equipment, profit and overhead is to be included in supplemental growth work.					

All work under this CLIN must be specifically authorized in writing by the COTR or Contracting Officer.
NOTE: A cost of \$60,000.00 is used for proposal submission purposes only.
Ref Req No: PRSAR090399

Funding Information:
2009 - - X1750 - SMR 120 - SM - D107 - 0 - 0000 - 160000 -
- - - - 25711 - 6100 - 6600 -
4,038.75

Previous Total: \$1,779,500.00
Modification Total: \$0.00
Grand Total: \$1,779,500.00
(Includes Discounts)

TOTAL PRICE (CLINS 0001- 0030):
\$1,779,500.00

Address Detail**Title**

TS EMPIRE STATE FY09 DD

Document Number

DTMA2C09024/0002

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Shipping Addresses

Code	Detail	Code	Detail
0001	Org: Cape May Light Addr: St. Johns Fabricators Pier 1 P.O. Box 1741 Green Cove Springs FL 32043 Attn: Jeff Kint or Harry Walden Phone: (904) 284-7932 ext. Fax: () - ext.	0002	Org: DOT/Maritime Administration, Atlantic Division Addr: EMPIRE STATE SUNY Maritime College 6 Pennyfield Avenue Bronx NY 10465 Attn: Thomas Dowd, Chief Engineer Phone: (718) 409-5590 ext. Fax: () - ext.

Invoice Addresses

Code	Detail
0001	Org: USMMA A/P Branch, AMZ-160 Addr: USMMA A/P Branch, AMZ-160, PO Box 25710 Oklahoma City OK 73125 Attn: Justin Breeden, Accounting Technician Phone: (405) 954-2223 ext. Fax: (405) 954-9573 ext.