

AMENDMENT OF SOLICITATION / MODIFICATION OF CONTRACT		1. Solicitation Number CFOPD-25-I-018		Page of Pages 1 1 (with attachments)	
2. Amendment/Modification Number Amendment No. 1	3. Effective Date See Box 16C	4. Requisition/Purchase Request No.	5. Solicitation Caption DC Lottery Ticket Distribution Services		
6. Issued by: Office of the Chief Financial Officer (OCFO) Office of Contracts 1100 4th Street SW Suite E620 Washington, DC 20024		Code	7. Administered by (If other than line 6)		
ALL POTENTIAL OFFERORS		Code	Facility	9A. Amendment of Solicitation No. CFOPD-25-I-018	
				9B. Dated (See Item 11) February 14, 2025	
				10A. Modification of Contract/Order No.	
				10B. Dated (See Item 13)	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS					
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended. <input checked="" 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 a <u>1</u> written copy 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 CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14					
A. This change order is issued pursuant to (Specify Authority):					
B. The above numbered contract/order is modified to reflect the administrative changes.					
C. This supplemental agreement is entered into pursuant to authority of:					
D. Other (Specify type of modification and authority)					
E. IMPORTANT: Contractor <input type="checkbox"/> is not <input checked="" type="checkbox"/> is required to sign this document and return 1 copy to the issuing office.					
14. Description of Amendment/Modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.) The above referenced solicitation to provide DC Lottery Ticket Distribution Services is hereby amended to provide the OCFO responses to Offeror questions as set forth in Attachment A. ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED					
Except as provided herein, all terms and conditions of the document is 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 Dorothy Whisler Fortune, Esq., CPPO, Drakus Wiggins, CPPB, CPPO or Anthony A. Stover, CPPO		
15B. Name of Contractor (Signature of person authorized to sign)		15C. Date Signed	16B. District of Columbia  (Signature of Contracting Officer)		16C. Date Signed Feb 25, 2025

Amendment 1 – Attachment A

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Set forth below are the District’s responses to Offeror question(s):

Question 1. Section C.4.8.1 on page 9 of the solicitation states that contract personnel are to complete an order using the DC Lottery Pick-and-Pack process and prepare it for UPS shipment. Occasionally some orders cannot wait for UPS pickup and delivery and may need to be delivered on an emergency/same day/next day basis. This is particularly noticeable during long holiday weekends when orders need to be delivered within 24 hours. Delay in delivery of an order would likely result in a loss of DC Lottery revenue. Will DC Lottery consider adding a CLIN line to the pricing schedule for the emergency delivery of an order by contractor personnel?

Response 1. No.

Question 2. Section C.3.5 on page 8 of the solicitation indicates that the Lottery’s headquarters is used for the warehousing and Pick-and-Pack operations process that is performed by contractor personnel. Is it anticipated that warehouse and Pick-and-Pack operations will remain at Lottery headquarters throughout the full term of the contract, including option years if exercised by DC Lottery?

Response 2. At this time the services will be performed at Lottery headquarters. If there is a change it will be made via a modification to the contract.

Question 3. Section C.4.8.2 on page 9 of the solicitation states that a DC Lottery employee will manage the Contractor’s warehouse personnel. This provision raises the question as to whether the contract award will be for a personal services contract versus a non-personal services contract. Under a non-personal services contract, the company, not the individual, is hired to perform and direct its employees and dictates its employees’ compensation, benefits and rewards. The government hires a contractor for the work products, not for the individual contractor employee. A temporary staffing requirements contract is generally considered a non-personal services contract because it typically does not involve the government exercising significant, continuous supervision and control over the temporary staff, which is the key factor in defining a personal services contract. Please clarify the type of contract that will be awarded and revise Section C.4.8.2, accordingly, if warranted.

Response 3. The requirements are for the Contractor to provide the requested personnel to perform the services as described in the solicitation. The District/Lottery will only provide directions based on the requirements. The Contractor is

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responsible for their personnel that they provide to perform services on the resultant contract.

[End of Attachment A]