

<b>AMENDMENT OF SOLICITATION / MODIFICATION OF CONTRACT</b>			1. Contract Number	Page of Pages	
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2. Amendment/Modification Number 001	3. Effective Date See Box 16C	4. Requisition/Purchase Request No.	5. Solicitation Caption Industrial Revenue Bond Counsel Legal Services		
6. Issued by:  Office of the Deputy Mayor for Planning and Economic Development Office of Contracts, Procurement and Grants 1015 Half Street, S.E., Suite 675 Washington, D.C. 20003		Code	7. Administered by (If other than line 6)  Office of the Deputy Mayor for Planning and Economic Development Industrial Revenue Bond Program 1015 Half Street, S.E., Suite 675 Washington, D.C. 20003		
8. Name and Address of Contractor (No. street, city, county, state and zip code)  TO ALL PROSPECTIVE OFFERORS		X	9A. Amendment of Solicitation No. DCEB-2018-R-0001		
Code			9B. Dated (See Item 11) March 2, 2018		
Facility			10A. Modification of Contractor/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 one (1) 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 CONTRACTORS/ORDERS , IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14					
A. This change order is issued pursuant to (Specify Authority): 27 DCMR, Chapter 36, Section 3601.2(b) 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 data etc.) set forth in item 14, pursuant to the authority of:					
C. This supplemental agreement is entered into pursuant to authority of: 27 DCMR 3601.2 Change Clause, 27 DCMR 2005.6(d) as amended					
D. Other (Specify type of modification and authority) Paragraph 15, Changes, Standard Contract Provisions					
<b>E. IMPORTANT:</b> Contractor <input type="checkbox"/> is not <input type="checkbox"/> is required to sign this document and return one (1) copy to the issuing office.					
14. Description of Amendment/Modification (Organized by UCF Section headings, including solicitation/contract subject matter where feasible.)					
<b>PROSPECTIVE OFFEROR QUESTIONS OF CLARIFICATION AND THE DISTRICTS RESPONSES ARE SET FORTH BELOW:</b>					
<b>Question #1:</b> Is the tax accountant a tax lawyer?					
<b>Response:</b> For the purpose of this solicitation, they would be the same.					
<b>Question #2:</b> Is one associate licensed in DC enough, or do all of the associates need to be licensed in DC?					
<b>Response:</b> One associate licensed in DC is enough for this solicitation.					
<b>Question #3:</b> If an attorney is listed as counsel, should they be treated as an associate for the purpose of the proposal?					
<b>Response:</b> Yes.					
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 Jacque McDonald, CPPO, CPPB, SPSM, MBA, MST Director of Contracts, Procurement and Grants			
15B. Name of Contractor	15C. Date Signed	16B. District of Columbia		16C. Date Signed 03-20-18	

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**Question #4:** Can we modify the fee table to price different associates differently?

**Response:** Yes.

**Question #5:** Is a Thomson Reuters list sufficient for question 6 in the experience question?

**Response:** We are not sure what Thomson Reuters list you are referring to. The usual source for bond counsel is a listing in The Bond Buyer's Municipal Market Place.

**Question #6:** Our current pipeline consists of similar transactions for similar clients. Will this answer be sufficient for question 7?

**Response:** Yes.

**Question #7:** Can we submit client references without having them fill out the questionnaire?

**Response:** No.

**Question #8:** Can you confirm whether we need an MBE plan or whether we need to actually name an MBE firm for our proposal?

**Response:** Any contract award amount of \$250,000.00 or more requires a CBE subcontractor plan. The CBE firms should be named in the plan.

**Question #9:** What firms currently serve as Bond Counsel?

**Response:** The current Bond Counsel bench includes the following law firms: (1) Orrick, Herrington & Sutcliffe, LLP; (2) Squire Patton Boggs (US) LLP; (3) Bryant Miller Olive, Attorneys at Law; (4) Ballard Spahr LLP; and (5) Graves, Horton, Askew & Johns, LLC.

**Question #10:** What are the present hourly rates charged by Bond Counsel for attorneys and paralegals?

**Response:** The hourly rates vary.

**Question #11:** For the last contract term, what were the total fees charged for all task orders?

**Response:** Less than \$500,000.00.

**Question #12:** For the last contract term, what were the fees for each bond issue?

**Response:** The fees are paid by the actual bond client. Any encumbered funds under the resultant contract award(s) are for bond counsel retainers only.

**Question #13:** Regarding the Tax Accountant position, would a qualified Tax Attorney with the requisite experience suffice?

**Response:** See response to Question #1.

**Question #14:** Will the contract allow for reimbursement of expenses including such items as photocopies, long distance phone charges, binding fees, compact disc scanning and burning, postage and delivery services?

**Response:** Yes.

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**Question #15:** Section H.9 requires submission of a subcontracting plan for contracts in excess of \$250,000. Since it is unknown at this point how much will be paid for services under this IDIQ contract, how is the threshold of \$250,000 to be interpreted? Since the term of the contract is one year, with options of the District to renew for subsequent one year periods, is the \$250,000 an annual threshold? For example, is it permissible to respond in our proposal that we do not expect to charge fees in excess of \$250,000 in any contract year and therefore are not submitting a contracting plan until our expectations change? Or is a subcontracting plan a required part of any proposal for this Solicitation, notwithstanding the threshold described?

**Response:** It is permissible to respond in offeror's proposal that offeror does not expect to charge fees in excess of \$250,000 in any contract year and therefore not submit a CBE subcontract plan. However, should fees exceed \$250,000 in any contract year the firm would be required to fulfill the CBE subcontract requirements.