



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
FORT WORTH DISTRICT, CORPS OF ENGINEERS
P. O. BOX 17300
FORT WORTH, TEXAS 76102-0300

March 16, 2010

Office of Counsel

SUBJECT: Freedom of Information Act

Ms. Denise Gilman
The University of Texas at Austin
Immigration Clinic, 727 E. Dean Keeton St.
Austin, Texas 78705-3299

Dear Ms. Gilman:

In the spirit of continuing cooperation regarding your Freedom of Information Act request that was originally submitted on April 11, 2008, enclosed you will find an amendment to Contract No. W912BV-07-D-2040-DZ01 dated August 21, 2008, which was well past the date of your request.

Also, pursuant to your request item No. 2, we have re-redacted the list of real estate, plat and property owner information that was provided to you. We are still protecting the redacted information under Exemption b(6) of the FOIA as stated in our previous letter.

Sincerely,

A handwritten signature in cursive script that reads "Howard Strackbein".

Howard Strackbein
Assistant District Counsel

Enclosures

Copy Furnished w/encls:

Mr. Jeremy Simon
U.S. Attorney's Office
District of Columbia, Civil Division
555 4th St, NW, RM E4112
Washington, D.C. 20530

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES			
			J	1	4		
2. AMENDMENT/MODIFICATION NO. 01	3. EFFECTIVE DATE 21-Aug-2008	4. REQUISITION/PURCHASE REQ. NO. W45VAK7770808		5. PROJECT NO. (If applicable)			
6. ISSUED BY USAED, GALVESTON CONTRACTING DIVISION 2000 FORT POINT ROAD GALVESTON TX 77553-1229	CODE W912HY	7. ADMINISTERED BY (If other than item 6)		CODE			
		See Item 6					
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code) KIEWIT TEXAS CONSTRUCTION L.P. JOE INIGUEZ KIEWIT PLAZA OMAHA NE 68131-3302			9A. AMENDMENT OF SOLICITATION NO.				
			9B. DATED (SEE ITEM 11)				
			X	10A. MOD. OF CONTRACT/ORDER NO. W912BV-07-D-2040-DZ01			
			X	10B. DATED (SEE ITEM 13) 07-Jul-2008			
CODE 1HZN1	FACILITY CODE 1HZN1						
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<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. 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.							
12. ACCOUNTING AND APPROPRIATION DATA (If required) See Schedule							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACT/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
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 52.217-7							
E. IMPORTANT: Contractor <input checked="" type="checkbox"/> is not, <input type="checkbox"/> 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.) Modification Control Number: m3ctxmer08346 Department of Homeland Security Customs and Border Protection, Del Rio Sector - Project M-2A, M-2B The purpose of this modification is to exercise Option 1- Map ID# M-2A Fence, CLINS 0004 through 0006. SEE CONTINUATION PAGES							
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)				
			LINDA M FREDENDALL / CONTRACTING OFFICER TEL: 409 766 3852 EMAIL: Linda.M.Fredendall@usace.army.mil				
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA		16C. DATE SIGNED			
(Signature of person authorized to sign)		BY <i>Linda M Fredendall</i> (Signature of Contracting Officer)		21-Aug-2008			

EXCEPTION TO SF 30
APPROVED BY OIRM 11-84

30-105-04

STANDARD FORM 30 (Rev. 10-83)
Prescribed by GSA
FAR (48 CFR) 53.243

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION 00010 - SOLICITATION CONTRACT FORM

The total cost of this contract was increased by \$945,000.00 from \$6,059,000.00 to \$7,004,000.00.

CLIN 0004 is added as follows:

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0004	MAP ID # M-2A	1	Lump Sum	\$930,000.00	\$930,000.00
EXERCISED OPTION	FFP Installation of Approximately 0.38 Miles of Fence and All Components Necessary to Complete the Construction as Outlined in the Request for Proposal, Including Materials, Labor, and Equipment. FOB: Destination				
				NET AMT	\$930,000.00
	ACRN AC				\$930,000.00
	CIN: 00000000000000000000000000000000				

CLIN 0005 is added as follows:

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0005	Final As-Built Drawings for M-2A Fence	1	Lump Sum	\$10,000.00	\$10,000.00
EXERCISED OPTION	FFP FOB: Destination				
				NET AMT	\$10,000.00
	ACRN AC				\$10,000.00
	CIN: 00000000000000000000000000000000				

CLIN 0006 is added as follows:

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0006	Operation and Maintenance Manuals	1	Lump Sum	\$5,000.00	\$5,000.00
EXERCISED OPTION	FFP M-2A Fence FOB: Destination				
NET AMT					\$5,000.00
ACRN AC					\$5,000.00
CIN: 00000000000000000000000000000000					

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by \$945,000.00 from \$6,059,000.00 to \$7,004,000.00.

CLIN 0004:

Funding on CLIN 0004 is initiated as follows:

ACRN: AC

CIN: 00000000000000000000000000000000

Acctng Data: 96 NA X 3122.0000 M3 X 08 2456 099993 96413 3230 2JGD82

Increase: \$930,000.00

Total: \$930,000.00

CLIN 0005:

Funding on CLIN 0005 is initiated as follows:

ACRN: AC

CIN: 00000000000000000000000000000000

Acctng Data: 96 NA X 3122.0000 M3 X 08 2456 099993 96413 3230 2JGD82

Increase: \$10,000.00

Total: \$10,000.00

CLIN 0006:

Funding on CLIN 0006 is initiated as follows:

ACRN: AC

CIN: 00000000000000000000000000000000

Acctng Data: 96 NA X 3122.0000 M3 X 08 2456 099993 96413 3230 2JGD82

Increase: \$5,000.00

Total: \$5,000.00

(End of Summary of Changes)