



Government and Infrastructure
LOGCAP III Headquarters, Baghdad Iraq
APO AE 09344

Najlaa International Catering Services
PO Box 64457 B 70455
Sharq Tower 16th Floor
Al Sharq Kuwait
Attn: Mr. Bill Baisey, CEO Najlaa International Catering Services

Subject: Letter of Concern – Personnel, Equipment, Labor Camp Mobilization for Task Order 159 Dining Facility (DFAC) Services

Date: 19 September 2008

Mr. Baisey,

On 19 July 2008, Najlaa International Catering Services (Najlaa) received Notice of Award letters in response to requests for proposals for Dining Facility (DFAC) services at sites B3.2, B4, C5.1, C5.2, D4, D7, D8, F1.1, F1.2, F2.1, F2.2, F2.3, F3 T1.1 and T2.2 solicited by Kellogg Brown & Root Services, Inc. (KBRSI) in support of the LOGCAP III Project for Task Order 159. Najlaa was subsequently notified via email 03 September 2008 of KBRSI's intent to award sites B8, B9 and B10 to Najlaa in addition to the sites previously identified. Najlaa is not the incumbent provider and therefore required mobilization of personnel, materials, equipment and labor camps. The Notices of Award served as authorization for Najlaa International Catering Services to proceed at their own risk with mobilization in accordance with the Terms, Conditions and standard attachments issued with the requests for proposal in anticipation of fully funded, executed awards. The Notices of Award in no way financially committed Kellogg Brown & Root Services, Inc. or the United States Government (USG).

Per the chart below, Najlaa has failed to mobilize personnel, materials, equipment or Temporary Labor Camp requirements to sites B3.2, B4, B8, B9, B10, C5.1, C5.2, D4, D7, D8, T1.1 or T2.2 to date and only marginal progress has been made at the remaining sites.

DFAC Site	First Meal Served	Food Service Equipment	LSA Temporary	LSA Permanent	Personnel Recruitment from Incumbent	Personnel New Hires
B3.2	1 Nov 2008	0%	0%	0%	0%	0%
B4	1 Nov 2008	0%	0%	0%	0%	0%
B8	1 Nov 2008	0%	0%	0%	0%	0%
B9	1 Nov 2008	0%	0%	0%	0%	0%
B10	27 Nov 2008	0%	0%	0%	0%	0%
C5.1	1 Nov 2008	0%	0%	0%	0%	0%
C5.2	1 Nov 2008	0%	0%	0%	0%	0%
D4	1 Nov 2008	0%	100%; client provided	0%	0%	0%
D7	1 Nov 2008	0%	100%; client provided	0%	0%	0%
D8	1 Nov 2008	0%	0%	0%	0%	0%
F1.1	1 Nov 2008	50%	0%	0%	0%	0%
F1.2	1 Nov 2008	80%	99%	0%	100%	0%
F2.1	1 Nov 2008	30%	0%	0%	0%	0%
F2.2	1 Nov 2008	25%	0%	0%	0%	0%
F2.3	1 Nov 2008	35%	99%	0%	0%	0%
F3	1 Nov 2008	85%	99%	0%	0%	0%
T1.1	1 Nov 2008	0%	0%	0%	0%	0%
T2.2	1 Nov 2008	0%	0%	0%	0%	0%

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NOTE: This document contains information which may be withheld from the public because disclosure would cause a foreseeable harm to an interest protected by one or more Exemptions of the Freedom of Information Act, 5 USC Section 552. Furthermore, it is requested that any Government entity receiving this information act in accordance with DoD 5400.7-R, and consider this information as being for official use only (FOUO), and mark, handle and store this information so as to prevent unauthorized access.



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KBRSI has continually notified Najlaa of necessary deliverables and planning requirements. The lack of a project schedule which delineates milestones and critical path items is cause for concern.

Nonconformance issues which are pivotal to the successful performance of service include but are not limited to the following:

- Failure to provide site plans or drawings to KBRSI for reference and review
- Failure to provide comprehensive lists of consumables, materials and equipment per site
- Failure to provide on-site management personnel to oversee construction of requisite Temporary Labor Camps
- Failure to mobilize equipment for inspection prior to installation into DFAC Facilities
- Failure to provide delivery dates for materials and equipment
- Failure to provide definitive personnel mobilization schedules
- Failure to provide adequate, timely responses to numerous requests for progress updates
- Failure to demonstrate good faith efforts substantiating subcontractor's ability to perform DFAC services

You are hereby notified that KBRSI considers Najlaa International Catering Services to be endangering the performance of DFAC Services by the scheduled first meal served dates.

In order to avoid a disruption of service and mission failure to our Client, KBRSI has no other recourse but to rescind the Notices of Award in their entirety for sites B8, B9, B10, T1.1 and T2.2.

In the interim, Najlaa is required to submit ALL site plans and drawings for the proposed Temporary Labor Camps, written documentation evidentiary of ALL required materials and equipment purchased to include expected delivery dates and definitive personnel mobilization plans PER SITE no later than 1900 (Baghdad time) 24 September 2008. Should Najlaa fail to meet the imposed deadline for providing the aforementioned documentation, KBRSI will evaluate the possibility of rescinding additional Notices of Award for DFAC services accordingly.

William Young
PSM Manager - DFAC
LOGCAP III Headquarters
Baghdad, Iraq

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