

2018 78101

NRC FORM 682 (10-2000) U.S. NUCLEAR REGULATORY COMMISSION AWARD OF INTERAGENCY AGREEMENT		1. DATE OF ISSUE JUN - 5 2001	2. AGREEMENT NUMBER NRC-21-01-308	3. MOD NO	
		4. AGENCY LOCATOR NO. 31000001	5. B & R NUMBER 17D-15-113-105	6. JOB COG B81801	
		7. BOC 1181	8. DOCUMENT IDENTIFICATION NUMBER RQ ASL 01308		
9. ISSUED BY U.S. NUCLEAR REGULATORY COMMISSION WASHINGTON, DC 20555-0001		10. NAME AND ADDRESS OF SERVICING AGENCY National Labor Relations Board 1099 14th Street Washington, DC 20570			
PROJECT MANAGER Jack G. Whetstone	OFFICE ASLBP				
TELEPHONE NUMBER 301-415-7391	FACSIMILE NUMBER 391-041-5599	TELEPHONE NUMBER 202-273-4226	FACSIMILE NUMBER		
11. JOB CODE TITLE Hearing Support - Reactor		12. AGREEMENT PERFORMANCE PERIOD BEGIN effective date 09/28/2001 END			
13. OBLIGATION AVAILABILITY PROVIDED BY					
A. THIS ACTION		\$ 9,830.00			
B. TOTAL PLACED PRIOR TO THIS ACTION WITH THE PERFORMING ORGANIZATION UNDER THIS JOB CODE FOR THIS FISCAL YEAR		\$ 0			
C. TOTAL ORDERS TO DATE FOR THIS JOB CODE FOR THIS FISCAL YEAR		\$ 0			
D. TOTAL ORDERS TO DATE FOR THIS AGREEMENT		\$ 0			
14. ATTACHMENTS THE FOLLOWING ATTACHMENTS ARE MADE A PART OF THIS AGREEMENT <input checked="" type="checkbox"/> STATEMENT OF WORK <input type="checkbox"/> ADDITIONAL TERMS AND CONDITIONS <input type="checkbox"/> OTHER (Specify) _____		15. SECURITY <input type="checkbox"/> WORK ON THIS AGREEMENT INVOLVES CLASSIFIED INFORMATION <input type="checkbox"/> WORK ON THIS AGREEMENT INVOLVES SENSITIVE UNCLASSIFIED INFORMATION <input checked="" type="checkbox"/> WORK ON THIS AGREEMENT IS UNCLASSIFIED AND NOT SENSITIVE			
16. FEE BILLABLE UNDER 10 CFR PART 170 <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO					
17. REMARKS Use of the interagency acquisition is in the Government's best interest and the services required cannot be obtained as conveniently or economically by contracting directly with a private commercial source.					
18. AUTHORITY TO ENTER INTO INTERAGENCY AGREEMENT (Check only one) <input type="checkbox"/> ENERGY REORGANIZATION ACT OF 1974, AS AMENDED <input type="checkbox"/> OTHER (Specify) _____ <input checked="" type="checkbox"/> THE ECONOMY ACT OF 1932 <input type="checkbox"/> THE CLINGER-COHEN ACT OF 1996					
19. ADVANCE PAYMENT <input checked="" type="checkbox"/> IS NOT AUTHORIZED <input type="checkbox"/> IS AUTHORIZED (Requires approval by Director, DAF/OCFO)					
20. ESTIMATED COST FOR FULL PERFORMANCE OF THIS AGREEMENT					
FY 2001	FY	FY	FY	FY	TOTAL
\$ 10,000	\$	\$	\$	\$	\$ 10,000
21. CERTIFICATION OF FUNDS					
This certifies that funds in the amount cited in Block 13.A. are available in the current fiscal year allotment for work authorized by this agreement.					
FUNDS CERTIFICATION OFFICIAL (Typed Name) Virginia S. Bolding		SIGNATURE 	DATE 5/24/01		
NRC ISSUING AUTHORITY (Typed Name and Title) Sharon D. Stewart, Contracting Officer		SIGNATURE 	DATE 6/8/01		
SERVICING AGENCY OFFICIAL/DESIGNEE (Typed Name and Title) Robert Giannagi, Chief Administrative Law Judge		SIGNATURE 	DATE 6-5-01		

NRC FORM 682 (10-2000)

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NRC CONTACTS:

TECHNICAL:

FULL NAME	ADDRESS
Jack G. Whetstone	U.S. Nuclear Regulatory Commission
TELEPHONE NUMBER	ASLBP, T-3 F23
301-415-7391	Washington, DC 20555

ADMINISTRATIVE:

FULL NAME	ADDRESS
Sharon Marks Perini	U.S. Nuclear Regulatory Commission
TELEPHONE NUMBER	ASLBP, T-3 F23
301-415-7393	Washington, DC 20555

OTHER AGENCY'S CONTACTS:

TECHNICAL:

FULL NAME	ADDRESS
	National Labor Relations Board
TELEPHONE NUMBER	1099 14th Street
	Washington, DC 20570

ADMINISTRATIVE:

FULL NAME	ADDRESS
Karl Rohrbaugh	National Labor Relations Board
TELEPHONE NUMBER	1099 14th Street
202-273-4226	Washington, DC 20570

BILLING INFORMATION:

To receive reimbursement under this agreement, forward to NRC on a (check one):

monthly quarterly other _____ basis, an original and three copies of Standard Form
quarterly

1081 in accordance with the Treasury Fiscal Requirements Manual, Bulletin No. 78-09, or, if possible, bill ~~monthly~~ through the OPAC system. Send reimbursement requests to the following address:

Financial Operations Branch
Mail Stop: T-9 E2
Division of Accounting and Finance
Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
Washington, DC 20555-0001

Any NRC funds remaining unexpended at the end of a fiscal year may be carried over into future fiscal years unless otherwise notified by NRC.

REPORTING REQUIREMENTS: Submit reports to the NRC in accordance with the statement of work. Submit financial status reports on a (check one):

monthly quarterly other _____ basis. These reports shall contain a brief letter

status report which summarizes the expenditure of NRC funds. This report shall address the following categories, as applicable: (1) staff effort; (2) travel; (3) equipment and supplies; and (4) subcontract costs. Each report shall include by category: (a) costs for the previous month; (b) cumulative costs and uncosted obligations to date; and (c) projections for the remainder of the NRC obligated funds. The first monthly report shall provide the initial projections, and subsequent reports shall either indicate revised projections or indicate "no change in the cost and uncosted expenditure projection."

Submit these reports to the NRC Technical Contact by the 20th day of the month following the reporting period.

TERMINATING THE AGREEMENT: This agreement may be unilaterally terminated by either party generally upon 30 days' written notice to the other party. NRC will pay its share of any project expenses up to the termination date. Any expenses incurred in terminating this agreement will be paid by the party terminating the agreement. Any unexpended funds shall be returned to the NRC.

SCHEDULE OF SERVICES/COSTS:

Provide the services of an Administrative Law Judge to preside over a Program Fraud Civil Remedies Act (PFCRA) proceeding. The total estimated amount for performance of the services described in the Statement of Work are as follows:

ITEM NO.	DESCRIPTION	ESTIMATED QUANTITY	UNIT	UNIT PRICE	ESTIMATED AMOUNT
001	Administrative Law Judge	100	Hrs.	\$67.05	\$6,705.00
002	Secretarial Support	25	Hrs.	\$25.00	\$ 625.00
003	Travel -----		Not-To-Exceed-----		\$2,500.00
TOTAL ESTIMATED AMOUNT:					\$9,830.00

STATEMENT OF WORK

1. SCOPE OF REQUIREMENTS:

The U.S. Nuclear Regulatory Commission (NRC) requires the services of an Administrative Law Judge (ALJ) with the National Labor Relations Board (NLRB), to preside over a Program Fraud Civil Remedies Act (PFCRA) proceeding. The proceeding involves a PFCRA complaint brought by the NRC against a contractor in San Jose, California. NRC licensing and enforcement proceedings are adjudicated by ASLBP Administrative Judges in accordance with the Administrative Procedure Act's formal hearing procedures. See 5 U.S.C. §§ 556-558; 42 *id.* §§ 2239, 2241. The PFCRA, however, requires that proceedings regarding PFCRA complaints be conducted by an ALJ appointed in accordance with 5 U.S.C. § 3105. The Atomic Safety and Licensing Board Panel (ASLBP) currently does not have an ALJ among its members.

2. PERFORMANCE PERIOD: The performance period shall begin the effective date of the Interagency Agreement through September 28, 2001.

3. ESTIMATED LEVEL OF EFFORT: The estimated number of hours for this effort is approximately 100 hours plus secretarial support and any necessary travel.

In accordance with the Dual Compensation Act of 1984, as amended, reimbursement for the ALJ cannot exceed 40 hours per calendar week. NLRB shall bill NRC on a quarterly basis using OPAC to include a cost report of hours worked and provide a corresponding description of work performed. The employee's time and attendance will be maintained and approved by the designated timekeeper at NLRB. It will be the responsibility of the ALJ to report to NLRB and NRC hours worked under this Agreement.

4. TRAVEL: Travel reimbursement will be in accordance with current Federal Travel Regulations. It is estimated that one (1) round trip airfare from Washington DC to San Jose California will be taken.

5. REPORTING REQUIREMENTS: In addition to status reports which summarize the expenditure of funds, the ALJ shall provide the ASLBP administrative contact with copies of any memoranda, orders, or decisions he issues in this proceeding.

6. DELIVERABLE(S): (1) Quarterly Status Reports. (2) Signed Decision