

2. AMENDMENT/MODIFICATION NO. M001	3. EFFECTIVE DATE 02-02-2005	4. REQUISITION/PURCHASE REQ. NO. dtd 2/17/05 CIO-04-331/10570654C	5. PROJECT NO. (If applicable)
6. ISSUED BY U.S. Nuclear Regulatory Commission Div. of Contracts Attn: H. Colon, Jr. Mail Stop T-7-I-2 Washington, DC 20555	CODE 3100	7. ADMINISTERED BY (If other than Item 6) U.S. Nuclear Regulatory Commission Div. of Contracts Mail Stop T-7-I-2 Attn: H. Colon, Jr. Washington, DC 20555	CODE 3100

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  ACUITY, INC ATTN: RUI GARCIA PRESIDENT 1300 PENNSYLVANIA AVE NW SUITE 700 WASHINGTON DC 200043000	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
		10A. MODIFICATION OF CONTRACT/ORDER NO. <b>NRC-33-04-331</b>
	X	10B. DATED (SEE ITEM 13)
CODE	FACILITY CODE	

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  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 \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment of 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) 510-15-5E3-338 J1232 252A 31X0200.510  
OBLIGATE: \$126,000.00

13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

(X)	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) Bilateral; FAR 52.217-9, OPTION TO EXTEND THE TERM OF THE CONTRACT* FAR 52.212-4(c), CHANGES.

E. IMPORTANT: Contractor  is not,  is required to sign this document and return two (2) copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)  
 \*Acuity, Inc. waived its right to a preliminary written notification via email dated 2/18/2005.  
 See Pages 2-3 for a detailed description of this modification.

Except as provided herein, all terms and conditions of the document referenced in Item 8A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Rui M. Garcia President	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Robert B. Webber Contracting Officer
15B. CONTRACTOR OFFEROR <i>Rui M. Garcia</i> (Signature of person authorized to sign)	15C. DATE SIGNED 4/5/05
16B. UNITED STATES OF AMERICA BY <i>[Signature]</i> (Signature of Contracting Officer)	16C. DATE SIGNED 2/28/05

The purpose of this modification is to: 1) Exercise the Option Year 1 to extend the period of performance of the contract from September 2, 2004 through February 1, 2006; 2) Increase the ceiling amount of this contract by \$160,272.00 from \$79,780.00 to \$240,052.00; and 3) provide incremental funding in the amount of \$126,000.00, thereby increasing the obligated amount of this contract from \$79,780.00 to \$205,780.00.

Accordingly, the contract is hereby modified:

1. Item No. 26, TOTAL AWARD AMOUNT, on Standard Form 1449 is DELETED entirely and REPLACED with the following:

"TOTAL AWARD AMOUNT: \$240,052.00."

2. Section B.2, CONSIDERATION AND OBLIGATION—FIRM FIXED PRICE (JUN 1988), is DELETED entirely and REPLACED with the following:

"B.2 CONSIDERATION AND OBLIGATION

(a) The total estimated amount of this contract (ceiling) for the products/services ordered, delivered, and accepted under this contract is \$240,052.00. The Contracting Officer may unilaterally increase this amount as necessary for orders to be placed with the contractor during the contract period provided such orders are within any maximum ordering limitation prescribed under this contract.

(b) The amount presently obligated with respect to this contract is \$205,780.00. The Contracting Officer may issue orders for work up to the amount presently obligated. This obligated amount may be unilaterally increased from time to time by the Contracting Officer by written modification to this contract. The obligated amount shall, at no time, exceed the contract ceiling as specified in paragraph a above. When and if the amount(s) paid and payable to the Contractor hereunder shall equal the obligated amount, the Contractor shall not be obligated to continue performance of the work unless and until the Contracting Officer shall increase the amount obligated with respect to this contract. Any work undertaken by the Contractor in excess of the obligated amount specified above is done so at the Contractor's sole risk."

2. Section C.7, DURATION OF CONTRACT PERIOD (MAR 1987) ALTERNATE 2 (MAR 1987), is DELETED entirely and REPLACED with the following:

"C.7 DURATION OF CONTRACT PERIOD (MAR 1987) ALTERNATE 2 (MAR 1987)  
This contract shall commence on September 2, 2004 and will expire February 1, 2006. The term of this contract may be extended at the option of the Government for three (3) additional one-year periods."

3. Section 8.0, PERIOD OF PERFORMANCE, of the Statement of Work (SOW) is DELETED entirely and REPLACED with the following:

**"8.0 PERIOD OF PERFORMANCE**

The period of performance for this work shall be September 2, 2004 through February 1, 2006 with three (3) additional option years."

All other terms and conditions of the subject contract remain unchanged.

The following is a summary of NRC obligations from the date of award through the date of this action:

FY04 OBLIGATIONS.....	\$ 79,780.00
FY05 OBLIGATIONS.....	\$126,000.00
 TOTAL NRC OBLIGATIONS .....	 \$205,780.00

This modification obligates FY2005 funds in the amount of \$126,000.00.