

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

BPA NO. 1. CONTRACT ID CODE PAGE 1 OF PAGE 2

2. AMENDMENT/MODIFICATION NO. M002* 3. EFFECTIVE DATE NOV 27 2006 4. REQUISITION/PURCHASE REQ. NO. ADM-06-450 11/13/2006 5. PROJECT NO.(if applicable)

6. ISSUED BY U.S. Nuclear Regulatory Commission Division of Contracts Mail Stop: T-7-I-2 Contract Management Branch No. 1 Washington DC 20555 7. ADMINISTERED BY (if other than Item 6) U.S. Nuclear Regulatory Commission Division of Contracts Two White Flint North - MS T-7-I-2 Washington, DC 20555

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) ERGOGENESIS, LLC 1 BODYBILT PL NAVASOTA TX 778683713 9A. AMENDMENT OF SOLICITATION NO. 9B. DATED (SEE ITEM 11) 10A. MODIFICATION OF CONTRACT/ORDER NO. DR-10-06-450 10B. DATED (SEE ITEM 13) 07-31-2006

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 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) 74015-5A1303 3121 D2336 X0200 OBLIGATED: \$12,000.00

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: D. OTHER (Specify type of modification and authority)

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

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) THE SUBJECT CONTRACT IS MODIFIED AS DESCRIBED ON PAGE 2 OF THIS DOCUMENT.

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) Ray Woodward 15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign) 15C. DATE SIGNED 11/07/06 15A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Carolyn A. Cooper Contracting Officer 15B. UNITED STATES OF AMERICA BY (Signature of Contracting Officer) 15C. DATE SIGNED 11/21/2006

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ADM002

The purpose of this modification is to (1) exercise Option Year 1 to extend the period of performance from October 1, 2006 through September 30, 2007 thereby increasing the ceiling amount of the BPA by \$81,779.50 from \$63,779.50 to \$145,559.00; and (2) add incremental funding in the amount of \$12,000.00, thereby increasing the amount in the order by \$12,000.00 from \$3,000.00 to \$15,000.00.

Accordingly, the order is modified as follows:

1. The period of performance is from 10/1/2006 to 9/30/2007. There are two additional option years remaining under this order. "Option Year One, is hereby exercised. As a result, the ceiling amount of the subject order is hereby increased by \$81,779.50 from \$63,779.50 to \$145,559.00.
2. "Increase the amount obligated in the order by \$12,000.00 from \$3,000.00 to \$15,000.00.

A summary of obligations under this contract, from the date of award through the date of this action is provided:

FY 2006 Obligations:	\$ 3,000.00
FY 2007 Obligations:	\$12,000.00
Cumulative Total of NRC Obligations:	\$15,000.00

This modification obligates fiscal year 2007 funds in the amount of \$12,000.00.

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