

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

BPA NO.

1. CONTRACT ID CODE

PAGE

OF PAGE

1

4

2. AMENDMENT/MODIFICATION NO.

M006

3. EFFECTIVE DATE

4. REQUISITION/PURCHASE REQ. NO.

ADM-07-439

5. PROJECT NO.(if applicable)

6. ISSUED BY

CODE

3100

7. ADMINISTERED BY (If other than Item 6)

CODE

3100

U.S. Nuclear Regulatory Commission
Div. of Contracts
Attn: James Leedom
Mail Stop: TWB-01-B10M
Washington, DC 20555

U.S. Nuclear Regulatory Commission
Div. of Contracts
Mail Stop: TWB-01-B10M
Washington, DC 20555

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)

HAWORTH, INC.

1 HAWORTH CTR

HOLLAND MI 494239570

(X)

9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

10A. MODIFICATION OF CONTRACT/ORDER NO.
GS28F8014H DR-10-07-439
Modification No. 6

10B. DATED (SEE ITEM 13)

02-02-2007

CODE 072595457

FACILITY CODE

X

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.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

84015-171345 N2336 3121 x0200 Obligate \$90,000.00
DUNS# 072595457 FFS# ADM-07-439

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) Agreement Between both Parties

E. IMPORTANT: Contractor is not, 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.)

The purpose of this modification is to:

- 1. Provide incremental funding in the amount of \$90,000.00.
2. Increase the delivery order ceiling.
3. Increase the unit pricing in accordance with Haworth's April 5, 2008 price increase.
4. Add additional fabrics to the delivery order.
5. Replace the requirements section with the attached revised requirements section.
6. Revise FAR Clause 52.232-19 and Section A.3 of the delivery order.

See the attached pages for details.

All other terms and conditions remain the same.

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)

Jeffrey L. McDermott
Contracting Officer

15B. CONTRACTOR/OFFEROR

15C. DATE SIGNED

16B. UNITED STATES OF AMERICA

16C. DATE SIGNED

(Signature of person authorized to sign)

BY

(Signature of Contracting Officer)

8/3/08

The requirements section of the Deliver Order is hereby replaced by the following:

1. Requirements:

ZODY:

Model: Haworth, Zody (SZT-20-421-MA1)
Fabric Seat: Grade A, Zinger Wolf NI-5
Mesh Back: Black Zody Mesh Support MA-001
Base & Arm Trim: Metallic Silver
Frame & Arm Cap: Black
Unit Price: [REDACTED]

Model: Haworth, Zody (SZT-20-421-MA1)
Fabric Seat: Grade A, Gauge Wire 1X-007
Mesh Back: Black Zody Mesh Support MA-001
Base & Arm Trim: Metallic Silver
Frame & Arm Cap: Black
Unit Price: [REDACTED]

Model: Haworth, Zody (SZT-20-421-MA1)
Fabric Seat: Grade A, Icon Iodine IC-013
Mesh Back: Black Zody Mesh Support MA-001
Base & Arm Trim: Metallic Silver
Frame & Arm Cap: Black
Unit Price: [REDACTED]

Model: Haworth, Zody (SZT-20-421-MA1)
Fabric Seat: Grade D, Luna - Hatch Too, Mojito IHT-2932
Mesh Back: Black Zody Mesh Support MA-001
Base & Arm Trim: Metallic Silver
Frame & Arm Cap: Black
Unit Price: [REDACTED]

The following GSA discounts apply to the Zody chairs shown above:

Delivery	Dollar Threshold	Discount
Normal	\$1.00 - \$100,000.00	[REDACTED]
Normal	\$100,001.00 - \$171,053.00	[REDACTED]

IMPROV:

Model: Haworth, Improv (M600-2100) Leg Based, Armless
Fabric Seat: Grade G, Carnegie Wired #6369, Color #39
Frame: Black
Back: Black poly outer back
Unit Price: \$470.00 List Price

Model: Haworth, Improv (M600-2100) Leg Based, Armless
Fabric Seat: Grade A, Icon Iodine IC-013
Frame: Black
Back: Black poly outer back
Unit Price: [REDACTED]

Model: Haworth, Improv (M600-2100) Leg Based, Armless
Fabric Seat: Grade A - C.O.M., CF Stinson Match Point, Citrus #61737
Frame: Black
Back: Black poly outer back
Unit Price: [REDACTED]

Model: Haworth, Improv (M600-2100) Leg Based, Armless
Fabric Seat: Grade A, Horizon, Vista 1N-007
Frame: Black
Back: Black poly outer back
Unit Price: [REDACTED]

The following GSA discounts apply to the Improv chairs shown above:

Delivery	Dollar Threshold	Discount
Rush	\$1.00 - \$238,549.00	[REDACTED]
Normal	\$1.00 - \$26,315.00	[REDACTED]
Normal	\$26,316.00 - \$130,208.00	[REDACTED]
Normal	\$130,209.00 - \$208,333.00	[REDACTED]
Normal	\$208,334.00 - \$338,542.00	[REDACTED]
Normal	\$338,543.00 - \$520,833.00	[REDACTED]

2. Funds are hereby obligated in the amount of \$90,000.00. Funding is increased by \$90,000.00 from \$305,000.00 to \$395,000.00.

3. FAR clause 52.232-19 - Availability of Funds for the Next Fiscal Year (Apr 1984) is hereby revised as follows:

Funds are not presently available for performance under this contract beyond the current funding amount of \$395,000.00 (This can be any combination of SZT-20-421-MA1 and M600-2100). The Government's obligation for performance of this contract beyond that quantity is contingent upon the availability of appropriated funds from which payment for contract purposes can be made. No legal liability on the part of the Government for any payment may arise for performance under this contract beyond the current funding amount of \$395,000.00 (This can be any combination of SZT-20-421-MA1 and M600-2100), until funds are made available to the Contracting Officer for performance and until the Contractor receives notice of availability, to be confirmed in writing by the Contracting Officer.

4. Section A.3 Consideration and Obligation - Delivery Orders (Jun 1988), Part A & B, Sentences One (1) are hereby revised as follows:

(a) "The total estimated amount of this contract (ceiling) for the products/services ordered, delivered, and accepted under this contract is \$899,470.00"

(b) "The amount presently obligated with respect to this contract is \$395,000.00."

5. The ceiling of the Delivery Order is revised as follows:

	<u>Quantity</u>	<u>Price</u>	<u>Total</u>
Maximum Order Quantity/Amount:	[REDACTED]	[REDACTED]	\$899,470.00

The ceiling is increased by \$168,350.00 from \$731,120.00 to \$899,470.00.

The following is a summary of NRC obligations from the date of award. The Contractor shall not exceed this obligated amount:

Basic Award:	\$225,000.00
Modification #1:	\$ 0.00
Modification #2:	\$ 0.00
Modification #3:	\$ 0.00
Modification #4:	\$ 10,000.00
Modification #5:	\$ 70,000.00
Modification #6:	\$ 90,000.00
Total Obligations:	\$395,000.00