

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

BPA NO.

1. CONTRACT ID CODE

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2. AMENDMENT/MODIFICATION NO. 0002

3. EFFECTIVE DATE JUN 26 2009

4. REQUISITION/PURCHASE REQ. NO. 42-07-482T034M002 09748234013-0227b

5. PROJECT NO.(if applicable)

6. ISSUED BY U.S. Nuclear Regulatory Commission Div. of Contracts Attn: Kala Shankar 492-3638 Mail Stop TWB-01-B10M Washington, DC 20555

CODE 3100

7. ADMINISTERED BY (If other than Item 6) U.S. Nuclear Regulatory Commission Div. of Contracts Mail Stop TWB-01-B10M Washington, DC 20555

CODE 3100

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

ENERGY RESEARCH INC 6167 EXECUTIVE BLVD ROCKVILLE MD 208523901

(X)

9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

10A. MODIFICATION OF CONTRACT/ORDER NO. NRC-42-07-482 0034

10B. DATED (SEE ITEM 13) 09-11-2008

CODE 621211259

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. 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)

92515171111; Q4013;252A;31X0200; FFS09748234013 (\$100,000) 82515171111; Q4013;252A;31X0200;FFS08285 (\$128,394.61)

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

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) Mutual Agreement of Both Parties FAR Part 49.603-6

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 purpose of this modification is to issue a no cost settlement to the subject task order.

(a) This supplemental agreement modifies the task order to reflect a no-cost settlement agreement with respect to the Notice of Termination dated March 13, 2009.

(b) The parties agree as follows: The Contractor unconditionally waives any charges against the Government because of the termination of the task order and releases it from all obligations under the task order or due to its termination. The Government agrees that all obligations under the task order are concluded.

Task Order Ceiling: \$21,605.39 (changed)

Obligate: \$21,605.39 (changed)

Period of Performance: 09/11/2008 - 03/13/2009 (changed)

See continuation pages

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)

MOHSEN KHATIB RAHBAR, PRESIDENT

16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)

Kala Shankar Contracting Officer

15B. CONTRACTOR/OFFEROR

(Signature of person authorized to sign)

15C. DATE SIGNED

6/26/09

16B. UNITED STATES OF AMERICA

BY

(Signature of Contracting Officer)

16C. DATE SIGNED

6/26/09

NRC-42-07-482  
TASK ORDER 34; MODIFICATION 1

This modification specifically changes these sections of the task order:

Page 2, paragraphs 2 and 3 are hereby modified as follows:

Task Order No. 34 shall be in effect from September 11, 2008 through March 13, 2009 with a cost ceiling of \$21,605.39. The amount of \$20,576.56 represents the estimated reimbursable costs, and the amount of \$1,028.83 represents the fixed fee.

The amount obligated by the Government with respect to this task order is \$21,605.39, of which \$20,576.56 represents the estimated reimbursable costs, and the amount of \$1,028.83 represents the fixed fee.

This modification deobligates funds in the amount of (\$228,394.61).

FY 2008 Obligations:	\$ 150,000.00
FY 2009 Obligations:	\$100,000.00
FY 2008 Deobligation:	-\$128,394.61
FY 2009 Deobligation:	<u>-\$100,000.00</u>

\$ 21,605.39

All other terms and conditions remain unchanged.