

2. AMENDMENT/MODIFICATION NO. M004	3. EFFECTIVE DATE 12/21/2009	4. REQUISITION/PURCHASE REQ. NO. 33-07-304M004 dte 9/30/09	5. PROJECT NO.(if applicable)
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6. ISSUED BY U.S. Nuclear Regulatory Commission Div. of Contracts Attn: Wanda M Brown 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
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8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) MC GRAW-HILL COMPANIES INC, THE ENGINEERING NEWS RECORD 2 PENN PLAZA, 25TH FL NEW YORK NY 101210000	(X)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
		10A. MODIFICATION OF CONTRACT/ORDER NO. NRC-33-07-304
	X	10B. DATED (SEE ITEM 13) 12-22-2006
CODE 120545009		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 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) B&R: 010-15-5G1-344 JC: J1086 BOC: 2620
APPN NO.: 31X0200.010 OBLIGATE: \$150,005.14

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) Exercise Option Year Three (3) Authority FAR Clause 52-217.9

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 exercise Option Year Three (3); and provide funding in the amount of \$150,005.14.

Please see pages 2 for modification details.

This modification obligates FY 2010 funds in the amount of \$150,005.14. All other terms and conditions remain unchanged.

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) <i>for</i> Steve Pool Contracting Officer
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)	15C. DATE SIGNED
	16B. UNITED STATES OF AMERICA BY <i>Mabel D. Turner</i> (Signature of Contracting Officer)
	16C. DATE SIGNED 10/15/09

The purpose of this modification is to (1) exercise the third option year in accordance with FAR clause 52-217-19, entitled "Option to Extend the Term of the Contract, thereby extending the contract period of performance from December 21, 2009 through December 20, 2010 and (2) to provide incremental funding in the amount of \$150,005.14 increasing the ceiling firm fixed price amount from \$408,501.20 to \$558,506.34

Accordingly, the following changes are hereby made:

1. **Subsection C.7, FAR Clause 52-217-9 Availability Of Funds for the Next Fiscal Year,** is deleted in its entirety and substituted with the following in lieu thereof:

"Funds are not presently available for performance under this contract beyond Dec. 20, 2010. The Government's obligation for performance of this contract beyond that date is contingent upon the availability of appropriated funds from which payment for contract purposes can be made. No. Legal liability of the part of the Government for any payment may arise for performance under this contract beyond Dec. 20, 2010, 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."

A summary of obligation for this contract from award date through the date of this action is given below:

Total FY'07 Obligation Amount:	\$129,580.08
Total FY'08 Obligation Amount:	\$136,059.08
Total FY'09 Obligation Amount:	\$142,862.04
Total FY'10 Obligation Amount:	\$150,005.14

Cumulative Total NRC Obligations: \$558,506.34

Note: This modification obligates FY10 funds in the amount of \$150,005.14 which become available on December 21, 2009. All other terms and conditions under this contract remain unchanged.