

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

BPA NO.

1. CONTRACT ID CODE

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2. AMENDMENT/MODIFICATION NO. M001

3. EFFECTIVE DATE See block 16c.

4. REQUISITION/PURCHASE REQ. NO.

5. PROJECT NO (if applicable)

6. ISSUED BY CODE 3100 U.S. Nuclear Regulatory Commission Div. of Contracts Attn: Adelis M Rodriguez, 301-492-3623 Mail Stop: TWB-01-B10M Washington, DC 20555

7. ADMINISTERED BY (if other than Item 6) CODE 3100 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) ALVAREZ & ASSOCIATES, LLC 8601 GEORGIA AVE STE 510 SILVER SPRING MD 209103476 CODE 160759135 FACILITY CODE

9A. AMENDMENT OF SOLICITATION NO. 9B. DATED (SEE ITEM 11) 10A. MODIFICATION OF CONTRACT/ORDER NO. NNG07DA46B NRC-DR-33-10-316 10B. DATED (SEE ITEM 13) X 02-19-2010

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. 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) Deobligate: \$56,227.90 B&R: 910-15-5E1338 JOB:J1230 BOC: 3131 APPROP.: 31X0200.010 FFS: OIS-10-316 DUNS: 160759

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) FAR 49.603-7 No cost settlement X

E. IMPORTANT: Contractor is not, X is required to sign this document and return 1 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 partially terminate the order, as described hereafter. The NRC hereby accepts Alvarez & Associates quote #100343 dated 3/29/2010, reducing the quantity from 1,000 to 144. This modification also reduces the price and deobligates \$52,227.90 from \$65,686.90 to \$9,458.90.

See page 2 for details.

Total order ceiling: \$9,458.90 (changed) Total obligated amount: \$9,458.90 (changed)

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) 15B. CONTRACTOR/OFFICER (Signature of Person authorized to sign) 15C. DATE SIGNED 4/6/10 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Stephen Pool Contracting Officer 16B. UNITED STATES OF AMERICA BY (Signature of Contracting Officer) 16C. DATE SIGNED 4/6/10

NSN 7540-01-152-8070 PREVIOUS EDITION NOT USABLE

STANDARD FORM 30 (REV. 10-83) Prescribed by GSA - FAR (48 CFR) 53.243

TEMPLATE - ADM001

SUASIR REVIEW COMPLETE

APR 8 2010 ADM002

The order is modified to include the following:

**FAR 49.603-7 No-cost settlement agreement - partial termination**

- (a) This supplemental agreement modifies the contract to reflect a no-cost settlement agreement with respect to the Notice of Termination dated March 29, 2010.
- (b) The parties agree as follows:
  - (1) The terminated portion of the contract is as follows:
    - i. The NRC hereby accepts Alvarez & Associates quote #100343 dated 3/29/2010, which reduces the quantity from 1,000 to 144. This also reduces the price and deobligates by \$52,227.90 from \$65,686.90 to \$9,458.90.
    - ii. The contractor will cover the cost of collecting the remaining 856 tapes, at no additional cost to the government. The tapes are currently located at Room T5-B3, 11545 Rockville Pike, Rockville MD 20852. The contact person for the delivery is Ugo Pistacchio (mobile # [REDACTED], NRC phone office No. 301-415-6548. The tapes are packed in 29 boxes.
  - (2) The Contractor unconditionally waives any charges against the Government arising under the terminated portion of the contract or by reason of its termination, including, without limitation, all obligations of the Government to make further payments or to carry out any further undertakings under the terminated portion of the contract. The Government acknowledges that the Contractor has no obligation to perform further work or services or to make further deliveries under the terminated portion of the contract. Nothing in this paragraph affects any other covenants, terms, or conditions of the contract.

All other terms and conditions remain the same.