

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

BPA NO: _____ 1. CONTRACT ID CODE: _____ PAGE 1 OF 3

2. AMENDMENT/MODIFICATION NO. M005
 3. EFFECTIVE DATE May 5, 2010
 4. REQUISITION/PURCHASE REQ. NO. NRC-10-07-414
 5. PROJECT NO. (If applicable)

6. ISSUED BY CODE 3100
 U.S. Nuclear Regulatory Commission
 Div. of Contracts, CMB1
 Attn: Manon Butt, 301-492-3629
 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)
 PHACIL, INC.
 200 FEDERAL STREET STE 300
 CAMDEN NJ 081030000
 CODE 054885111 FACILITY CODE _____
 9A. AMENDMENT OF SOLICITATION NO. _____
 9B. DATED (SEE ITEM 11) _____
 10A. MODIFICATION OF CONTRACT/ORDER NO. NRC-10-07-414
 10B. DATED (SEE ITEM 13) 09-21-2007

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) 04015-5B1306 B1452 252A X0200
 NO FUNDING.

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) Bilateral Modification
 X

E. IMPORTANT: Contractor is not, 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.)
 Reference Contract NRC-10-07-414 for secretarial support services.

The purpose of this modification is to add two Federal Acquisition Regulation clauses to the contract, 52.224-1 Privacy Act Notification, and 52.224-2 Privacy Act, as described on the following pages.

This modification does not obligate any funding. All other terms and conditions remain the same.

NRC Project Officer: Catherine Blakeney, 301-415-1491, Catherine.Blakeney@nrc.gov

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) Mr. Sascha Mornell, President
 15B. CONTRACTOR/OFFEROR *Sascha Mornell*
 (Signature of person authorized to sign)
 15C. DATE SIGNED 5/6/2010
 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Manon L. Butt Contracting Officer
 16B. UNITED STATES OF AMERICA BY *Manon L. Butt*
 (Signature of Contracting Officer)
 16C. DATE SIGNED 5/5/2010

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

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

TEMPLATE - ADM007

SUNSI REVIEW COMPLETE

MAY 12 2010

ADM007

Reference Contract NRC-10-07-414 for secretarial support services.

The purpose of this modification is to add the following two Federal Acquisition Regulation clauses to the contract.

As prescribed in Federal Acquisition Regulation Part 24.104, when the design, development, or operation of a system of records on individuals is required to accomplish an agency function, the following clauses shall be inserted in solicitations and contracts:

52.224-1 PRIVACY ACT NOTIFICATION (APR 1984)

The Contractor will be required to design, develop, or operate a system of records on individuals, to accomplish an agency function subject to the Privacy Act of 1974, Public Law 93-579, December 31, 1974 (5 U.S.C. 552a) and applicable agency regulations. Violation of the Act may involve the imposition of criminal penalties.

52.224-2 PRIVACY ACT (APR 1984)

(a) The Contractor agrees to--

(1) Comply with the Privacy Act of 1974 (the Act) and the agency rules and regulations issued under the Act in the design, development, or operation of any system of records on individuals to accomplish an agency function when the contract specifically identifies--

(i) The systems of records; and

(ii) The design, development, or operation work that the contractor is to perform;

(2) Include the Privacy Act notification contained in this contract in every solicitation and resulting subcontract and in every subcontract awarded without a solicitation, when the work statement in the proposed subcontract requires the design, development, or operation of a system of records on individuals that is subject to the Act; and

(3) Include this clause, including this subparagraph (3), in all subcontracts awarded under this contract which requires the design, development, or operation of such a system of records.

(b) In the event of violations of the Act, a civil action may be brought against the agency involved when the violation concerns the design, development, or operation of a system of records on individuals to accomplish an agency function, and criminal penalties may be imposed upon the officers or employees of the agency when the violation concerns the operation of a system of records on individuals to accomplish an agency function. For purposes of the Act, when the contract is for the operation of a system of records on individuals to accomplish an agency function, the Contractor and any employee of the Contractor is considered to be an employee of the agency.

(c) (1) "Operation of a system of records," as used in this clause, means performance of any of the activities associated with maintaining the system of records, including the collection, use, and dissemination of records.

(2) "Record," as used in this clause, means any item, collection, or grouping of information about an individual that is maintained by an agency, including, but not limited to, education, financial transactions, medical history, and criminal or employment history and that contains the person's name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a fingerprint or voiceprint or a photograph.

(3) "System of records on individuals," as used in this clause, means a group of any records under the control of any agency from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual.