AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE

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2. AMENDMENT/MODIFICAITON NO.: 003

3. EFFECTIVE DATE: Oct 2, 2006

4. REQUISITION/PURCHASE REQ. NO.: 28-06RW12383.000

5. PROJECT NO. (If applicble)

6. ISSUED BY CODE

United States Department of Energy
Office Civilian Radioactive Waste Management
1551 Hillshire Drive M/S 521
Las Vegas, NV 89134-6321

7. ADMINISTERED BY (If other than Item 6) CODE

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

CODE FACILITY CODE

(X) 9A. AMENDMENT OF SOLICIATION NO.: DE-RP28-06RW12383

9B. DATED (SEE ITEM 11): Sep 7, 2006

10A. MODIFICATION OF CONTRACT/ORDER NO.

10B. DATED (SEE ITEM 13)

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 1 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 your 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)

N/A

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

CHECK ONE	
☐	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)

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.)

See page 2

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): Birdie Hamilton-Ray

15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)

15C. DATE SIGNED

16B. UNITED STATES OF AMERICA (Signature of Contracting Officer)

16C. DATE SIGNED: Oct 2, 2006

The purpose of this amendment is to delete solicitation clause B.3 "LEVEL OF EFFORT" and revise solicitation clause L.18 "PREPARATION INSTRUCTIONS: VOLUME I - OFFER AND OTHER DOCUMENTS". Changes are as follows:

1. Solicitation clause B.3 "LEVEL OF EFFORT REQUIRED" is deleted in its entirety.

2. The last paragraph of the solicitation clause L.18 "PREPARATION INSTRUCTIONS: VOLUME I - OFFER AND OTHER DOCUMENTS" is revised as follows:

   From:
   FILE 5, UTILITY LITIGATION WITH DOE

   Utilities that are in litigation with the Department over matters relating to the Standard Contract are not eligible to compete as a prime Contractor under this RFP. The proposal should address how the offeror intend to mitigate any Organizational Conflicts of Interest problems to ensure, among other things, that information obtained in performing the contract would not be used for any other purposes, such as in the Standard Contract litigation. Such mitigation could include the creation of a separate corporate entity to perform the contract or a comparable mechanism to insure separation between the group or segment involved in contract performance and any other entities. In any event, OCI issues would be addressed on a case-by-case basis, taking into account the conflict involved and whether or not the proposed mitigation plan adequately addresses the potential problems posed by the conflict.

   To:
   FILE 5, UTILITY LITIGATION WITH DOE

   Utilities that are in litigation with the Department over matters relating to the Standard Contract are not eligible to compete under this RFP. The proposal should address how the offeror intend to mitigate any Organizational Conflicts of Interest problems to ensure, among other things, that information obtained in performing the contract would not be used for any other purposes, such as in the Standard Contract litigation. Such mitigation could include the creation of a separate corporate entity to perform the contract or a comparable mechanism to insure separation between the group or segment involved in contract performance and any other entities. In any event, OCI issues would be addressed on a case-by-case basis, taking into account the conflict involved and whether or not the proposed mitigation plan adequately addresses the potential problems posed by the conflict.

End of Amendment