

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>			1. CONTRACT ID CODE <b>AC</b>	PAGE 1 of 2 PAGES
2. AMENDMENT/MODIFICATION NO. <b>M195 ARRA</b>	3. EFFECTIVE DATE See Block 16C	4. REQUISITION/PURCHASE REQ. NO. <b>NOPR</b>	5. PROJECT NO. (If applicable)	
6. ISSUED BY <b>U.S. Department of Energy National Nuclear Security Administration P.O. Box 2050 Oak Ridge, TN 37831</b>		7. ADMINISTERED BY (If other than Item 6) CODE		
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, state, ZIP Code)  <b>Babcock &amp; Wilcox Technical Services Y-12, LLC P.O. Box 2009 MS 8014 Oak Ridge, TN 37831-8014</b>		9A. AMENDMENT OF SOLICITATION NO.		
CODE		9B. DATED (SEE ITEM 11)		
FACILITY CODE		10A. MODIFICATION OF CONTRACT/ORDER NO.  <b>DE-AC05-00OR22800</b>		
		10B. DATED (SEE ITEM 13) <b>August 31, 2000</b>		

**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 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): This action obligates \$ 0

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

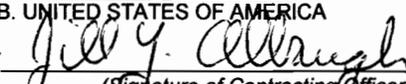
<input type="checkbox"/>	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO (Specify authority): THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
<input type="checkbox"/>	B. THE ABOVE-NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (Such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
<input type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
<input checked="" type="checkbox"/>	D. OTHER (Specify type of modification and authority): P.L. 95-91, ARRA

E. IMPORTANT: Contractor 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 increase the budget outlay authority for building 9206 to \$2,450,000. It also corrects an error in the Performance Baseline for the Biology Complex as documented in the WAD changes attached to Modification M192. This funding for this scope of work is provided by the American Recovery and Reinvestment Act (ARRA). Section 1 of the Work Authorization Directive (WAD) for the American Recovery and Reinvestment Act is revised as follows. All other sections of the WAD remain the same. The WAD is modified as follows:  
See page 2.

Except as provided herein, all terms and conditions of the document referenced in Items 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) <b>Scott W. Baker, Senior Vice President Business Services</b>		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) <b>Jill Y. Albaugh Contracting Officer</b>	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED <b>11-9-09</b>	16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)	16C. DATE SIGNED <b>11/2/09</b>

**NATIONAL NUCLEAR SECURITY ADMINISTRATION  
 U.S. DEPARTMENT OF ENERGY (U.S. DOE)  
 WORK AUTHORIZATION DIRECTIVE (WAD)  
 TO  
 Babcock & Wilcox Technical Services, LLC (B&W Y-12)**

PROGRAM TITLE: **American Recovery and Reinvestment Act**  
 WORK AUTHORIZATION NUMBER: **1.10.01** Revision: **3**  
 PERFORMANCE PERIOD: **May 7, 2009 through September 30, 2011**

1. Funding and Definitization

The funds authorized for this Work Authorization Directive are subject to the following:

Baseline Value: **\$216,046,000.00 (May 7, 2009 to September 30, 2011)**  
 Authorization Value: **\$270,299,243.00**  
 Limitation of Cost: **\$47,457,955.00**

Pursuant to the clause B.04 and H.19, entitled "Work Authorization System," total funds in the amount of \$216,046,000.00 are authorized for the performance of this WAD and made available for payment of allowable costs and fee earned related only to the Recovery Act work from May 1, 2009 through September 30, 2011. The contractor is approved to incur costs up to \$47,457,955.00 (Limitation of Cost amount) of the Authorization Value of the WAD. Included in the baseline of the \$216,046,000.00, the following fee has been negotiated: 2009 will have a 4% award fee; while 2010 and 2011 will have a 6% award fee with Performance Based Incentives that will be addressed in an ARRA Performance Evaluation Plan.

The definitization schedule:

Issue Mod/WAD	May 7, 2009
Receive Program/Cost plan	May 31, 2009
Agree to baseline and fee	July 31, 2009
Definitization Baseline on agreement	August 21, 2009
Contractual agreement of baseline and fee	September 30, 2009

Associated accounting and appropriation data is as follows:

(Budget Outlay in the chart below is the Limitation of Cost, of which the Contractor is not authorized to exceed. It is noted that funding is obligated by DOE Oak Ridge Office (ORO). NNSA YSO provides authorization to use the ORO obligations.)

<b>IEWO</b>	<b>Project</b>	<b>Budget Authority</b>	<b>Budget Outlay</b>	<b>Performance Baseline</b>
M1WALA09G1	Alpha 5	\$113,752,189.00	\$22,603,772.00	\$109,492,000.00
M1WEM09G2	WEMA	7,909,460.00	1,882,418.00	8,065,000.00
M1WBET09G3	Beta 4	20,100,869.00	7,400,958.00	19,947,000.00
M1WSAL09G4	Salvage Yard	35,369,030.00	6,807,409.00	34,901,000.00
M1WFIL09G5	Building 9206	5,977,095.00	2,450,000.00	9,618,000.00
M1WDEM09I8	Building 9735	6,017,095.00	1,700,000.00	4,169,000.00
M1WBIL09G6	Biology Complex	81,173,505.00	4,613,398.00	29,854,000.00
	<b>Total</b>	<b>\$270,299,243.00</b>	<b>\$47,457,955.00</b>	<b>\$216,046,000.00</b>

End of Work Authorization Directive Modification  
 End of Modification

**FPDS-NG Data Form**

(Modification Only)

**General Information**

Specialist Name: Jill Y. Albaugh

Award Number: DE-AC05-00OR22800 Number: M195

**Reason for Modification:**

- |  |   |
|--|---|
| <input type="checkbox"/> Additional work (New Agreement, FAR Part 6 applies) | <input checked="" type="checkbox"/> Other                                 |
| <input type="checkbox"/> Change Order  | <input type="checkbox"/> Representation                                   |
| <input type="checkbox"/> Change PIID   | <input type="checkbox"/> Representation of non-Novated Merger/Acquisition |
| <input type="checkbox"/> Close Out   | <input type="checkbox"/> Supplemental Agreement for work within Scope     |
| <input type="checkbox"/> Definitize Change order                             | <input type="checkbox"/> Terminate for Convenience (Complete or Partial)  |
| <input type="checkbox"/> Definitize Letter Contract                          | <input type="checkbox"/> Terminate for Default (Complete or Partial)      |
| <input type="checkbox"/> Exercise an Option                                  | <input type="checkbox"/> Transfer Action                                  |
| <input type="checkbox"/> Funding Only Action                                 | <input type="checkbox"/> Vendor Address Change                            |
| <input type="checkbox"/> Legal Contract Cancellation                         | <input type="checkbox"/> Vendor DUNS Change                               |
| <input type="checkbox"/> Novation Agreement                                  |   |

**Modification Award Date (mm/dd/yyyy)**

**Modification Effective Date (mm/dd/yyyy)**

**Completion Date (mm/dd/yyyy)** 9/30/10

**Ultimate Completion Date (with Options) (mm/dd/yyyy)** 09/30/2010

**Action Obligations:** \$

**Total Obligations:** \$ 6,912,421,678.57

**Change to Base & Exercised Option Value (Current Value):** \$

**Base & Exercised Option Value (Current Value):** \$ 6,912,421,678.57

**Change to Base & All Options Value (Ultimate Value with Options):** \$

**Base & All Options Value (Ultimate Value with Options):** \$ 6,912,421,678.57

**Contracting Office Code: (Select one)**

- |  |  |
|--|--|
| <input type="checkbox"/> 00032 LOS ALAMOS SITE OFFICE                    | <input type="checkbox"/> 00054 AMARILLO SITE OFFICE                    |
| <input type="checkbox"/> 00033 KANSAS CITY SITE OFFICE                   | <input checked="" type="checkbox"/> 00055 OAK RIDGE SITE OFFICE (NNSA) |
| <input type="checkbox"/> 00050 NATIONAL NUCLEAR SECURITY ADMINISTRATION  | <input type="checkbox"/> 00056 SAVANNAH RIVER SITE OFFICE              |
| <input type="checkbox"/> 00052 NATIONAL NUCLEAR SECURITY ADMN SVC CENTER | <input type="checkbox"/> 00057 LIVERMORE SITE OFFICE                   |
| <input type="checkbox"/> 00053 SANDIA SITE OFFICE                        | <input type="checkbox"/> 00058 NEVADA SITE OFFICE                      |

**Funding Agency ID\*\* :** \_\_\_\_\_

**Funding Office ID\*\*:** \_\_\_\_\_

**DESCRIPTION** (Needs to be descriptive enough for the uninformed reader to understand the nature of the purchase i.e. Who it's for and what it is. 4000 character max. Recovery Act Modifications have to indicate TAS): Incremental funding of an M&O contract.

**National Interest Action:**

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> None           | <input type="checkbox"/> Hurricane Katrina           |
| <input type="checkbox"/> California Wildfires 3279 | <input type="checkbox"/> Hurricane Ophelia           |
| <input type="checkbox"/> Hurricane Chris           | <input type="checkbox"/> Hurricane Rita              |
| <input type="checkbox"/> Hurricane Ernesto         | <input type="checkbox"/> Hurricane Wilma             |
| <input type="checkbox"/> Hurricane Gustav          | <input type="checkbox"/> Inauguration 2009           |
| <input type="checkbox"/> Hurricane Hanna           | <input type="checkbox"/> Midwest Storms and Flooding |
| <input type="checkbox"/> Hurricane Ike             |  |

**PLEASE DO NOT LEAVE ANY BLANKS**

\*\* Agencies awarding assisted acquisitions or direct acquisitions must report these actions and identify the Funding Agency Code from the applicable agency codes maintained by the National Institute of Standards and Technology (NIST) using NIST Special Publication 800-87, "Codes for the Identification of Federal and Federally Assisted Organizations," at <http://csrc.nist.gov/publications/nistpubs/800-87/sp800-87-Final.pdf>.

June 1, 2009

All other copies are obsolete