

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

| | | | |
|-------------------------------|-------------------|---|--------------------------------|
| 1. CONTRACT ID CODE | | PAGE OF PAGES | |
| | | 1 | 1 |
| 2. AMENDMENT/MODIFICATION NO. | 3. EFFECTIVE DATE | 4. REQUISITION/PURCHASE REQ. NO. | 5. PROJECT NO. (If applicable) |
| 110 | See Block 16C | | |
| 6. ISSUED BY | CODE | 7. ADMINISTERED BY (If other than Item 6) | CODE |
| | 05002 | | 05002 |

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| NNSA/Nevada Site Office U.S. Department of Energy NNSA/Nevada Site Office P.O. Box 98518 Las Vegas NV 89193-8518 | NNSA/Nevada Site Office U.S. Department of Energy NNSA/Nevada Site Office P.O. Box 98518 Las Vegas NV 89193-8518 |
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|---|--|
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) NATIONAL SECURITY TECHNOLOGIES, LLC Attn: SUSAN C. OTIS PO BOX 98521 LAS VEGAS NV 891938521 | <input checked="" type="checkbox"/> 9A. AMENDMENT OF SOLICITATION NO. |
| | 9B. DATED (SEE ITEM 11) |
| | <input checked="" type="checkbox"/> 10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC52-06NA25946 |
| | 10B. DATED (SEE ITEM 13) 03/28/2006 |
| CODE 195194779 | 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 ACKNOWLEDGEMENT 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)

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: |
| <input checked="" type="checkbox"/> | D. OTHER (Specify type of modification and authority) DEAR 970.5204-2, Laws, Regulations, & DOE Directives (DEC 2000) and Agreement of the Parties |

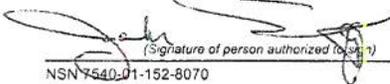
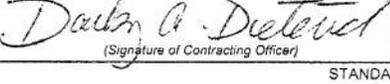
E. IMPORTANT: Contractor is not. is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

The purpose of this modification is to effect agreed-to changes/updates to Appendix A, Advance Understandings Human Resources for Profit Contractors, Appendix C, List of Applicable Laws, Regulations, and DOE Directives, and Appendix I, Diversity Plan as set forth in Attachment 1 to this modification.

Period of Performance: 07/01/2006 to 09/30/2014

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.

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|---|---|
| 15A. NAME AND TITLE OF SIGNER (Type or print) John Stumpf CFO | 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Darby A. Dieterich |
| 15B. CONTRACTOR/OFFEROR  | 16B. UNITED STATES OF AMERICA  |
| 15C. DATE SIGNED 3/1/11 | 16C. DATE SIGNED 3/2/11 |

I. The following changes are being made to Part III – List of Documents, Exhibits, and Other Attachments, Section J – List of Attachments, Appendix A – Advance Understandings Human Resources for Profit Contractors, as a result of this modification:

1. Paragraph II. 1., (DEFINITIONS, Accredited Services), is modified by adding the following language as the second paragraph of the definition:

“Employees transferring directly from Babcock & Wilcox company without prior Nuclear Fuel Services service will be credited with continuous service as of January 5, 2009 (the date The Babcock & Wilcox Company acquired Nuclear Fuel Services), or their actual service date as established by Babcock & Wilcox, whichever is later.”

2. Paragraph III.C., (COMPENSATION, Individual Compensation Actions), is modified by deleting the current text in its entirety and substituting the following text in lieu thereof:

“C. Individual Compensation Actions

The NNSA Contracting Officer or designee approval is required prior to reimbursement for initial and proposed changes to base salary and/or payments under an Executive Incentive Plan for the following positions:

- President and General Manager*
- Deputy General Manager and Chief Operating Officer*
- Director, Defense Experimentation and Stockpile Stewardship*
- Director, Environmental Management*
- Director, Homeland Security and Defense Applications*
- Director, Nuclear Operations*
- Director, Operations and Infrastructure*
- Director, Mission Support Services and Performance Assurance*
- Director, Project Management/Planning and Integration*
- Director, National Center for Nuclear Security*
- General Counsel*
- Director, Environment, Safety, Health and Quality*

The Contractor shall submit the DOE F 3220.5, Application for Contractor Compensation Approval Form, along with supporting justification related to internal and external equity as well as individual performance for each of these positions at least 10 working days in advance of the proposed effective date of the action.

No NNSA funds shall be used for an Individual Compensation Actions set forth above prior to NNSA Contracting Officer or designee approval.”

3. Paragraph III.D.2.d, (OTHER PAY, Pay For Time Not Worked, Bereavement), is modified by deleting the current text of subparagraph (3) in its entirety and substituting the following text in lieu thereof:

“(3) *“Immediate Family” is defined to include the following:*

- A. *Spouse or registered domestic partner*
- B. *Mother or father, mother-in-law or father-in-law, stepmother or stepfather, or foster mother or foster father*
- C. *Son or daughter, son-in-law or daughter-in-law, stepson or stepdaughter, or foster son or foster daughter*
- D. *Brother or sister, brother-in-law or sister-in-law, stepbrother or stepsister, or foster brother or foster*
- E. *Grandparents or spouse’s or registered domestic partner’s grandparents*
- F. *Grandchildren or spouse’s or registered domestic partner’s grandchildren*

For bereavement leave, this definition is not limited to an Employee’s natural or legal immediate family, and in the absence of a natural or legal relationship includes those persons considered by family, friends, and the community to bear such a relationship to the Employee, including a legal guardian.”

4. Paragraph III.E.10, (OTHER PAY, Pay in Addition to Base Pay, Subsistence Allowances), is modified by deleting the current text of subparagraph e. in its entirety and substituting the following text in lieu thereof:

“Employees assigned to Las Vegas will receive \$5.00 for each day worked in Mercury; and \$7.50 for each day worked at NTS areas beyond Mercury, at TTR, and Nevada Research and Development (NRDA) in accordance with the following table:”

| When travel occurs | What vehicle is used | Subsistence? |
|--|--|--------------|
| Before start of normal workday | Any vehicle | Yes |
| During workday (both directions) | Government vehicle | No |
| During workday (both directions) | Personal vehicle (no government vehicle available) | Yes |
| During workday (both directions) | Personal vehicle by choice (government vehicle is available) | No |
| After end of normal workday | Any vehicle | Yes |
| Any time and required to spend the night at the site | Any vehicle | Yes |

- II. The following changes are being made to Part III – List of Documents, Exhibits, and Other Attachments, Section J – List of Attachments, Appendix C – List of Applicable Laws, Regulations, and DOE Directives, as a result of this modification:

A. List B, List of Applicable Directives, is modified by deleting the following directives:

| DIRECTIVE NUMBER | | | DATE | DOE DIRECTIVE TITLE |
|------------------|---|-----------------|------------|--|
| DOE | O | 110.3A | 2/8/11 | Conference Management |
| NSO | M | 210.X-1A | 4/26/2006 | Contractor Performance Administration |
| DOE | O | 413.3A Chg 1 | 11/17/2008 | Program and Project Management for the Acquisition of Capital Assets |
| DOE | O | 5480.20A, Chg 1 | 7/12/2001 | Personnel Selection, Qualification, and Training Requirements for DOE Nuclear Facilities |

B. List B, List of Applicable Directives, is modified by adding the following directives:

| DIRECTIVE NUMBER | | | DATE | DOE DIRECTIVE TITLE |
|------------------|---|----------------|-----------|--|
| DOE | O | 426.2 | 4/21/2010 | Personnel Selection, Training, Qualification and Certification Requirements for DOE Nuclear Facilities |
| DOE | O | 413.3B | 11/29/10 | Program and Project Management for the Acquisition of Capital Assets |
| NSO | O | 421.X1D, Chg 1 | 2/23/2011 | Nuclear Facility Safety Management |

C. Appendix C-1 – Operating Requirements, January 26, 2011, is modified by deleting the following entry as DOE 110.3A has been officially cancelled in its entirety:

“Conference Management (Reference: DOE O 110.3A, Conference Management, Effective Date: 01/25/2007; Reference 2, NNSA Administrator’s December 9, 2010 Memorandum).”

III. Part III – List of Documents, Exhibits, and Other Attachments, Section J – List of Attachments, Appendix I, Diversity Plan, is modified by deleting the 2009 Plan and substituting in lieu thereof the 2010 document included as Attachment 2 to this modification.

(END OF MODIFICATION)