

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT 1. CONTRACT ID CODE PAGE 1 OF 2 PAGES

2. AMENDMENT/MODIFICATION NO. M040 3. EFFECTIVE DATE see block 16C 4. REQUISITION/PURCHASE REQ. NO. N/A 5. PROJECT NO. (If applicable)

6. ISSUED BY U.S. Department of Energy
National Nuclear Security Administration
P.O. Box 98518
Las Vegas, NV 89193-8518
7. ADMINISTERED BY (If other than Item 6)

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)
National Security Technologies, LLC
P.O. Box 98521
Las Vegas, NV 89193-8521
9A. AMENDMENT OF SOLICITATION NO.
9B. DATED (SEE ITEM 11)
10A. MODIFICATION OF CONTRACT/ORDER NO.
DE-AC52-06NA25946
10B. DATED (SEE ITEM 13)
3/28/06

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 referenced 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 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 NUMBER 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)
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 update clause 970.204-3, Access to and Ownership of Records, to reflect the need to retain employee concerns records as Government Records.

See attached pages.

EXECUTED COPY

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) Jack Stampf, CFO
16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Darby A. Dieterich, Contracting Officer
15B. CONTRACTOR/OFFICER SIGNATURE [Signature]
15C. DATE SIGNED 6/16/08
16B. UNITED STATES OF AMERICA BY [Signature]
16C. DATE SIGNED 6/17/08

Part II, Section I, Contract Clauses, is modified as follows:

1. Section I-2, Notice, Paragraph 1, DEAR (48 CFR CHAPTER 9) CLAUSES, is modified to read as follows (asterisk added):

DEAR NUMBER	CLAUSE TITLE	DATE OF CLAUSE
*970.5204-3	Access to and Ownership of Records	JUL 2005

2. I-3, FAR 52.252-4 ALTERATIONS IN CONTRACT (APR 1984), is modified by adding the alteration to 970.5204-3, as follows

DEAR 970.5204-3, ACCESS TO AND OWNERSHIP OF RECORDS (JUL 2005)

Has been revised as follows:

(c) Contract completion or termination. In the event of completion or termination of this contract, copies of any of the contractor-owned records identified in paragraph (b) of this clause, upon the request of the Government, shall be delivered to DOE or its designees, including successor contractors. Upon delivery, title to such records shall vest in DOE or its designees, and such records shall be protected in accordance with applicable federal laws (including the Privacy Act), as appropriate.

(1) The following records identified in paragraph (b) above shall be delivered or otherwise maintained per the direction of the Contracting Officer:

- (i) employee concerns records;**
- (ii) records generated during other employee related investigations conducted under an expectation of confidentiality**

No other changes are made as a result of this modification. All other terms and conditions remain unchanged.

(END OF MODIFICATION)