

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES 1 6
2. AMENDMENT/MODIFICATION NO. A110	3. EFFECTIVE DATE See block 16c	4. REQUISITION/PURCHASE REQ. NO. 06-09RL14655.028	5. PROJECT NO. (If applicable)	
6. ISSUED BY U.S. Department of Energy Richland Operations Office P. O. Box 550, MSIN A7-80 Richland, WA 99352		7. ADMINISTERED BY (If other than Item 6) Same as item 6. DOE Contracting POC: Maria Finan (509) 376-7119		
8. NAME AND ADDRESS OF CONTRACTOR (No. Street, county, State and ZIP: Code) Washington Closure Hanford LLC (WCH) 2620 Fermi Avenue Richland, Washington 99354			(✓)	9A. AMENDMENT OF SOLICITATION NO.
				9B. DATED (SEE ITEM 11)
			√	10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC06-05RL14655
				10B. DATED (SEE ITEM 13) 03/23/05
CODE	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 one (1) copy 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 DATA 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 data specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

01250 2009 34 421801 61000000 25400 1110832 0001526 \$65,869

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.
X	Bilateral IAW 52.243-2, Changes – Cost Reimbursement (Aug 1987) – Alt I (Apr 1984)
	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 2 copies to the issuing office.

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

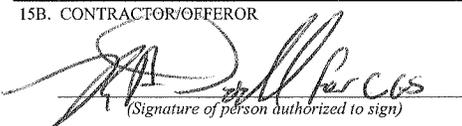
This purpose of this modification is to:

A. Definitize the following Request for Equitable Adjustment (REA):

REA-051, 1112-NA Microwave Tower Demolition

Continued on 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) C. G. Spencer, President	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) L. Maria Finan, Contracting Officer
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED 05/19/09
16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)	16C. DATE SIGNED 19 May 09

A. (Continued)The following summarizes negotiated cost and fee for REA-051:

	Fee	Cost	Total
Increases to B.1 Table	\$4,308	\$61,561	\$65,869

B. Additional funds of \$65,869 are being provided for REA-051. See Attached Financial Plan 27.

C. Subparagraph (a) of Clause B.2 “Obligation and Availability of Funds” is hereby increased by \$65,869.00, from \$813,022,333.37 to \$813,088,202.37. Contract Paragraph B.2 is changed and Page B-2 is replaced by revised page as attached.

D. Section B, Table B.1(Incentive Fee Structure) includes replacement Table B.1 (Page B-17) as enclosed. Table B.1, CLIN 1 is changed as follows:

	From	To	Increase of
Target Cost	\$1,452,404,898	\$1,452,466,459	\$61,561
Target Fee	\$101,667,870	\$101,672,178	\$4,308
Maximum Cost Performance Incentive Fee	\$196,074,661	\$196,082,972	\$8,311

Table B.1, Totals are changed as follows:

Total Target Cost	\$1,797,311,433	\$1,797,372,994	\$61,561
Total Target Fee	\$125,811,327	\$125,815,635	\$4,308
Maximum Cost Performance Incentive Fee	\$242,637,043	\$242,645,354	\$8,311

Section B, Table B.2 (Schedule of Quantities and Target Cost) and Section J-1 (River Corridor Closure Contract Work Scope) will be updated in a separate modification.

- (a) reimbursed on a cost, no fee, basis. In addition, such costs will be excluded from all Cost Performance Incentive Fee payments and calculations under Section B and elsewhere in this contract. The Contractor understands, however, that the pension cost for incumbent employees will not be separately funded and is included in the funding amounts shown in the Funding Profile, Section J, Attachment J-11, entitled *RCC Funding Profile*.
- (b) The contractor shall, in accordance with the terms of this contract, provide the personnel, materials, supplies, and services and do all things necessary for, or incident to, providing its best efforts to perform the Recovery Act work. This work will be identified by Work Breakdown Structure (WBS) activity in Section B, Table B.2 and detailed in Section J, Attachment J-1 upon definitization.

B.2 OBLIGATION AND AVAILABILITY OF FUNDS

- (a) Pursuant to the Section I clause entitled Limitation of Funds, total funds in the amount of \$813,088,202.37 have been allotted for obligation and are available for payment for services provided from the effective date of this Contract through the period estimated to end September 30, 2009.
- (b) Pursuant to the clause in Section I, entitled "Limitation of Funds," total funds in the amount of \$203,000,000.00 are obligated herein and made available for payment of allowable costs and fee earned related only to the Recovery Act work from the effective date of this modification through the period of performance for the Recovery Act work, contained in Section F.
- (c) Except as may be specifically provided in the Section I clause entitled *Nuclear Hazards Indemnity Agreement*, the duties and obligations of the U.S. Department of Energy (DOE) hereunder calling for the expenditure of appropriated funds shall be subject to the availability of funds appropriated by the U.S. Congress that DOE may legally spend for such purposes.

B.3 ALLOWABILITY OF SUBCONTRACTOR FEE

- (a) If the Contractor is part of a teaming arrangement as described in Federal Acquisition Regulation (FAR) 9.601, the team shall share in this Contract fee structure. Separate additional subcontractor fees for individual team members will not be considered an allowable cost under the Contract. If a subcontractor, supplier, or lower-tier subcontractor is a wholly owned, majority owned, or affiliate of any team member, any fee or profit paid to such entity will not be considered an allowable cost under this Contract.
- (b) The subcontractor fee restriction in subsection (a) does not apply to members of the Contractor's team that are: (i) small business(es); (ii) Protégé firms as part of an approved Mentor-Protégé relationship under the Section H clause entitled Mentor-Protégé Program; (iii) subcontractors under a competitively awarded firm-fixed price or firm-fixed unit price subcontract; or (iv) commercial items as defined at FAR 2.101.

B.4 INCENTIVE FEE STRUCTURE

- (a) "Completion of Contract Requirements" is defined as performance of all requirements described in this Contract (except those requirements customarily reserved for Contract closeout and final payment) on or before September 30, 2015. Completion of Contract Requirements is a condition precedent to earning any of the Group A and Group B incentive fee under Clause B.7(c) and (d).

TABLE B.1 INCENTIVE FEE STRUCTURE

Element	Definition/ Reference	CLIN 1		CLIN 2		CLIN 3		CLIN 4		Total
		Date	Amount	Date	Amount	Date	Amount	Date	Amount	
Cost Performance Incentive Fee (Target Cost, Target Fee, and Cost Share Ratio)										
Target Cost	Section I clause entitled FAR 52.216-10 Incentive Fee, para. (b)(1)		\$1,452,466,459		\$184,239,462		\$160,667,073		TBD	\$1,797,372,994
Target Fee	Section I clause entitled FAR 52.216-10 Incentive Fee, para. (b)(2)		\$101,672,178		\$12,896,762		\$11,246,695		TBD	\$125,815,635
Estimated Incumbent Employee Pension Costs	Section I clause entitled FAR 52.216-10 Incentive Fee, para. (e)(5)		\$23,327,130		\$3,188,270		\$2,447,608		N/A	\$28,963,008
Cost Share Ratio (Government/Contractor)	Section I clause entitled FAR 52.216-10 Incentive Fee, para. (e)		80/20		80/20		80/20		TBD	TBD
Schedule Performance Incentive Fee										
Completion of Contract Requirements	Fee earned for completion on or before the dates shown:	3/31/2012	\$25.9M	3/31/2012	\$10.9M	3/31/2012	\$3.2M			\$40.0M
		9/30/2012	\$19.4M	9/30/2012	\$8.2M	9/30/2012	\$2.4M			\$30.0M
		3/31/2013	\$15.5M	3/31/2013	\$6.5M	3/31/2013	\$2.0M			\$24.0M
		9/30/2013	\$7.8M	9/30/2013	\$3.2M	9/30/2013	\$1.0M			\$12.0M
		3/31/2014	\$3.9M	3/31/2014	\$1.6M	3/31/2014	\$0.5M			\$6.0M
		9/30/2014	\$2.6M	9/30/2014	\$1.1M	9/30/2014	\$0.3M			\$4.0M
		3/31/2015	\$1.2M	3/31/2015	\$0.6M	3/31/2015	\$0.2M			\$2.0M
		9/30/2015	Zero	9/30/2015	Zero	9/30/2015	Zero			Zero
Total Maximum Incentive Fee										
Maximum Cost Performance Incentive Fee	Maximum total Cost Performance Incentive Fee that may be earned		\$196,082,972 (13.5% of Target Cost)		\$24,872,327 (13.5% of Target Cost)		\$21,690,055 (13.5% of Target Cost)		TBD	\$242,645,354 (13.5% of Target Cost)
Maximum Schedule Performance Incentive Fee	Maximum total Schedule Performance Incentive Fee that may be earned		\$25.9M		\$10.9M		\$3.2M			\$40.0M
Total Minimum Incentive Fee										
Minimum Cost Performance Incentive Fee	Minimum total Cost Performance Incentive Fee that may be earned		Zero		Zero		Zero			Zero
Minimum Schedule Performance Incentive Fee	Minimum total Schedule Performance Incentive Fee that may be earned		Zero		Zero		Zero			Zero

Site: RL

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Financial Plan Report - Detail

RL14655 - Washington Closure Hanford

Fiscal Year: 2009
Fiscal Month: 08
Financial Plan Number: 27
Contract Modification Number: A110
Rpt Entity: RL Richland Operations Office

Rpt Entity	Fund Code	Leg FT	Program	Legacy B&R	Obj. Class	Local Use	Project	WFO	Legacy Order Number	Beginning Uncosted Obs	Previous	BA Change	Revised	Total Available
421101	00556	3Y	1720331	400408000	25400	0000000	0000000	0420361	AGRDW693905401-0	257.94	0.00	0.00	0.00	257.94
										257.94	0.00	0.00	0.00	257.94
										257.94	0.00	0.00	0.00	257.94
421101	01050	TF	1104157	HA1001000	25400	0000000	0000000			3,000.00	0.00	0.00	0.00	3,000.00
										3,000.00	0.00	0.00	0.00	3,000.00
421101	01050	TF	1104167	HD1003000	25200	0000000	0000000			2,084.83	0.00	0.00	0.00	2,084.83
										2,084.83	0.00	0.00	0.00	2,084.83
421101	01250	TP	1110620	EY1242411	25200	0420342	0001526	0000000		5,084.83	0.00	0.00	0.00	5,084.83
421101	01250	TP	1110620	EY1242411	25400	0000000	0001526	0000000		1.70	-1.70	0.00	-1.70	0.00
										0.00	3,066,800.00	0.00	3,066,800.00	3,066,800.00
421101	01250	TP	1110791	EY5042440	25400	0000000	0003877	0000000		1.70	3,066,798.30	0.00	3,066,798.30	3,066,800.00
										93,361.63	-182,698.83	0.00	-182,698.83	-89,337.20
										93,361.63	-182,698.83	0.00	-182,698.83	-89,337.20
										93,363.33	2,884,099.47	0.00	2,884,099.47	2,977,462.80
										98,706.10	2,884,099.47	0.00	2,884,099.47	2,982,805.57
										98,706.10	2,884,099.47	0.00	2,884,099.47	2,982,805.57

Total for Reporting Entity: 421101

Site: RL

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Financial Plan Report - Detail

RL14655 - Washington Closure Hanford

Fiscal Year: 2009
 Fiscal Month: 08
 Financial Plan Number: 27
 Contract Modification Number: A110
 Rpt Entity: RL Washington Closure Hanford

Rpt Entity	Fund Code	Leg FT	Program	Legacy B&R	Obj. Class	Local Use	Project	WFO	Order Number	Legacy Order Number	Beginning Unco	Previous	BA Change	Revised	Total Available
421801	05498	ZZ	1720578	600306000	25400	0421317	0000000	0421555	AGRFHSAP		1,829.91	0.00	0.00	0.00	1,829.91
421801	05498	ZZ	1720578	600306000	25400	0421317	0000000	0421556	AGRSAPCH2MHILL		674.07	0.00	0.00	0.00	674.07
421801	05498	ZZ	1720578	600306000	25400	0421317	0000000	0421557	AGRSAPPNNL		2,184.80	0.00	0.00	0.00	2,184.80
Total for Program Parent/Control Point: 600000000											4,688.78	0.00	0.00	0.00	4,688.78
Total for Fund Type: ZZ											4,688.78	0.00	0.00	0.00	4,688.78
421801	01257	EN	1110832	EY5042411	25400	0000000	0001526	0000000			11,002,122.34	-4,080,800.00	0.00	-4,080,800.00	6,921,322.34
421801	01257	EN	1110832	EY5042411	32002	0427068	0001526	0000000			157,925.49	-68,400.00	0.00	-68,400.00	89,525.49
421801	01257	EN	1110832	EY5042411	32002	0427069	0001526	0000000			53,769.00	850,000.00	0.00	850,000.00	903,769.00
421801	01257	EN	1110832	EY5042411	32002	0427070	0001526	0000000			49,854.39	670,000.00	0.00	670,000.00	719,854.39
421801	01257	EN	1110832	EY5042411	32002	0427071	0001526	0000000			125,000.00	805,000.00	0.00	805,000.00	930,000.00
421801	01257	EN	1110832	EY5042411	32002	0427072	0001526	0000000			65,160.80	710,000.00	0.00	710,000.00	775,160.80
421801	01257	EN	1110832	EY5042411	32002	0427073	0001526	0000000			51,200.00	519,200.00	0.00	519,200.00	570,400.00
421801	01257	EN	1110832	EY5042411	32002	0427074	0001526	0000000			8,769.00	595,000.00	0.00	595,000.00	603,769.00
Total for Program Parent/Control Point: EY5042411											11,513,801.02	0.00	0.00	0.00	11,513,801.02
Total for Fund Type: EN											11,513,801.02	0.00	0.00	0.00	11,513,801.02
421801	01250	TP	1110462	EW1001206	25400	0420163	0001539	0000000			64.27	0.00	0.00	0.00	64.27
421801	01250	TP	1110462	EW1001206	25400	0421317	0001539	0000000			101.92	0.00	0.00	0.00	101.92
Total for Program Parent/Control Point: EW1000000											166.19	0.00	0.00	0.00	166.19
421801	01250	TP	1110832	EY5042411	25400	0000000	0001526	0000000			8,301,480.87	172,023,852.00	65,869.00	172,089,721.00	180,391,201.87
AY 2009 - FY09 funding for REA 051, 1112-NA Microwave Tower Demolition, as identified in the contract mod., in the amount of \$65,869.															
421801	01250	TP	1110832	EY5042411	25400	0421317	0001526	0000000			547.99	0.00	0.00	0.00	547.99
421801	01250	TP	1110832	EY5042411	25400	0421334	0001526	0000000			626,380.09	-491,664.69	0.00	-491,664.69	134,715.40
421801	01250	TP	1110832	EY5042411	32002	0427068	0001526	0000000			244,053.75	0.00	0.00	0.00	244,053.75
421801	01250	TP	1110832	EY5042411	32002	0427070	0001526	0000000			291,057.47	0.00	0.00	0.00	291,057.47
421801	01250	TP	1110832	EY5042411	32002	0427071	0001526	0000000			51,538.35	0.00	0.00	0.00	51,538.35
421801	01250	TP	1110832	EY5042411	32002	0427072	0001526	0000000			88,647.06	0.00	0.00	0.00	88,647.06
421801	01250	TP	1110832	EY5042411	32002	0427073	0001526	0000000			30,773.86	0.00	0.00	0.00	30,773.86
Total for Program Parent/Control Point: EY5042411											9,634,479.44	171,532,187.31	65,869.00	171,598,056.31	181,232,535.75
Total for Fund Type: TP											9,634,479.44	171,532,187.31	65,869.00	171,598,056.31	181,232,535.75
Total for Recipient Code: RL											21,153,135.43	171,532,187.31	65,869.00	171,598,056.31	192,751,191.74
Total for Reporting Entity: 421801											21,153,135.43	171,532,187.31	65,869.00	171,598,056.31	192,751,191.74
Total for RL14655 - Washington Closure Hanford											21,251,841.53	174,416,286.78	65,869.00	174,482,155.78	195,733,997.31