



**Department of Energy**  
Richland Operations Office  
P.O. Box 550  
Richland, Washington 99352

CERTIFIED MAIL

November 19, 2019

Ms. Julie Reddick  
[REDACTED]

Dear Ms. Reddick:

**FREEDOM OF INFORMATION ACT REQUEST (FOI 2020-00102)**

This office is in receipt of the electronic Freedom of Information Act (FOIA) request you submitted to this office seeking the following documents:

- 1) Bechtel National, Inc., BOF – Emergency Turbine Generator Vendor Buyback of Equipment, Baseline Change Proposal 24590-WTP-TN-PC-19-0147, May 22, 2019.
- 2) Any cover letter(s) from Bechtel National to DOE/ORP transmitting Baseline Change Proposal 24590-WTP-TN-PC-19-0147. This would be the associated CCN letter(s).

Your request was received by this office on October 21, 2019. In your request letter you stated that “this baseline change proposal has not been maintained as confidential information. It was provided to the DNFSB...” As you know, the Defense Nuclear Facilities Safety Board (DNFSB) is an organization within the executive branch of the United States Government, responsible for providing recommendations and advice to the U.S. Department of Energy (DOE) regarding public health and safety issues at government defense nuclear facilities. Providing documents within the government in the performance of roles and responsibilities does not mean that the information has not been maintained as confidential information.

The requested documents are enclosed with certain deletions pursuant to Exemptions 4 and 6 of the FOIA. Exemption 4 protects “trade secrets and commercial or financial information obtained from a person and privileged or confidential.” We have reviewed the documents in accordance with the guidance issued by the U.S. Department of Justice for determining if the information is commercial or financial information obtained from a person. We have determined this is the case in this matter. Information that is required to be submitted by a person is “confidential” for purposes of Exemption 4 if disclosure is likely to either (1) impair the Government’s ability to obtain reliable and high quality necessary information in the future; or (2) cause substantial harm to the competitive position of the person from whom the information is obtained.

Certain confidential business practices that belong to Bechtel National, Inc. (BNI) have been redacted from the documents as this information could be used by a competitor to gain insight into BNI's business practices and strategies which are unique to them and have been developed at their expense. The result of such a release would place BNI at a competitive disadvantage by giving their competitors insight into how they do business.

In interpreting the FOIA, courts have held that information may be withheld if disclosure would be likely to impair the government's ability to obtain similar information in the future. If confidential business practices and strategies were released, it would clearly impair the government's ability to obtain such information because companies would be less willing to risk disclosure of their information.

Additionally, with the documents, this office has deleted the names of contractor employees, telephone numbers and any other personal information, pursuant to Exemption 6 of the FOIA. Exemption 6 provides that an agency may protect from disclosure all personal information if its disclosure would constitute a clearly unwarranted invasion of privacy by subjecting the third-party individuals to unwanted communications, harassment, intimidation, retaliation, or other substantial privacy invasions by interested parties.

In invoking Exemption 6 we considered 1) whether a significant privacy interest would be invaded by disclosure of information, 2) whether release of the information would further the public interest by shedding light on the operations or activities of the government, and 3) whether disclosure would constitute a clearly unwarranted invasion of private or public interest. DOE has determined that the public interest in the identity and personal information whose information appears in the documents does not outweigh the individuals' privacy interests.

The undersigned individual is responsible for this determination. You have the right to appeal to the Office of Hearings and Appeals, as provided in 10 CFR 1004.8, for this determination. Should you choose to exercise this right, your appeal must be filed within 90 days after receipt of this letter. You may submit your appeal by email to [OHA.filings@hq.doe.gov](mailto:OHA.filings@hq.doe.gov), including the phrase "Freedom of Information Appeal" in the subject line (this is the method preferred by the Office of Hearings and Appeals). Alternatively, any such appeal may be made in writing to the following address: Director, Office of Hearings and Appeals (HG-1), DOE, L'Enfant Plaza Building, 1000 Independence Avenue SW, Washington, D.C. 20585-1615. The appeal must contain all the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Should you choose to appeal, please provide my office with a copy of your appeal. Thereafter, judicial review will be available to you in the Federal District Court (1) in the district where you reside, (2) where you have your principal place of business, (3) where DOE's records are situated, or (4) in the District of Columbia.

You may contact the DOE Richland Operations Office (RL) FOIA Public Liaison, Richard Buel, at (509) 376-3375, or by mail at P.O. Box 550, Richland, Washington, 99352 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

For the purpose of assessment of fees, you have been categorized under the DOE regulation at Title 10, Code of Federal Regulations (CFR), Section 1004.9(b)(4), as an "other" requester. Requesters in this category are provided two hours of search time and 100 pages of photocopies at no charge. However, since costs associated with your request were minimal and fell under \$15.00, the threshold for charging fees under the FOIA, there are no fees associated with your request at this time.

If you have any questions regarding your request, please contact me at our address provided on page 1 or at (509) 376-6288.

Sincerely,

-Original Signed By-

Dorothy Riehle  
Freedom of Information Act Officer  
Hanford Office of Communications

HOC:DCR

Enclosures



U.S. Department of Energy  
Waste Treatment & Immobilization Plant  
Mr. T. W. Fletcher  
Assistant Manager for WTP, Federal Project Director  
P.O. Box 450, MSIN II6-60  
Richland, Washington 99352

CCN: 309420

JULY 11 2019

Dear Mr. Fletcher:

**CONTRACT NO. DE-AC27-01RV14136 -- BASELINE CHANGE PROPOSAL 24590-  
WTP-TN-PC-19-0147, BOF -- EMERGENCY TURBINE GENERATOR VENDOR  
BUYBACK OF EQUIPMENT**

In accordance with WTP Contract, Section C, Standard 1(a), BNI submits the subject Baseline Change Proposal (BCP) (Attachment) to the Contracting Officer Representative for approval.

The purpose of this BCP is to address termination settlement agreement with the vendor providing the Emergency Turbine Generators to reduce the outstanding line items in the purchase order and establish a buyback credit agreement. This BCP was internally approved during June 2019 business for scheduled baseline implementation in the August 2019 reporting period, and it contains a point adjustment. This BCP is a \$(b)(4) decrease to the Performance Measurement Baseline, and the June current month point adjustment value is \$(b)(4). The final value will be communicated via the transfer of the change control logs post implementation.

BNI requests ORP approval within 30 days receipt of this letter. Contact (b)(6) at (509) (b)(6) for further information related to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Valerie McCain".

Valerie McCain  
Project Director

GMW/gmw

Attachment: BCP 24590-WTP-TN-PC-19-0147, BOF -- Emergency Turbine Generator  
Vendor Buyback of Equipment

cc:

(b)(6)

Cone, R. E.

Daniels, J. J.

Dawson, R. L.

(b)(6)

(b)(6)

(b)(6)

Harp, B. J.

(b)(6)

Mair, K. A.

McCain, V.

(b)(6)

Presti, F.

(b)(6)

Vance, B. T.

(b)(6)

DOE Correspondence Control  
PADCC w/a

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H6-60  
MS-19A



# Change Notice

Version: B

Date: 05/22/2019 TN Number: 24590-WTP-TN-PC-19-0147 Rev.: 0

Phase:  Early Warning (Trend)  Definitization (BCP)

Title: BOF - Emergency Turbine Generator Vendor Buyback of Equipment

Initiator: Krystle Case

CAM Sponsor: Joel Evans

## Trend/BCP Combo

### CHANGE SUMMARY (To be completed by Initiator / Function / POC / CAM / Estimator)

Proposed Change Type:  Variance  Internal Replanning (BCP)  Contract Change (BCP)  Formal Replanning (BCP)

### Impacted Control Accounts (based on ROM estimate)

1.05-EQ

### Definitized Budget Impacts: (\$ in thousands)

Facility	FY19	FY20	FY21	FY22	FY23	Outyears	Distributed Total	Undistributed Total	PMB Total
1.02 LAW							0.0		
1.05 BOF	(b)(4)						(b)(4)		
1.06 LAB							0.0		
1.07 DFLAW							0.0		
1.10 LBL FS							0.0		
<b>Total</b>	(b)(4)	0.0	0.0	0.0	0.0	0.0	(b)(4)		(b)(4)

### Risk Impacts, Point Adjustments, CR or Improvement Initiative

Check Yes or No in the fields below to indicate if these conditions are applicable.

Risk Impact(s)  Yes  No If "yes", list all risks impacts and (\$K) realized for each.

Risk ID	Risk Title	\$K Realized

Point Adjustment  Yes  No

If "yes" provide value (\$K): (b)(4) and procedural justification: Retroactive - Improve baseline integrity

A no-cost termination for convenience agreement was executed with the Emergency Turbine Generator Vendor which resulted in a buyback of equipment. The associated scope and budget reside in history and require a point adjustment for return to management reserve.

Reference CR or Improvement Initiative  Yes  No

### COMPLETED BY CHANGE CONTROL

Change Disposition:  Approved Variance  Approved Baseline Change  Canceled

Budget Source:  PM MR  Disputed MR  Customer Contingency Disposition Date: June 13, 2019

Disposition Basis/Comments:

PCCB Approved



# Change Notice

TN Number: 24590-WTP-TN-PC-19-0147 Rev.: 0

Title: BOF - Emergency Turbine Generator Vendor Buyback of Equipment

## DESCRIPTION OF CHANGE:

Describe the scope that has been added, deleted, or changed and/or summarize the performance variance issues.

### Summarize the change:

The purpose of this trend is to address:

- o Termination settlement agreement with the supplier, which involved two items
  - A reduction of outstanding line items in the Purchase Order (PO)
  - Buyback credit agreement

Revision to the Emergency Turbine Generator (ETG) PO in Extra Charge Approval Request (ECAR) 04458 incorporates the agreement conditions for the credit of \$(b)(4) from the vendor OPI to buyback two Rolls/Royce/Seimens turbines and incorporates no-cost termination for convenience settlement.

## REASON FOR CHANGE:

*(To be completed in the Early Warning Phase by the Initiator / Function / POC / CAM. Describe the root cause of the change. Provide a justification for the change, including, if appropriate, why other solutions were not selected.)*

### This change was caused by:

An agreement with the vendor for a no-cost termination for convenience.

Scope to be executed in the next:  0 – 3 months  4-12 months  > 12 months

### If this change is not approved, what is the impact to the project?

If these changes are not approved, the buyback settlement will not be appropriately reflected.

Options examined and / or Actions taken and/or planned to mitigate this change

N/A

## CHANGE IMPACTS

### Cost Impact:

Identify changes to the cost. Detail should be sufficient to convey the impact at both the CA and Area/Project levels.

Total Cost Impact = \$(b)(4) K

### Plant Equipment Breakout:

MR/PO Number	Description	Facility	Baseline Value Before (\$K)	Baseline Value After (\$K)	Total Value Impact (\$K)
CD-POA-MUTC-00001	Emergency Turbine Generators	BOF	\$(b)(4)	\$(b)(4)	\$(b)(4)

### FY19 Spend Plan Impact:

This trend is a \$(b)(4) K direct dollar reduction in the FY19 spend plan.

### Schedule Impact:

Identify impacts to the baseline schedule and include a brief overview.



## Change Notice

TN Number: 24590-WTP-TN-PC-19-0147 Rev.: 0  
Title: BOF - Emergency Turbine Generator Vendor Buyback of Equipment

Impacts:  Contract Milestone  Critical Path  Extends Milestone from Contract Table B-2-E-1 or B-2-F-1  
 Required on Site Date (ROS Date)  No Critical path or major milestone impacts  
 N/A (no schedule impacts)

There are no to-go schedule impacts, the scope and budget are in history and will result in a Point Adjustment.

**Expected Contract Impact** (List & attach letter of direction, if applicable.)

N/A  \* Proposed Contract Change  \*Directed Contract Change CCN(s): 280351

\* Proposed and Directed Contract Changes will be considered for REA.

**References**  Yes  No

CCN 280351 - SENSITIVE - OJO - NOTIFICATION OF TERMINATION OF PURCHASE ORDER 24590-CD-POA-MUTC-00001, EMERGENCY POWER TURBINE GENERATORS, AND THE PRETREATMENT AND HIGH-LEVEL WASTE FACILITIES AND SUPPLIER BUY-BACK OF GOVERNMENT PROPERTY



# Change Notice

TN Number: 24590-WTP-TN-PC-19-0147 Rev.: 0

Title: BOF - Emergency Turbine Generator Vendor Buyback of Equipment

<b>Control Account Impact</b> (Show distributed budget impacts only)						
<b>Total Budget Impact by Control Account</b> (\$1,000s w/1 decimal place)	<b>1.02</b> <b>LAW</b>	<b>1.05</b> <b>BOF</b>	<b>1.06</b> <b>Lab</b>	<b>1.07</b> <b>DFLAW</b>	<b>1.10</b> <b>LBL FS</b>	<b>PMB Total</b>
<b>BNI</b>						
Eng Design – ENG D						0.0
Engineering Design – ENGD_C						0.0
Eng Support – ENG S						0.0
Engineering Support – ENGS_C						0.0
Engineering Support – ENGS_SC						0.0
Plant Equip – EQ		(b)(4)				(b)(4)
Plant Equip Site Completion – ES_SC						0.0
NSE – H						0.0
Proc & Sub – PROC						0.0
TDDA – ENG A						0.0
Plant Material – MT						0.0
Proj Mgmt – PM						0.0
Proj Controls – PC Facil.						0.0
Project Services Allocation – ZPSA						0.0
QA – Q						0.0
ES&H – 6						0.0
ES&H Support – 6_S						0.0
One System – 1SYS						0.0
<b>WTCC</b>						
Construction Field Non Manual – W_T						0.0
Crafts – W_TC						0.0
Crafts (Distrib) – W_TC_D						0.0
Craft (Distrib PS) Non-Labor – W_TC_D_NL						0.0
Intermech HVAC S/C – W_TF_INT						0.0
F.D. Thomas S/C – W_TF_FDT						0.0
Const Subs – W_TF						0.0
Bulk Services (Civil) – W_TM_CB						0.0
Bulk Services (Pipe & Inst.) – W_TM_PB						0.0
Bulk Mat'l (Elect.) – W_TM_EB						0.0
Plant Operations Non-Labor – W_U_NL						0.0
Plant Ops (RA/CA) – W_RACA						0.0
Startup – W_S						0.0
Startup Non-Labor – W_S_NL						0.0
Plant Mgmt. - Training Support - W_U_TS						0.0
Plant Mgmt. - Training - W_U_T						0.0



# Change Notice

TN Number: 24590-WTP-TN-PC-19-0147 Rev.: 0

Title: BOF - Emergency Turbine Generator Vendor Buyback of Equipment

Total Budget Impact by Control Account (\$1,000s w/1 decimal place)	1.02 LAW	1.05 BOF	1.06 Lab	1.07 DFLAW	1.10 LBL FS	PMB Total
Plant Mgmt. - Operations Support - W_U_OPSS						0.0
Plant Mgmt. - Operations - W_U_OPS						0.0
Plant Mgmt. - Mgmt. & Programs Sup. - W_U_MPS						0.0
Plant Mgmt. - Testing Support - W_U_TSTS						0.0
Plant Mgmt. - Procedures Support - W_U_PS						0.0
Plant Mgmt. - Procedures - W_U_P						0.0
Plant Mgmt. - Maintenance - W_U_MNT						0.0
Plant Mgmt. - Maint. General - W_U_MNTS						0.0
Plant Mgmt. - Plant Engineering - W_U_PENG						0.0
Plant Mgmt. - Testing - W_U_TST						0.0
Plant Mgmt. - Testing - Non-Labor W_U_TST_NL						0.0
Plant Mgmt. - Plant Eng. Sup. - W_U_PENGS						0.0
Plant Mgmt. - LBL Distbs. - W_U_D						0.0
Site Sup. Serv. WTCC - W_SS						0.0
Project Controls - W_PC						0.0
Quality Assurance WTCC - W_Q						0.0
ES&H WTCC - W_6						0.0
ES&H WTCC Non-Labor - W_6_NL						0.0
<b>Facility Total</b>	0.0	(b)(4)	0.0	0.0	0.0	(b)(4)

FTN 24590-WTP-TN-PC-19-0147 BOF - Emergency Turbine Generator Vendor Buyback of Equipment Before/At

Program:	DESCRIPTION:	Approval:
EQUIP		Program Manager
Today's Date:	Status Date:	Functional Manager
5/30/2019	6/16/2019	Cost Account Manager

EBS (3)	Resource/Cost Type	Results	JUN 19	JUL 19	AUG 19	SEP 19	OCT 19	NOV 19	DEC 19	JAN 20	FEB 20	MAR 20	APR 20	MAY 20	JUN 20	JUL 20	AUG 20	SEP 20	Cumulative
1.05.EQ Plant Equipment - BOF		BCWS (Before)	(b)(4)	0	0	(b)(4)	0	0	0	0	0	0	0	0	0	0	0	0	(b)(4)
1.05.EQ Totals:		BB (After)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		Delta		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
	OTHER DIRECT COST	BCWS (Before)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	(b)(4)
	Sub Totals:	BB (After)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		Delta		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
	DIRECT	BCWS (Before)	(b)(4)	0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		BB (After)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		Delta		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
	BURDEN	BCWS (Before)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		BB (After)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		Delta		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
Grand Total		BCWS (Before)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		BB (After)		0	0		0	0	0	0	0	0	0	0	0	0	0	0	
		Delta		0	0		0	0	0	0	0	0	0	0	0	0	0	0	

Currency reported in: Dollars

Report Options

Criteria: EBS (3), Resource/Cost Type, Results  
 Cost Sets: Budgeted Cost for Work Scheduled, Budget Reload with Planning Packages  
 Calendar: 03 24 mos plus outyears  
 Filter: LBL/DLAW

LY-CSCH ZZ-BCP Before Alter Layout-LBL

Activity	Activity Name	Activity Duration	Start Date	End Date	Start Time	End Time	Activity Type	Activity Status	Activity Progress	Activity Description	Activity Location	Activity Unit	Activity Cost	Activity Value
105EQ Plant Equipment - BOF	BOF - BTG - QN - QN Receive Turbine Engine 19-0147Bul	1	10-May-13	10-May-13A			P		100%					

Start Date 01-Mar-04  
Finish Date 15-Jan-22  
Data Date 28-Mar-15

Run Date 30-May-10 13:00

- Baseline Target
- Progress Bar
- Activity Bar (BUP)
- Baseline Milestone Target
- Milestones

TASK Name: FL-CSCH ZZ-BCP Before\_Alter

24590-WTP-TN-PC-19-0147  
BOF - Emergency Turbine Generator Vendor Buyback of Equipment



# Concurrence Sheet

CCN: 309420

Due Date: 7/11/2019

Page 1 of 1

Title	Name	Concurrence Required	Initials	Date
<b>STEP 1:</b>				
Originator	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	7/11/2019
Line Manager	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	7/11/19
Correspondence Coordinator - Initial Review (complete letter package with concurrence sheet and attachments)	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	7/8/19

STEP 2: "Do not proceed until Correspondence Coordinator initial review is completed."

Prime Contract Manager	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	
Project Director	V. McCain	<input checked="" type="checkbox"/>	signature	
Manager of Engineering & Design Authority	(b)(6)	<input type="checkbox"/>		
Manager of Procurement & Subcontracts	(b)(6)	<input type="checkbox"/>		
Manager of Project Controls	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	8-21-19
Manager of One System	(b)(6)	<input type="checkbox"/>		
Manager of Quality	(b)(6)	<input type="checkbox"/>		
Area Manager - DFLAW	(b)(6)	<input type="checkbox"/>		
Area Manager - HLW and PI	(b)(6)	<input type="checkbox"/>		
Area Manager - Nuclear Safety	(b)(6)	<input type="checkbox"/>		
Manager of Nuclear Safety Engineering	(b)(6)	<input type="checkbox"/>		
Contractor Assurance Systems & Environmental Manager	(b)(6)	<input type="checkbox"/>		
Senior Legal Counsel	(b)(6)	<input type="checkbox"/>		
Deputy Project Director	F. Presti	<input checked="" type="checkbox"/>	(b)(6)	7/11/19
Project Technical Rep - Construction	(b)(6)	<input type="checkbox"/>		
Project Technical Rep - Startup & Commissioning	(b)(6)	<input type="checkbox"/>		
Project Technical Rep - Worker Safety & Health	(b)(6)	<input type="checkbox"/>		
Business Services Manager	(b)(6)	<input type="checkbox"/>		

**Additional Reviewers**

Title	Name	Concurrence Required	Initials	Date
		<input type="checkbox"/>		
		<input type="checkbox"/>		

**STEP 3:**

Correspondence Coordinator - Final Review (prior to signature)	(b)(6)	<input checked="" type="checkbox"/>	(b)(6)	5/21/19
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**To Be Completed by Originator if PAIL-Applicable or Prime Contracts During Concurrence Process:**

Written Response Required:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PAIL Action:	19-1681
PAIL Action:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PAIL Due Date:	8/12/19
ORP Actionee:	T. Fletcher	WTP Responsible Manager:	(b)(6)



# Memorandum

To: WTP PADC Date: September 26, 2017  
 From: (b)(6) CCN: None  
 Subject: **STANDING DELEGATION OF AUTHORITY (SDOA) FOR (b)(6)  
 WTP PRIME CONTRACTS MANAGER – EFFECTIVE SEPTEMBER 26, 2017**

**24590-WTP-SDOA-CT-17-0001, REV 0**

Effective September 26, 2017, in my absence and when unavailable, matters requiring my attention as the WTP Prime Contracts Manager should be directed to (b)(6) (includes ORP correspondence and procedure reviews).

Igor is delegated my signature authority in accordance with procedure 24590-WTP-GPP-RADM-DM-3002, *Project Records and Information Management*, and will remain in effect until revised or canceled.

(b)(6)

Manager  
WTP Prime Contracts

(b)(6)/jtl

**Distribution**

Addressec

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24590-WTP-TDOA-PC-19-00022

### Temporary Delegation of Authority

**To:** (b)(6) Mc Cain, Valerie  
**Date:** 7/3/2019  
**Subject:** Temporary Delegation of Authority (b)(6) 7/5/2019- 7/12/2019-  
**From:** (b)(6)  
**Effective:** 7/5/2019  
**Delegate:** (b)(6)

The delegate stated above is delegated my authority in accordance with procedure 24590-WTP-GPP-RADM-DM-3002 for the capacity listed below:

**Capacity:** All matters requiring my attention as Project Controls Manager, including signature authority.

This temporary delegation is effective throughout the following dates:

**Start Date:** 7/5/2019  
**End Date:** 7/12/2019

**Additional Notes:**