

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE	PAGE OF PAGES 1 5
2. AMENDMENT/MODIFICATION NO. 007	3. EFFECTIVE DATE June 29, 2009	4. REQUISITION/PURCHASE REQ. NO. 09SC003317	5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE U.S. Department of Energy Princeton Site Office PO Box 102 Princeton, NJ 08542-0102		7. ADMINISTERED BY (If other than Item 6) Code 06009		
8. NAME AND ADDRESS OF CONTRACTOR (No. street, county, State and ZIP Code) THE TRUSTEES OF PRINCETON UNIVERSITY Attn: JEFFREY FRIEDLAND P O Box 36 ORPA, 4 NEW SOUTH BUILDING Princeton, NJ 085440001		9.A. AMENDMENT OF SOLICITATION NO.		
		9.B. DATED (SEE ITEM 11)		
		10.A. MODIFICATION OF Contract/Order NO. DE-AC02-09CH11466		
		10.B. DATED (SEE ITEM 13) 01/28/2009		
CODE 002484665		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 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)

All required accounting and appropriations data, including the Treasury Accounting Symbol and Fund Code, is hereby provided in attachment A to this modification. See AFP No. 5 signed 6/10/09 Net Increase: \$100,000

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) Part I, Section B Clause B.2 and Part II, Section I, Clause I.137 -DEAR 970.5232-4 - Obligation of Funds

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.)


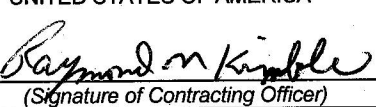
RECOVERY ACT – Project #20476 – Federal Laboratory Support/or Recovery Act Transactions ARRA FY09

TAS:: 89-0910-0331 ::TAS Recovery Act

TAX ID NUMBER: 21-0634501

See pages 2 through and including page 5 of this modification.

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) A.J. Stewart Smith Dean for Research		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Raymond M. Kimble, Contracting Officer Princeton Site Office	
15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign)	15C. DATE SIGNED 6/29/09	16B. UNITED STATES OF AMERICA BY  (Signature of Contracting Officer)	16C. DATE SIGNED 6/29/09

14. Description of Amendment/Modification:

Pursuant to Clause B.2 - Obligation of Funds and Financial Limitations, and Clause I.137 - DEAR 970.5232-4 - Obligation of Funds, of the above referenced contract, the amount presently obligated by the Government under this contract is increased by \$100,000.00 from \$66,899,257.76 to \$66,999,257.76, and advise you that \$100,000.00 of the funds are provided for Operating Expenses, \$0.00 are provided for Equipment, and \$0.00 are provided for General Plant Projects. New Total amount for this award \$76,299,257.76 Period of Performance: 01/31/2009 to 03/31/2014.

A. This modification is issued to obligate American Recovery and Reinvestment Act (Recovery Act) of 2009 funds for the purpose of authorizing work in support of the American Recovery and Reinvestment Act of 2009, (pub. L. 111-5) (Recovery Act). All contract terms and conditions apply to the work identified herein, including contract provision H. 48.

B. Accordingly, pursuant to Section I Contract Clause – DEAR 970.5232-4 entitled “Obligation of Funds,” funds in the amount of \$100,000.00 are hereby obligated in support of Recovery Act activities. The total amount of funds obligated under this contract since its inception is increased from \$66,899,257.76 to \$66,999,257.76.

C. The specific Contractor Recovery Act Statement of Work, Milestones, Outcomes and Measures, and Deliverables funded by this modification are identified in the following referenced Work Authorization:

Work Authorization Number	Work Authorization Title
481037-20476-09	Federal Lab Support for Recovery Act Transactions ARRA FY09

ATTACHMENT A - CONTRACTOR RECOVERY ACT PERFORMANCE REQUIREMENTS

Recovery Act Project 1

Section A: Specific Recovery Act Statement of Work:

Project #20476 – Federal Laboratory Support/or Recovery Act Transactions ARRA FY09

Funding in the amount of \$100,000.00 is authorized for Management and Oversight (program Direction). Funds are to enable the Laboratory to provide project management and technical staff assistance to applicants of DOE's Office of Energy Efficiency and Renewable Energy American Reinvestment and Recovery Act programs as requested by the NREL Point of Contact responsible for these programs. Efforts include providing subject matter experts to support recipients in developing their projects and providing content review for block grant applications.

Authorized use of funding also includes travel, training, salaries, and related expenses required to implement this work.

ARRA funding information:

FUND: 05794, Appropriation: 89-09/10-0331, Allottee: 60,

B&R Code/Program Value: EB5100000-05794-1005098

Project Code: 2004040

Section B: Contractor Recovery Act Schedule or Milestone Requirements

The contractor shall review and evaluate EECBG grants in accordance with the schedule and milestones established by the procurement team. Milestones: Provide technical assistance and application review for block grant applications as requested.

Section C: Contractor Recovery Act Performance Outcomes and Measures

The contractor will become proficient, knowledgeable and subject matter experts in EECBG grant reviews and evaluations. All reviews and evaluations will be conducted and completed in accordance with the procedures, milestones and schedule specified by the procurement team. The contractor will be assessed on the quality and completeness of EECBG grant reviews and evaluations. This will include the ability to successfully articulate and apply the goals and objectives of EECBG in conducting reviews and evaluations.

Section D: Contractor Recovery Act Deliverables

- Attend and participate in EECBG training June 9-10, 2009, in Golden, Colorado.
- Review and evaluate EECBG materials in support of the procurement team and established procedures, milestones and schedule.
- Participate in EECBG implementation as subject matter experts as required.

Section E: Other Requirements

The contractor's performance against the identified requirements in Attachment A will be evaluated under the Office of Science laboratory appraisal process. The recipient of funding in this Work Authorization is responsible for meeting all reporting requirements established by the Department of Energy for activities funded by the American Recovery and Reinvestment Act of 2009.

D. The work described in this modification shall be performed using funds obligated under this contract, which have been appropriated under the Recovery Act of 2009, Pub. L. 1115, and as such, is subject to the special statutory conditions and the additional contractual terms and conditions that are listed in paragraphs E through I below. The funds obligated hereunder shall only be used to accomplish the work as set forth in paragraph C. above and may not be used for any other purpose without the prior written consent of the Contracting Officer.

- E. N/A – This Recovery Act work is not EM funded.
- F. The contractor shall complete all Recovery Act Work funded by this modification in accordance with Recovery Act requirements, including the required completion dates specified therein, and by the completion date identified in the approved work authorization for the activity.
- G. N/A – This Recovery Act work is not an acceleration of an existing project.
- H. Section E, Inspection and Acceptance is amended as follows:

Paragraph **E.2 is added** which is applicable only to the Recovery Act work:

E.2 – APPLICABLE ONLY TO THE RECOVERY ACT WORK

Certification – In order for the Contracting Officer to accept any products or services funded by the Recovery Act, the Contractor shall certify that the items were delivered and/or work was performed for a purpose authorized under the Recovery Act.

- I. Section G, Contract Administration Data is amended as follows:

Paragraph **G.4 is added** which is applicable only to the Recovery Act work:

G.4 – REPORTING PROCEDURES

The following reporting procedure will apply to submission of monthly cost reports for Recovery Act work specified in the work scope baseline.

(a) The Contractor will separately identify costs that pertain to the Recovery Act work. The Contractor will provide a monthly report that identifies the total amount drawn on the letter of credit. The Contractor shall submit a monthly report that separates and identify Recovery Act costs associated with each appropriation at the Recovery Act program and project levels.

(b) The contractor shall certify in each monthly report that the costs included in the report for Recovery Act work were incurred only to accomplish the Recovery Act work in accordance with the work scope.

Paragraph G.5 is added which is applicable to the Recovery Act work:

G.5 – INDIRECT CHARGES

In accordance with the general principles of the Recovery Act the Contractor must take the following steps to minimize the impacts of indirect costs and enhance transparency and accountability of project:

- (a) Clearly identify the estimated full cost of projects to include total direct and indirect costs, indirect cost rates, and adjust existing indirect cost rate to account for the material infusion of funds provided in the Recovery Act;
- (b) Exempt funds from contract cost base for distributing Laboratory Directed Research and Development or similar funds taxing programs;
- (c) Ensure all funds transferred by the Trustees of Princeton University are completed using the Approved Funding Program process described in Chapter 12 of the Accounting Handbook;
- (d) The Federal Administrative Charge (FAC) of three percent is waived on reimbursable work funded by the Recovery Act and performed by Departmental Federal offices or the Trustees of Princeton University; and,
- (e) In all cases listed above and otherwise, the Contractor shall develop and maintain prudent management and good business practices regarding their indirect rate structure as it applies to Recovery Act funding.