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|--|---|---|---------------------|---|
| <b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>  |   |   | 1. CONTRACT ID CODE | PAGE OF PAGES<br>1 2  |
| 2. AMENDMENT/MODIFICATION NO.<br><b>A007</b>   | 3. EFFECTIVE DATE<br><b>see block 16c</b> | 4. REQUISITION/PURCHASE REQ. NO.<br><b>N/A</b>    |                     | 5. PROJECT NO.  |
| 6. ISSUED BY<br><b>National Nuclear Security Administration<br/>Nevada Site Office<br/>P.O. Box 98518<br/>Las Vegas, NV 89193-8518</b>           | CODE                                      | 7. ADMINISTERED BY (If other than Item 6)<br>CODE |                     |   |
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and Zip Code)<br><b>NSTec, LLC<br/>P.O. Box 98521<br/>Las Vegas, NV 89193-8521</b> |   |   | (v)                 | 9A. AMENDMENT OF SOLICITATION NO.                                   |
|  |   |   |                     | 9B. DATED (SEE ITEM 11)   |
|  |   |   | X                   | 10A. MODIFICATION OF CONTRACT/ORDER NO.<br><b>DE-AC52-06NA25946</b> |
|  |   |   |                     | 10B. DATED (SEE ITEM 13)<br><b>03/28/2006</b>                       |
| 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 \_\_\_\_\_ 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)

**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 type="checkbox"/> | D. OTHER (Specify type of modification and authority)  |
| X                        | <b>Contract Clause B.2, "Contract Type and Value"</b>  |

**E. IMPORTANT:** Contractor \_\_\_ is not, X \_\_\_ is required to sign this document and return 2 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION

This modification increases the estimated cost of the contract and incorporates the FY 2007 approved fee. See Continuation page(s).

All other terms and conditions remain unchanged.

|   |                                     |   |                                     |
|---|-------------------------------------|---|-------------------------------------|
| 15A. NAME AND TITLE OF SIGNER (Type or print) <b>JACK STUMPF<br/>MANAGER, BUSINESS<br/>OPERATIONS &amp; CFO</b> |                                     | 16. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)<br><b>Darby A. Dieterich, Contracting Officer</b> |                                     |
| 15B. CONTRACTOR/OFFEROR<br><br>(Signature of person authorized to sign)   | 15C. DATE SIGNED<br><b>10-17-06</b> | 16B. UNITED STATES OF AMERICA<br>BY <b>Darby A. Dieterich</b><br>(Signature of Contracting Officer)         | 16C. DATE SIGNED<br><b>10/17/06</b> |

A. Contract Clause B-2, "Contract Type and Value", is modified to increase the total estimated contract cost for FY 2007 and to incorporate the FY 2007 fee. As such paragraphs (a)(1) and (b)(3) are modified by deleting the text and substituting in lieu thereof the following language.

**B-2 CONTRACT TYPE AND VALUE**

(a) (1) The Estimated Cost (exclusive of the Contractor's Fee) is set forth below:

| <u>Contract Period</u>             | <u>Estimated Cost</u> |
|------------------------------------|-----------------------|
| Transition (01 Apr 06 – 30 Jun 06) | \$ <u>-0-</u>         |
| 01 Jul 06 – 30 Sep 06              | \$ <u>130,000,000</u> |
| 01 Oct 06 – 30 Sep 07              | \$ <u>329,431,776</u> |

(b) (3) The total available fee pool is a combination of the Performance Incentive Fee and Fixed Fee related to the Work-for-Others effort. This total available fee pool for the specified period is set forth below:

| Contract Period       | Maximum Available Performance Incentive Fee | + | Work for Others Fixed Fee | Total Available Fee Pool |
|-----------------------|---|---|---------------------------|--------------------------|
| 01 Jul 06 – 30 Sep 06 | \$ <u>4,256,769 *</u>                       | + | \$ <u>2,283,782 **</u>    | \$ <u>6,540,551</u>      |
| 01 Oct 06 – 30 Sep 07 | \$ <u>23,060,224</u>                        | + | \$ <u>6,692,809 **</u>    | \$ <u>29,753,033</u>     |

\* Based on FDO approval, this is a fixed fee figure for this three-month period.

\*\* The WFO Fee Pool is an estimate based on the anticipated WFO base amount. The WFO fee earned will be based on actual cost of work performed.

B. Contract Clause B-2, "Contract Type and Value", paragraph (e) is being modified to remove the reference to the obligation of \$50,000,000 under Modification A002 thereby avoiding the overstatement of obligations. This funding was temporarily put onto the contract pending the issuance of the first formal Approved Funding Program (AFP) under this new contract. The funding provided under AFP Numbers 1 and 2 on Modification A004 contained this \$50,000,000.

**END OF MODIFICATION**