To: Legacy Critique

From: Mark A. Million

Date: September 22, 2009

Please scan the attached document (Modification 264), file in Sonar, and provide electronic copies to the following personnel:

Powell, Brenda G.; Shamblin, Diana Faye; Williams, Rhonda J.; Moore, Johnny O; Carter, Lisa B; Philipp, George J; Branton, M G; Kass, M J; Davis, Carolyn Marie; Lowery, Mary K.; Albaugh, Wayne H; Crow, Mary Lou; Frietze, Michael J; Mann, Deborah U; Solmonson, Debra Kay; jonescr@oro.doe.gov; Wilsonjn@oro.doe.gov; Johnsonmd@oro.doe.gov; and Million, Mark A.

If you have any questions, please call me at 576-4523.

Department of Energy

Oak Ridge Office
P.O. Box 2001
Oak Ridge, Tennessee 37831

September 22, 2009

Mr. Michael J. Frietze, Director
Prime Contract Administration
UT-Battelle, LLC
P.O. Box 2008
Oak Ridge, TN 37831-6262

Dear Mr. Frietze:

CONTRACT NO. DE-AC05-00OR22725 - MODIFICATION NO. 264

A fully executed copy of the subject contract modification is enclosed for your retention. This modification obligates American Recovery and Reinvestment Act of 2009 funding in the amount of $89,900 to the contract for the Military Interdepartmental Purchase Request (MIPR) package entitled "Ceramic Material Testing on Teledyne Excentric Core Demo Turbine H/W".

If you have any questions, please contact me at 576-4523.

Sincerely,

Mark A. Million

Mark A. Million
Contracting Officer

Enclosure

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE

PAGE 1 OF PAGES 2

2. AMENDMENT/MODIFICATION NO. 264

3. EFFECTIVE DATE See Block 16C

4. REQUISITION/PURCHASE REQ. NO. 09SC006632

5. PROJECT NO. (If applicable)

6. ISSUED BY CODE 00518

Oak Ridge
U.S. Department of Energy
P.O. Box 2001
Oak Ridge TN 37831

7. ADMINISTERED BY (If other than Item 6) CODE 00518

Oak Ridge
U.S. Department of Energy
P.O. Box 2001
Oak Ridge TN 37831

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)

UT-BATTELLE, LLC
Attn: Michael J. Freitze, Director
Prime Contract Administration
Post Office Box 2008
OAK RIDGE TN 37831-6231

CODE 099114287 FACILITY CODE

(x) 9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

x 10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC05-00OR22725

10B. DATED (SEE ITEM 11) 10/18/1999

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 ACKNOWLEDGEMENT 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) Net Increase: $89,900.00
See Page 2.

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE

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 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:

X D. OTHER (Specify type of modification and authority)
970.5232-4 OBLIGATION OF FUNDS (DEC 2000), P.L. 111-5, and P.L. 95-91

E. IMPORTANT: Contractor ☒ is not, ☐ is required to sign this document and return _____ copies to the issuing office.

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

Subj to Retent: N
Recovery TAS::57 3605::TAS

See Page 2.

FOB: Destination
Period of Performance: 04/01/2000 to 03/31/2010

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)

16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)
Mark A. Million

15B. CONTRACTOR/OFFEROR
(Signature of person authorized to sign)

15C. DATE SIGNED

16B. UNITED STATES OF AMERICA
Mark A. Million
(Signature of Contracting Officer)

16C. DATE SIGNED 09/22/2009

NSN 7540-01-152-8070
Previous edition unusable

STANDARD FORM 30 (REV. 10-83)
Prescribed by GSA
FAR (48 CFR) 53.243

Block 12 "ACCOUNTING AND APPROPRIATIONS DATA," continued.

Funds Obligated for Recovery Act Projects:

All required accounting and appropriations data, including the Treasury Accounting Symbol and Fund Code is hereby provided as Attachment 2 to this modification.

Block 14 "DESCRIPTION OF AMENDMENT/MODIFICATION," continued.

A. This modification is issued to obligate American Recovery and Reinvestment Act (Recovery Act) of 2009 funds for the project entitled "Ceramic Material Testing on Teledyne Excentric Core Demo Turbine H/W".

B. Accordingly, pursuant to Section I Contract Clause – DEAR 970.5232-4 entitled "Obligation of Funds," funds in the amount of $89,900 are hereby obligated in support of Recovery Act activities. The total amount of funds obligated under this contract since its inception is increased from $9,825,786,876.57 to $9,825,876,776.57.

C. The specific Contractor Recovery Act Statement of Work, Milestones, Outcomes and Measures, and Deliverables funded by this modification are identified in the Military Interdepartmental Purchase Request (MIPR) package referenced in the table below. Attachment 1 to this modification is the MIPR document (DD Form 448).

MIPR Number	MIPR Title
F4FBEY9212G001 (Number from Block 5 of the MIPR)	Ceramic Material Testing on Teledyne Excentric Core Demo Turbine H/W

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. 111-5), and as such, is subject to the special statutory conditions and the additional contractual terms and conditions that are listed in section E below and previous contract modifications related to the Recovery Act. The funds obligated hereunder shall only be used to accomplish the work as set forth in section C above and may not be used for any other purpose without the prior written consent of the Contracting Officer.

E. 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 Military Interdepartmental Purchase Request package for the activity.

F. All other terms and conditions remain unchanged.

ATTACHMENT 1

MILITARY INTERDEPARTMENTAL PURCHASE REQUEST (MIPR)

MILITARY INTERDEPARTMENTAL PURCHASE REQUEST

1. PAGE 1

2. FSC	3. CONTROL SYMBOL NO.	4. DATE PREPARED	5. MIPR NUMBER	6. AMEND NO.
		28-JUL-09	F4FBEY9212G001	Basic

7. TO: U.S. Dept. of Energy P.O. Box 2001
~~Oak Ridge National Laboratory~~
Mat'l Science & Technology Div
~~One Bethel Valley Road~~
Oak Ridge, TN 37831-~~6437~~
(865) 576-0646

8. FROM: (Agency, name, telephone number of originator)
Eric Talley
AFRL/RZF
1950 Fifth Street
WPAFB, OH 45433-7251
(937) 255-5930

9. ITEMS [ ] ARE [X] ARE NOT INCLUDED IN THE INTERSERVICE SUPPLY SUPPORT PROGRAM AND REQUIRED INTERSERVICE SCREENING
[ ] HAS [X] HAS NOT BEEN ACCOMPLISHED.

ITEM NO. a	DESCRIPTION (Federal stock number, nomenclature, specification and/or drawing No., etc.) b	QUANTITY c	UNIT d	ESTIMATED UNIT PRICE e	ESTIMATED TOTAL PRICE f
	Period of performance: 15 Aug 09 - 31 Jan 10 ORNL Tecnical POC: Mr Hua-Tay Lin, 865-576-8857 ORNL Financial POC: Ms Teresa R. Hope, 865-576-0646 AFRL/RZF Financial POC: Elisibeth Johnson, (937)255-8208 AFRL/RZT Technical POC: Rebecca Newman, 937-255-7507 This is not an Intra-Agency acquisition, Therefore, D&F is required. This contracting action has been coordinated with AFRL/PKP Rebecca W. Newman Rebecca W. Newman Program Manager			$	$
1	Fund Oak Ridge Nat'l Labs to conduct Ceramic Mat'l testing on Teledyne Excentric Core Demo turbine h/w Reference the entire accounting classification and MIPR number on all obligation documents. Send contract award documents to the address in Block 8. Complete the FPDS-NG CAR with Funding Agency ID: 5700 (Air Force) and Funding Office ID/BPN: (F4FBEY). All reimbursements must be done through the Intergovernmental Payment and Collection (IPAC) system whenever possible. State the Seller BPN on the DD Form 448-2, MIPR Acceptance, in Block 13, and on each invoice. The assisting agency shall provide a DD Form 448-2 to deobligate remaining funds at contract end. If not received, the PM will request a DD Form 448-2 by memorandum. If the form is not received within 30 days of the written memorandum, another memorandum will be sent that funds will be deobligated in 30 days without further notice. These funds are available for services for a period not to exceed one year from the date of obligation and acceptance of this order. All unobligated funds shall be returned to their ordering activity no later than one year after the accepta Recovery Act Funds ****SEE CONTINUATION PAGE**** //SIGNED*// 11-AUG-09 HULETT,W. J.,DR-2 AEROSPACE ENGINEER AFRL/RZT/RZTP 937 255-7334	1	EA	89,900.00	89,900.00

10. SEE ATTACHED PAGES FOR DELIVERY SCHEDULES, PRESERVATION AND PACKAGING INSTRUCTIONS, SHIPPING INSTRUCTIONS, SHIPPING INSTRUCTIONS FOR DISTRIBUTION OF CONTRACTS AND RELATED DOCUMENTS.

11. GRAND TOTAL $ 89,900.00

12. TRANSPORTATION ALLOTMENT (Used if FOB Contractor's plant)

13. MAIL INVOICES TO (Payment will be made by)
DFAS-BVFD
DFAS-JAIOBA/CO
P.O. BOX 369024
COLUMBUS, OH 43236-9024 PAY OFFICE DODAAC DODAAC

14. FUNDS FOR PROCUREMENT ARE PROPERLY CHARGEABLE TO THE ALLOTMENTS SET FORTH BELOW, THE AVAILABLE BALANCES OF WHICH ARE SUFFICIENT TO COVER THE ESTIMATED TOTAL PRICE.

ACRN	APPROPRIATION	LIMIT/ SUBHEAD	SUPPLEMENTAL ACCOUNTING CLASSIFICATION	ACCTG STA DODAAD	AMOUNT
AA	5793605		RT9 47NL 628806 6TRZTP 58800 629067 503000 JON:ES06MSPT CEN:J9T298 FSR: 046183 PSR: 520501 DSR: 105572	903000	$ 89,900.00
			12-AUG-09 SIPES,T. M.,GS07 //DIGITALLY SIGNED*// FUNDS CERTIFIER 88CPTS/FMF/FMASA (937) 904-2075		

15. AUTHORIZING OFFICER (Type name and title)
TALLEY,E. D.,GS12 FINANCIAL SPECIALIST
AFRL/RZF/RZF 255-5930

16. SIGNATURE
//SIGNED*//

17. DATE
12 AUG 09

MIPR NUMBER F4FBBY9212G001

ITEM NO.	DESCRIPTION (Federal stock number, nomenclature, specification and/or drawing No., etc.)	QUANTITY	UNIT	ESTIMATED UNIT PRICE	ESTIMATED TOTAL PRICE

nce of the order or upon completion of the orders, whichever is earlier.

FOOTNOTE 1: I certify that the goods acquired under this agreement are legitimate, specific requirements representing a bona fide need of the fiscal year in which these funds are obligated. Required reviews are complete.
FOOTNOTE 7: IAW Section 801, 10 USC 2330, the Services Designated Official has approved the attached non-performance-based work statement. Any contract or task order resulting from this request is to be acquired using performance-based principles to the maximum extent practical.
FOOTNOTE 9: this Economy Act order is supported by a Determination & Finding approved by Mr Douglas Bowers, SES, Director, AFRL Propulsion Directorate.

I certify to the propriety of funds cited on this contractual administrative commitment document (DFAS-DE 7010.1-R). This requirement is included in the approved program (BA/PA) for FY09.

This agreement is entered into pursuant to the authority of the Economy Act of 1932,as amended (31 USC § 1535) [or cite here another statutory reference] and adheres to Federal Acquisition Regulation 6.002. To the best of our knowledge the work requested will not place DOE and its contractor in direct competition with the domestic private sector.

per attached e-mail

ATTACHMENT 2

FINANCIAL PLAN REPORT

Fiscal Year: 2009
Financial Plan Number: 5
Fiscal Month: 12
Contract Modification Number: 264
Rpt Entity: OR OR3/OR4 - Oak Ridge National Lab, X-10, UT-Batelle

Financial Plan Report - Detail

Site: OR

Report: RFP0001

Report Generated on: September 17, 2009 at 10:14:46 AM

OR22725 - UT-BATTELLE (RECOVERY ACT - 89X0240)

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
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494938	45WV05001	0.00	4,529,185.00	0.00	4,529,185.00	4,529,185.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494937	45WV05002	0.00	1,316,400.00	0.00	1,316,400.00	1,316,400.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494934	45WV05003	0.00	469,956.00	0.00	469,956.00	469,956.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494939	45WV05501	0.00	4,499,817.00	0.00	4,499,817.00	4,499,817.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494935	45WV05601	0.00	4,499,993.00	0.00	4,499,993.00	4,499,993.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494933	45WV05602	0.00	2,292,000.00	0.00	2,292,000.00	2,292,000.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494940	45WV05701	0.00	3,499,942.00	0.00	3,499,942.00	3,499,942.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0494936	45WV05901	0.00	3,699,799.00	0.00	3,699,799.00	3,699,799.00
470002	00916	3X	1720292	400403109	25400	0000000	0000000	0495583	45WV13201	0.00	0.00	89,900.00	89,900.00	89,900.00
AY 2009 - ARRA funded - Conduct Ceramic Material Testing on Teledyne Excentric Core Demo Turbine H/W TAS 5793605														
Total for Program Parent/Control Point: 400000000										0.00	24,807,092.00	89,900.00	24,896,992.00	24,896,992.00
Total for Fund Type: 3X										0.00	24,807,092.00	89,900.00	24,896,992.00	24,896,992.00
Total for Recipient Code: OR										0.00	24,807,092.00	89,900.00	24,896,992.00	24,896,992.00
Total for Reporting Entity: 470002										0.00	[illegible]	[illegible]	[illegible]	[illegible]
Total for OR22725 - UT-BATTELLE (RECOVERY ACT - 89X0240)										0.00	24,807,092.00	89,900.00	24,896,992.00	24,896,992.00

Fiscal Year: 2009
Financial Plan Number: 5
Fiscal Month: 12
Contract Modification Number: 264
Rpt Entity: OR OR3/OR4 - Oak Ridge National Lab, X-10, UT-Batelle

Financial Plan Report - Detail

OR22725 - UT-BATTELLE (RECOVERY ACT - 89X0240)

Site: OR
Report: RFP0001
Report Generated on: September 17, 2009 at 10:14:46 AM

Agency	Obligation Change Amount
Defense	89,900.00
Total Appropriated Funds (Program 40):	89,900.00
Total DOE and Non-Appropriated Funds:	0.00
Grand Total:	89,900.00
Total Non-Appropriated Funds:	0.00