

TPA = 02

OMB Approval #: 2700-0042

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE
01

PAGE OF PAGES
1 6

2. AMENDMENT/MODIFICATION NO.
44

3. EFFECTIVE DATE
7-31-07

4. REQUISITION/PURCHASE REQ. NO.
See page 8

5. PROJECT NO. (If applicable)

6. ISSUED BY
Procurement Office
George C. Marshall Space Flight Center
National Aeronautics and Space Administration
Marshall Space Flight Center, AL 35812

CODE
PS-31/MEE

7. ADMINISTERED BY (If other than Item 6)
Anne Lewis/(256) 544-5435
e-mail Frances.A.Lewis@nasa.gov

CODE
PS-31

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State, and Zip Code)
EG&G Technical Services, Inc.
900 Clopper Road
Gaithersburg, MD 20878

9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

10A. MODIFICATION OF CONTRACT/ORDER NO.
X GS-10F-0038M/H36049D

10B. DATED (SEE ITEM 13)

CODE
Cage Code 34157

FACILITY CODE
SAP 112857

Effective Date August 1, 2003

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)

See page 8

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

- (X) 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 data, etc.) (SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103b) AND PS-OWI-05.
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR Clause 52.212-4(c), CONTRACT TERMS AND CONDITIONS - COMMERCIAL ITEMS (OCT 2003), Changes, GSA LOGWORLD CONTRACT GS-10F-0038M, FAR Subpart 22, PS-OWI-05, AND AGREEMENT OF THE PARTIES THERETO
D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor [] is not, [X] is required to sign this document and return 3 copies to the issuing office.

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

Table with 6 columns: Total Fixed Price, Potential Contract Val., Total Not-to-Exceed, Not-to-Exceed Contract Value, Total Sum Allotted FFP Lump Sum Funding Amt. Rows include Prev. Base Total, This Modification, and New NTE Amount.

SEE PAGE 2 FOR DESCRIPTION OF CHANGES

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) Francis G. (Skip) Hayes, Program Manager

16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Walter S. Melton, III, Contracting Officer

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

15C. DATE SIGNED 30 JUL 07

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

16C. DATE SIGNED 7-31-07

NSN 7540-01-152-8070 PREVIOUS EDITION UNUSABLE

30-105

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

The purpose of this modification is to make changes/additions/deletions as described below.

Specific changes are shown in bold text and/or by a change bar in the right margin.

The contract is changed as follows:

A. Section 2, pricing spreadsheets, are changed to include price adjustments to the total contract value and funding for these adjustments for Option Year 1 and prior years as explained below. The spreadsheets were corrected to include the pricing changes captured in Modification 41 for implementation of HSPD-12, which affected CLINS 0031.0107, 0031.0108, added CLINS 0031.0117, 0031.0118, and 0031.0119, and added the No Assigned CLIN on Page 4-5 for total negotiated increases in labor. Various other typographical errors were also corrected.

Wage Determination: 1994-2008 (Rev 24), CBA-2004-2136 (R-0), CBA-2004-2138 (R-4, CBA-2004-2139 (R-0, and CBA-2006-0525 (R-0) provided for changes to wages as well as increases to Health and Welfare benefits as prescribed by FAR Part 22 and FAR Clause 52.222-43, Fair Labor Standards Act and Service Contract Act – Price Adjustment (Multiple Year and Option Contracts) (Nov 2006). (CBA = Collective Bargaining Agreement.)

B. Clause 2, Firm-Fixed-Price for Lump Sum, paragraph B. The changes from the adjustments to comply with the SCA WD and the adjustments for health benefit increase under the CBAs defined-benefits plan totaled \$552,275, changed to \$551,160 after correction to CLIN 0031.0717 and other minor corrections as explained in the paragraph below. This amount includes health benefit increases from the beginning of this contract through Option Year 1, April 1, 2003, through July 31, 2007. The resulting change is an increase to Option Year 1 of \$551,160. The Contractor's proposal is provided under Tab 64, along with other supporting documentation used to update and baseline the spreadsheets through Option Year 1.

Under Option Year 1, CLIN 0031.0717, Warehouse/Storage Requirements Plan, an error in quantity was corrected from 4 per year to 2 per year in accordance with Data Requirements Document (DRD) 988LS-007. Under Award Term 1, same CLIN, the quantity was corrected from 2 per year to 1 per year in accordance with the DRD. The Contractor provided an e-mail update to their wage determination pricing proposal for Option Year 1 to reduce the claim from \$552,275 to \$551,160.

This modification also corrects an error from Modification 35, dated August 10, 2006, which stated that the second purpose of that modification was to change the Lump Sum prices in Section 2, page 8, for the Award Term Years 1 through 5 back to the amounts reflected in Modification 17. It continued by stating that Modification 23 made small changes to these amounts but did not change total contract value. It further stated that Modification 35 corrected Modification 23 by changing page 8 to reflect the correct values, and that a later modification would adjust these amounts along with contract value.

Award Term 5 in Modification 17 was \$5,123,946. The amount of \$5,147,413 was included in Modification 35, which was incorrect. There were no additional changes to the outyear total contract values until Modification 41, which included the negotiated increases for implementation of HSPD-12. Award Term Period 5 has been corrected in this modification to reflect the correct number from Modification 17, plus the increases from Modifications 41 and 43.

The pricing spreadsheets have been baselined to Modifications 10 and 17 and figures adjusted accordingly.

The table in Paragraph B providing option and award term periods is hereby deleted in its entirety and replaced by the following:

OPTION/AWARD TERM PERIOD COVERED	POP BEGIN DATE	POP END DATE	EXERCISED	FIRM FIXED PRICE LUMP SUM
Option No. 1	08/01/06	07/31/07	Mod 33	\$8,006,651
Option No. 2	08/01/07	07/31/08		\$7,564,106
Award Term Period 1	08/01/08	02/28/09		\$4,398,346
Award Term Period 2	03/01/09	09/30/09		\$4,432,293
Award Term Period 3	10/01/09	04/30/10		\$4,439,001
Award Term Period 4	05/01/10	11/30/10		\$4,492,902
Award Term Period 5	12/01/10	07/31/11		\$5,127,298
Total Potential FFP Lump Sum Including Base Years A, B, and C				\$61,047,904

The calculation to correct Award Term Period 5 was as follows:

Incorrect number included in Mod 35	\$5,147,413
Mod 41 added value	<u>\$ 3,352</u>
Total as of Mod 43	\$5,150,765

Correct number	\$5,123,946 (see Mods 17 thru Mod 34)
Mod 41 added value	<u>\$ 3,352</u>
Correct total for this mod	\$5,127,298

Results in an overall total decrease to Award Period 5 of **\$23,467**

Calculation for revised potential total FFP Lump Sum contract value:

Current exercised contract value	\$30,042,194
Plus actual increase from WD adjustment	<u>\$ 551,160</u>
New total exercised contract value	\$30,593,354

Option Year 1	From \$7,455,491	To \$8,006,651	+\$551,160
Option Year 2	From \$7,564,106	To \$7,564,106	no change
Award Term Period 1	From \$4,398,857	To \$4,398,346	(\$511)
Award Term Period 2	From \$4,432,293	To \$4,432,293	no change
Award Term Period 3	From \$4,439,001	To \$4,439,001	no change

Award Term Period 4	From \$4,492,902	To \$4,492,902	no change
Award Term Period 5	From \$5,150,765	To \$5,127,298	(\$23,467)

Total adjustment to potential total FFP Lump Sum contract value (sum of changes shown above)
 +\$527,182

C. As a result of the foregoing changes, the following pages are deleted and the corresponding changes are substituted/added. Replacement pages are provided as appropriate. Changes are denoted by change bars in the right margin or for Pricing Spreadsheets by bold highlighting (Section Headings and totals are bolded without changes).

Pages Deleted	Pages Substituted/Added
Section 2, page 8-9	Section 2, page 8-9
Section 2, Pricing Spreadsheets for Base Year C and Option Year 1	Section 2, Pricing Spreadsheets for Base Year C and Option Year 1

D. In consideration of the modifications agreed to herein as complete equitable adjustment for all claims arising out of or attributable to the issuance of the contract change(s) and/or contractor proposal(s) listed below, the contractor hereby releases the Government from any and all liability under this contract for further equitable adjustments attributable to such facts or circumstances giving rise to said contract change(s) and/or contractor proposal(s), and for such additional obligations as may be required by this modification.

Contract Change	Contractor
Modification 44	Proposal 1004-031-06, dated September 6, 2006

**Accounting and Appropriation Data
H34069D**

PR NUMBER	Fund	WBS	Cost Center	Internal Order	Fund Center	Amount
					PREVIOUS FUNDING	\$27,766,460.00
4200193136	ESAX22007D	292487.09.08.40	62AS40	FC000000	62	\$1,300,000.00
	ESAX22007D	158302.01.08.01	62AS10	FC000000	62	\$176,000.00
4200189962	EXCX22007D	931164.08.04.01.06	62EM01	FC000000	62	\$100,000.00
4200188604	ESAX22007D	299147.01.08.01	62AS50	FC000000	62	\$3,600.00
4200199883	ESAX22007D	292487.09.08.40	62AS40	FC000000	62	\$33,402.00
4200200580	EXCX22007D	763115.08.04.01.06	62ET01	FC000000	62	\$59,266.00
	ESAX22007D	763115.08.04.01.06	62EM01	FC000000	62	\$290,000.00
	ESAX22007D	292487.02.08.01	62HS01	FC000000	62	\$28,325.00
	ESAX22007D	691633.01.08.05	62EE04	FC000000	62	\$13,170.00
	ESAX22007D	136905.08.05.08.04.08	62EV23	FC000000	62	\$2,272.00
4200203744	ESAX22007D	763115.08.04.01.06	62EI03	FC000000	62	\$2,800.00
	ESAX22007D	292487.09.08.40	62AS40	FC000000	62	\$266,899
4200203744	ESAX22007D	292487.09.08.40	62AS40	FC000000	62	\$551,160
TOTAL						\$30,593,354

2. FIRM-FIXED-PRICE FOR LUMP SUM

- A. The total Firm-Fixed-Price (FFP) Lump Sum of this GSA order for the base period from the effective date through July 31, 2007 is: **\$30,593,354** (including phase-in costs and phase in adjustment for base year A, Base Years A, B, C, and Option No. 1, HSPD-12 implementation, and **Wage Determination/Collective Bargaining Agreement (CBA) adjustments.**)
- B. If the Government exercises any options or awards any of the award-term periods pursuant to the terms of this GSA order, the total firm-fixed price of this GSA order shall be increased by the applicable amounts shown below:

OPTION/AWARD TERM PERIOD COVERED	POP BEGIN DATE	POP END DATE	EXERCISED	FIRM FIXED PRICE LUMP SUM
Option No. 1	08/01/06	07/31/07	Mod 33	\$8,006,651
Option No. 2	08/01/07	07/31/08		\$7,564,106
Award Term Period 1	08/01/08	02/28/09		\$4,398,346
Award Term Period 2	03/01/09	09/30/09		\$4,432,293
Award Term Period 3	10/01/09	04/30/10		\$4,439,001
Award Term Period 4	05/01/10	11/30/10		\$4,492,902
Award Term Period 5	12/01/10	07/31/11		\$5,127,298
Total Potential FFP Lump Sum Including Base Years A, B, and C				\$61,047,300

2A. EARNED AWARD TERM PERIODS

1. Based on the Findings and Determination of the Award Term Board, the following Award Term Periods have been earned by the contractor and shall be added to the end of the contract period of performance.

PERIOD EARNED	DATES	EARNED MOD
Award Term Period 1	08/01/08 – 02/28/09	Mod 27
Award Term Period 2	03/01/09 – 09/30/09	Mod 42

3. LIMITATION OF FUNDS

- A. Of the total price of the services identified as lump sum, the sum of **\$30,593,354** is presently available for payment and allotted to this GSA order through July 31, 2007. This fully funds the FFP Lump Sum portion of this GSA order through Option No. 1.

***NOTE: THE IDIQ PORTION OF THE CONTRACT SHALL BE PAID BY INDIVIDUAL DELIVERYS WITH FUND CITATIONS ON EACH ORDER.**

8 Pages removed for the following reason: (b)(4)