

**MODIFICATION NO. M115**

CONTRACTOR AND ADDRESS:	Brookhaven Science Associates, LLC Brookhaven National Laboratory Upton, NY 11973
MODIFICATION FOR:	Extension of the term of the contract for an additional 90 days by revision to Clause F.1, Period of Performance, and revision to Clause I.55, Termination
PRIOR OBLIGATION:	\$ 2,920,256.501.26
INCREASE IN MOD A112	10,133,535.90
INCREASE IN MOD A113	4,645,304.83
INCREASE IN MOD A114	12,699,707.44
INCREASE IN THIS MODIFICATION	<u>-0-</u>
CURRENT TOTAL OBLIGATION:	\$ 2,947,735,049.43

THIS MODIFICATION, effective the 2nd day of July 2004, by and between the UNITED STATES OF AMERICA (hereinafter referred to as the "Government"), as represented by the UNITED STATES DEPARTMENT OF ENERGY (hereinafter referred to as "DOE"), and BROOKHAVEN SCIENCE ASSOCIATES, LLC (hereinafter referred to as the "Contractor"),

WITNESSETH THAT:

WHEREAS, the Government and the Contractor entered into Contract No. DE-AC02-98CH10886 on the 5th day of January 1998, for the operation of the Brookhaven National Laboratory; and

WHEREAS, said contract has been modified previously, and the parties desire to modify said contract further, as hereinafter provided; and

WHEREAS, this modification is authorized by law, including 41 U.S.C. 252(c)(15), P.L. 95-91 and other applicable law;

NOW, THEREFORE, said contract, as modified previously, is hereby further modified as follows:

1. **Clause F.1 - PERIOD OF PERFORMANCE:** In the first sentence the date October 1, 2004, is substituted for the date July 2, 2004.

This extension is in accordance with Clause H.21 "Option to Extend the Term of the Contract" and Clause H.22 "Option." This modification to exercise the Option affirms and preserves the Department of Energy's rights to exercise additional options in the future of at least 90 days increments, consistent with Clause H. 22.

2. **Clause I.55 – TERMINATION:** Delete the first sentence and replace with the following: "This contract shall continue until October 1, 2004, unless sooner terminated in accordance with the provisions which follow:"

IN WITNESS WHEREOF, the parties have executed this document.

**UNITED STATES OF AMERICA  
DEPARTMENT OF ENERGY**

BY: *M. Holland*  
Michael D. Holland, Manager  
Brookhaven Site Office  
Administrative Contracting Officer  
(Title)

DATE: 7/1/04

Acknowledgement of Receipt

BY: *Gregory Fess*  
Gregory Fess  
Secretary and General Counsel

DATE: 7/1/04