AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				RACT ID CODE	P	AGE OF	PAGES 3	
2. AMENDMENT/MODIFICATION NO. 233	3. EFFECTIVE DATE (M/D/Y) See Block 16C	4. REQUISITION	I/PURCHA	SE REQ. NO.	5. PROJECT	NO. (If applied		
6. ISSUED BY CODE		7. ADMINISTERED BY (If other than liem 6) CODE						
U.S. Department of Energy Office of River Protection P. O. Box 450, MS H6-60 Richland, WA 99352								
8. NAME AND ADDRESS OF CONTRACTOR (No., street, co	ounty, State and ZIP code)			9A. AMENDME	NT OF SOLI	CITATION NO.		
Bechtel National, Inc. 2435 Stevens Center Place Richland, WA 99354				9B. DATED <i>(SE</i> 10A. MODIFICA		EM 11) N OF CONTRACT/ ORDER NO.		
				DE-AC	27-01RV	14136		
	roomaan daaraan taanaa ah a		\square	10B. DATED (S	EE ITEM 13)		·····	
CODE 396A5	FACILITY CODE 153392	2068	_	Decemb	er 11, 20()0		
11. THIS I	TEM APPLIES TO AMEN	DMENTS OF S	SOLICIT	FATIONS				
The above numbered solicitation is amended as set forth in Offers must acknowledge receipt of this amendment prior to the l (a) By completing Items 8 and 15, and returningcopie submitted; or (c) By separate letter or telegram which includes a PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO desire to change an offer already submitted, such change may be prior to the opening hour and date specified.	nour and date specified in the solicitates of the amendment; (b) By acknow reference to the solicitation and ame O THE DATE AND HOUR SPECIFIE	ation or as amended ledging receipt of t ndment numbers. I D MAY RESULT II	l, by one of his amendr FAILURE C N REJECTI	nent on each copy OF YOUR ACKNOV ON OF YOUR OFF	of the offer WLEDGEME TER. If by vi	INT TO BE REC	ndment you	
12. ACCOUNTING AND APPROPRIATION DATA (If requi	red)							
	PPLIES ONLY TO MODIF 5 THE CONTRACT/ORDEI				ERS,			
CHECK ONE A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (2								
B. THE ABOVE NUMBERED CONTRACT/ORDER IS IN ITEM 14, PURSUANT TO AUTHORITY OF FAR 4		STRATIVE CHANC	ES (such a	s changes in paying	office, appro	priation date, etc	.) SET FORTH	
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERE Clause I.82, "FAR 52.243-2, Changes Cost- and Clause I.66 "Limitation of Funds" (Apr 1	Reimbursement (Aug 1987) - A		1984)"					
D. OTHER (Specify type of modification and authority)								
E. IMPORTANT: Contractor is not, is	required to sign this documen	it and return <u>2</u> c	copies to	the issuing offic	e.			
14. DESCRIPTION OF AMENDMENT/MODIFICATION (C	Organized by UCF section headings,	including solicitat	ion/contrac	ct subject matter w	here feasible	e.)		
See following page(s)							,	
				• • • •	6.11.6	- 1 - 66		
Except as provided herein, all terms and conditions of the document of the document of the terms and conditions of the document of the documen	ment referenced in Item 9A or 10A,	and a second		E OF CONTRACT			rint)	
Frank M. Russo Project Director		Asl	hley T. M ntracting	lorris				
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED			OF AMERICA	·····	16C. DA'	TE SIGNED	
ORIGINAL SIGNED BY	9/1/11	[₿] ŎRIGI	NAL	SIGNED	BY	9/4	12071	
(Signature of person authorized to sign)		(Si	gnature of	Contracting Office	STREET, STREET			
NSN 7540-01-152-8070 PREVIOUS EDITION UNUSABLE	30-105				Prescri	DARD FORM 3 bed by GSA 48 CFR) 53.243	0 (REV. 10-83)	

Purpose of Modification:

The purpose of this modification is to update Section B, *Supplies or Services and Prices/Costs* and Section J, Attachment J, sub-Atch B, *List of Exclusions from Equitable Adjustment Settlements*. The subject modification definitizes Request for Equitable Adjustment (REA) 2010-012, *10CFR851 – Revised Airborne Crystalline Silica Limit*.

Description of Modification:

- 1. The table in Section B, *Supplies or Services and Prices/Costs*, Contract Section B.2 *Obligation and Availability of Funds and Contract Value*, paragraph (c) is deleted in its entirety and replaced with the following table, which revises the TECC and TECP.
 - a. Increase the TECC by \$9,344,937 from \$10,538,464,438 to \$10,547,809,375;
 - b. Increase the TECP by \$9,344,937 from \$11,148,754,140 to \$11,158,099,077; and
 - c. Said REA, 2010-012, is non-fee bearing, therefore there is no change in Total Maximum Available Fee.

Cost:								
		Totai	Estimated Contract Cost (TECC)				\$	10,547,809,375
Fee:								
	А	Final I	Fee Determination - Pre-Mod No. A14	3		\$ 102,622,325		
	в	Maxin	num Available Award Fee (See Table	B-2-	B-1)	\$ 129,667,377		
		B.1	Project Management Incentive	\$	41,834,737			
		B.2	Cost Incentive	\$	87,778,000			
		B.3	REA Settlement	\$	54,640			
	С	Schee	dule Incentive Fee			\$ 227,000,000		
		C.1	Activity Milestone Completion	\$	173,000,000			
		C.2	Facility Milestone Completion	\$	54,000,000			
	D	Opera	ational Incentive Fee			\$ 91,000,000		
		D.1	Cold Commissioning	\$	45,000,000			
		D.2	Hot Commissioning	\$	46,000,000			
	Е	Enha	ncement Incentive Fee			\$ 60,000,000		
		E.1	Enhanced Plant Capacity	\$	15,000,000			
		E.2	Sodium Reduction	\$	15,000,000			
		E.3	Enhanced Plant Turnover	\$	15,000,000			
		E.4	Sustained Production Achievement	\$	15,000,000			
		Total	Maximum Available Fee (212)				<u>\$</u>	610,289,702
			I otal Estimated Contract Price (1	ECH	?) (233)	:	<u>\$</u>	11,158,099,077

Update Section J, Attachment J, Section J, Attachment J, sub-Atch B, *List of Exclusions from Equitable Adjustment Settlements* to reflect definitization of REA 2010-012, *10CFR851 – Revised Airborne Crystalline Silica Limit*. Said table modified as noted in the following table, which reflects the definitization modification number.

FROM:					
Trend #	Trend Description	Definitized			
TN-24590-06-03859	Additional Impacts Associated with 10 CFR 851.				

Trend #	Trend Description	Definitized
TN-24590-06- 03859	Additional Impacts Associated with 10 CFR 851.	
	Additional Impacts Associated with 10 CFR 851 – Silica Sand Impact, REA 2010-012 (Note this is a portion of TN-24590-06-03859)	233

3. No additional funds are currently being obligated to this contract for REA 2010-012. Work associated with the REA will be performed within the amount of funds which have been obligated to the contract in accordance with Contract Clause I.66 – FAR 52.232-22 *Limitation of Funds (APR 1984)*.

Contractor's Statement of Release:

In consideration of the Modification, 233, agreed to herein as complete equitable adjustment for the Contractor's Request for Equitable Adjustment (REA) for 2010-012, *10CFR851 – Revised Airborne Crystalline Silica Limit*, 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 the changes as noted in the modification; except the Contractor does not waive any claim it may have for (i) potential schedule impacts resulting from this REA, or (ii) the potential cumulative impacts to schedule and/or the total estimated contract cost (TECC) resulting from this and other REAs, wherein cumulative schedule and/or TECC impacts were not resolved (negotiated); provided that the Contractor shall not be entitled to additional fee for such impacts.

All other terms and conditions remain unchanged.

(End of Modification)