

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT D CODE	PAGE OF PAGES 1 3
2. AMENDMENT/MODIFICATION NO. P00026	3. EFFECTIVE DATE 11/08/2021	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
6. ISSUED BY Savannah River Operations Office U.S. Department of Energy Savannah River Operations P.O. Box A Aiken SC 29802	CODE 893037	7. ADMINISTERED BY (If other than Item 6) Savannah River Operations U.S. Department of Energy Savannah River Operations P.O. Box A Aiken SC 29802	CODE 00901
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) CHEROKEE NATION SECURITY & DEFENSE, LLC Attn: Brandon Hill 777 W CHEROKEE ST CATOOSA OK 74015		(x) 9A. AMENDMENT OF SOLICITATION NO.	
CODE 830634445 FACILITY CODE		x 10A. MODIFICATION OF CONTRACT/ORDER NO. 89303718CEM000002	
		10B. DATED (SEE ITEM 13) 02/13/2018	

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 electronic communication 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 letter or electronic communication, provided each letter or electronic communication 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 Schedule

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 data, 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) FAR 43.103(a) Bilateral Agreement

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.)

DUNS Number: 830634445
EO14042

A. Summary

The purpose of this modification is to:

- Incorporate the FAR Deviation text in Section I.55 of the contract as included in the attached Civilian Agency Acquisition Council (CAAC) Letter 2021-03, dated September 30, 2021.

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 9 A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Rachel Hecke1, OGM		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Edward A. Bauser	
DocuSigned by: Rachel Hecke1 4203BAA1A7904FE... Previous edition unusable	15C. DATE SIGNED 11/9/2021 10:20 CST	16B. UNITED STATES OF AMERICA Edward A. Bauser Digitally signed by Edward A. Bauser Date: 2021.11.09 11:37:38 -05'00' (Signature of Contracting Officer)	16C. DATE SIGNED

CONTINUATION SHEET

89303718CEM000002/P00026

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NAME OF OFFEROR OR CONTRACTOR

CHEROKEE NATION SECURITY & DEFENSE, LLC

ITEM NO. (A)	SUPPL ES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	<p>As this is not a fully definitized modification, Cherokee Nation Security and Defense, LLC., may submit a request for equitable adjustment and proposal in accordance with FAR 15.408, Table 15-2, no later than December 9, 2021.</p> <p>B. Ceiling Price and Obligation of Funds for Fixed Price Support Services.</p> <p>The total firm fixed price for the Base Period and all Exercised Options under this contract remains \$14,697,338.09. Total funds in the amount of \$12,980,783.46 remain obligated underneath resultant task orders made under this award herewith and are made available for payment for work performed under the said task orders. The contractor is not authorized to exceed the total amount obligated to this contract without additional funds obligated and the express written approval of the Contracting Officer. Performance under this contract shall be subject to the availability of funds from which payment for accepted work can be made. The Contractor shall notify the Contracting Officer in writing whenever it has reason to believe that the costs it expects to incur under this contract in the next 60 days, when added to all costs previously incurred, will exceed 75 percent of the total amount so far allotted to the contract by the Government The notice shall state the estimated amount of additional funds required to continue performance for the period specified in the Schedule.</p> <p>C. All other terms and conditions remain unchanged.</p> <p>Payment:</p> <p style="padding-left: 40px;">OR for Savannah River U.S. Department of Energy Oak Ridge Financial Service Center P.O. Box 6017 Oak Ridge TN 37831</p> <p>Period of Performance: 02/15/2018 to 09/30/2022</p>				

Section I - Contract Clauses was revised as follows.

I.55 FAR Deviation 2021-03

Executive Order 14042, Ensuring Adequate COVID Safety Protocols for Federal Contractors

September 30, 2021

PART 52—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

Subpart 52.2—Text of Provisions and Clauses

[52.223-99 Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors.

ENSURING ADEQUATE COVID-19 SAFETY PROTOCOLS FOR FEDERAL CONTRACTORS (OCT 2021) (DEVIATION)

(a) *Definition.* As used in this clause -

United States or its outlying areas means—

- (1) The fifty States;
- (2) The District of Columbia;
- (3) The commonwealths of Puerto Rico and the Northern Mariana Islands;
- (4) The territories of American Samoa, Guam, and the United States Virgin Islands; and
- (5) The minor outlying islands of Baker Island, Howland Island, Jarvis Island, Johnston Atoll, Kingman Reef, Midway Islands, Navassa Island, Palmyra Atoll, and Wake Atoll.

(b) *Authority.* This clause implements Executive Order 14042, Ensuring Adequate COVID Safety Protocols for Federal Contractors, dated September 9, 2021 (published in the Federal Register on September 14, 2021, 86 FR 50985).

(c) *Compliance.* The Contractor shall comply with all guidance, including guidance conveyed through Frequently Asked Questions, as amended during the performance of this contract, for contractor or subcontractor workplace locations published by the Safer Federal Workforce Task Force (Task Force Guidance) at <https://www.saferfederalworkforce.gov/contractors/>.

(d) *Subcontracts.* The Contractor shall include the substance of this clause, including this paragraph (d), in subcontracts at any tier that exceed the simplified acquisition threshold, as defined in Federal Acquisition Regulation 2.101 on the date of subcontract award, and are for services, including construction, performed in whole or in part within the United States or its outlying areas.

(End of clause)]