

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT ID CODE	PAGE OF PAGES
			1 2
2. AMENDMENT/MODIFICATION NO. 031	3. EFFECTIVE DATE 08/18/2010	4. REQUISITION/PURCHASE REQ. NO. 10IM000561	5. PROJECT NO. (If applicable)
6. ISSUED BY OFFICE OF HQ PS HQ US DEPARTMENT OF ENERGY OFFICE OF HEADQUARTERS PROCUREMENT MA-64 1000 INDEPENDENCE AVE SW WASHINGTON DC 20585	CODE 00112	7. ADMINISTERED BY (If other than Item 6) OFFICE OF HQ PS HQ US DEPARTMENT OF ENERGY OFFICE OF HEADQUARTERS PROCUREMENT MA-64 1000 INDEPENDENCE AVE SW WASHINGTON DC 20585	CODE 00112
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) ENERGY ENTERPRISE SOLUTIONS LLC ATTN FIRMADGE CRUTCHFIELD 20440 CENTURY BLVD SUITE 150 GERMANTOWN MD 208749161		(x)	9A. AMENDMENT OF SOLICITATION NO.
CODE 170309582 FACILITY CODE		x	9B. DATED (SEE ITEM 11)
			10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AM01-06IM00054
			10B. DATED (SEE ITEM 13) 11/18/2005

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)

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 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. <u>Clause I.1, CHANGES--Time & Material or Labor Hours, FAR 52.243-3</u>
	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:
	D. OTHER (Specify type of modification and authority)

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.)

Tax ID Number: 20-1829526

DUNS Number: 170309582

The purpose of this modification per Requisition Number 10IM000561 is to increase the Contract ceiling by \$19,000,000.00 for this contract.

See attachment.

There are no other changes to Master Contract terms and provisions except as set forth above.

Continued ...

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)	
		Arness Harris	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA Signature on File	16C. DATE SIGNED 08/18/2010
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED
DE-AM01-06IM00054/031

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NAME OF OFFEROR OR CONTRACTOR
ENERGY ENTERPRISE SOLUTIONS LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
00006	FOB: Destination Period of Performance: 12/05/2005 to 04/04/2011 Add Item 00006 as follows: To modify the EES Master Contract IM00054 Obligated Amount: \$0.00 Accounting Info: Funded: \$0.00				0.00

The purpose of this modification is to increase the Total NTE Ceiling amount by \$19,000,000.00 per Requisition #10IM000561. DPLH will be increased by \$13,000,000.00 and ODCs will be increased by \$6,000,000.00. This action increases the Master Contract Not-to-Exceed (NTE) Ceiling from \$825,413,936.00 as stated in Modification 028 (the Phase-in Period through Option Period 3) to \$844,413,936.00. The Maximum Potential Master Contract NTE Ceiling also changes to \$844,413,936.00. The revised Master Contract Ceiling Status Summary table below is hereby incorporated into Clause B.4, Ceiling Price of Contract, superseding the table incorporated by Modification 031.

Accordingly:

PRIOR VALUES

Master Contract Ceiling Status Summary

Awarded:			
<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Phase-In Period	\$ 2,024,523.97	\$ 207,782.03	\$ 2,232,306.00
Base Period 1	\$ 103,489,407.00	\$ 29,580,000.00	\$ 133,069,407.00
Base Period 2	\$ 114,422,176.02	\$ 36,102,139.98	\$ 150,524,316.00
Option Period 1	\$ 143,116,312.00	\$ 43,267,631.00	\$ 186,383,943.00
Option Period 2	\$ 166,928,061.00	\$ 52,580,000.00	\$ 219,508,061.00
Option Period 3	<u>\$ 104,115,903.00</u>	<u>\$ 29,580,000.00</u>	<u>\$ 133,695,903.00</u>
Totals:	\$ 634,096,382.99	\$ 191,317,553.01	\$ 825,413,936.00
Remaining Unawarded:			
<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Award Term 1	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 2	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 3	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
Award Term 4	<u>\$ 54,345,231.00</u>	<u>\$ 14,790,000.00</u>	<u>\$ 69,135,231.00</u>
Totals:	\$ 215,059,842.00	\$ 59,160,000.00	\$ 274,219,842.00
Contract Totals:	<u>\$ 634,096,382.99</u>	<u>\$ 191,317,553.01</u>	<u>\$ 825,413,936.00</u>

REVISED VALUES**Master Contract Ceiling Status Summary****Awarded:**

<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Phase-In Period	\$ 2,024,523.97	\$ 207,782.03	\$ 2,232,306.00
Base Period 1	\$ 103,489,407.00	\$ 29,580,000.00	\$ 133,069,407.00
Base Period 2	\$ 114,422,176.02	\$ 36,102,139.98	\$ 150,524,316.00
Option Period 1	\$ 143,116,312.00	\$ 43,267,631.00	\$ 186,383,943.00
Option Period 2	\$ 166,928,061.00	\$ 52,580,000.00	\$ 219,508,061.00
Option Period 3	<u>\$ 117,115,903.00</u>	<u>\$ 35,580,000.00</u>	<u>\$ 152,695,903.00</u>
Totals:	\$ 647,096,382.99	\$ 197,317,553.01	\$ 844,413,936.00

Remaining Unawarded:

<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Award Term 1	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 2	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 3	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
Award Term 4	<u>\$ 54,345,231.00</u>	<u>\$ 14,790,000.00</u>	<u>\$ 69,135,231.00</u>
Totals:	\$ 215,059,842.00	\$ 59,160,000.00	\$ 274,219,842.00

Contract Totals:	<u>\$ 647,096,382.99</u>	<u>\$ 197,317,553.01</u>	<u>\$ 844,413,936.00</u>
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Conclusion. All other basic contract terms and conditions remain in full force and effect. Award of the subject modification is considered in the best interest of the Government and is recommended for approval.

1. Master Contract Not-to-Exceed Ceiling Increase. The purpose of this Modification is to incorporate an increase of \$19,000,000.00 to the Master Contract Not-to-Exceed (NTE) Ceiling Value of Option Period 3, as stated on page 1. The increase is allocated as follows: \$13,000,000.00 to DPLH and \$6,000,000.00 to ODC. This action increases the total Option Period 3 NTE Ceiling Value from \$133,695,903.00 to \$152,695,903.00. The Option Period 3 DPLH Pool NTE Ceiling is increased from \$104,115,903 to \$117,115,903 and the Option Period 3 ODC Pool NTE Ceiling is increased from \$29,580,000.00 to \$35,580,000.00

This action also increases the Master Contract Awarded NTE Ceiling from \$825,413,936.00 as stated in Modification 028 (the Phase-in Period, two-year Base Period, Option Period 1, Option Period 2 and Option Period 3) to \$844,413,936.00, and the Maximum Potential Master Contract NTE Ceiling from \$1,099,633,778.00 to 1,118,633,778.00.

As with the prior increases to the NTE Ceiling Value, the purpose of this increase is to accommodate a higher level of contract effort than was originally projected. There is no change to the scope of work as reflected in the awarded Performance Work Statement. The changed values are addressed by the Prior and Revised NTE Ceiling tables attached as page 3 of this Modification. Changed values in the Revised table are in italics.

PRIOR VALUES

<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Phase-In Period	\$ 2,024,523.97	\$ 207,782.03	\$ 2,232,306.00
Base Period Year 1	\$ 103,489,407.00	\$ 29,580,000.00	\$ 133,069,407.00
Base Period Year 2	\$ 114,422,176.02	\$ 36,102,139.98	\$ 150,524,316.00
Option Period 1	\$ 143,116,312.00	\$ 43,267,631.00	\$ 186,383,943.00
Option Period 2	\$ 166,928,061.00	\$ 52,580,000.00	\$ 219,508,061.00
Option Period 3	\$ 104,115,903.00	\$ 29,580,000.00	\$ 133,695,903.00
Award Term 1	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 2	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 3	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
Award Term 4	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
Totals:	\$ 836,156,224.99	\$ 244,477,553.01	\$ 1,099,633,778.00

REVISED VALUES

<u>Contract Period</u>	<u>DPLH NTE Ceiling</u>	<u>ODC NTE Ceiling</u>	<u>Total NTE Ceiling</u>
Phase-In Period	\$ 2,024,523.97	\$ 207,782.03	\$ 2,232,306.00
Base Period Year 1	\$ 103,489,407.00	\$ 29,580,000.00	\$ 133,069,407.00
Base Period Year 2	\$ 114,422,176.02	\$ 36,102,139.98	\$ 150,524,316.00
Option Period 1	\$ 143,116,312.00	\$ 43,267,631.00	\$ 186,383,943.00
Option Period 2	\$ 166,928,061.00	\$ 52,580,000.00	\$ 219,508,061.00
<i>Option Period 3</i>	\$ <i>117,115,903.00</i>	\$ <i>35,580,000.00</i>	\$ <i>152,695,903.00</i>
Award Term 1	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 2	\$ 53,184,690.00	\$ 14,790,000.00	\$ 67,974,690.00
Award Term 3	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
Award Term 4	\$ 54,345,231.00	\$ 14,790,000.00	\$ 69,135,231.00
<i>Totals:</i>	\$ <i>849,156,224.99</i>	\$ <i>250,477,553.01</i>	\$ <i>1,118,633,778.00</i>