AMENDMENT OF SOLICITATION/M[illegible]ICATION OF CONTRACT		1. CONTRA[illegible]D CODE	PAGE 1 OF 2 PAGES
2. AMENDMENT/MODIFICATION NO. M113	3. EFFECTIVE DATE see block 16c	4. REQUISITION/PURCHASE REQ. NO. N/A	5. PROJECT NO.
6. ISSUED BY CODE U.S. Department of Energy Nevada Operations Office P.O. Box 98518 Las Vegas, NV 89193-8518		7. ADMINISTERED BY (If other than Item 6) CODE	

8. NAME AND ADDRESS OF CONTRACTOR (No, street, county, State and ZIP Code)

Bechtel Nevada
P.O. Box 98521
Las Vegas, NV 89193-8521

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(√)	9A. AMENDMENT OF SOLICITATION NO.
	9B. DATED (SEE ITEM 11)
X	10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC08-96NV11718
	10B. DATED (SEE ITEM 13) 01/01/96

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 © 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)

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

	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 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:
X	D. OTHER (Specify type of modification and authority) **Contract Clause B.3, "Estimated Cost and Fixed Fee"**

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

This modification incorporates the FY 2004 negotiated fee amount of $27,300,000 and revises Contract Clause B.7, "Re-Opening Fee Negotiations".

All other terms and conditions remain unchanged.

15A. NAME AND TITLE OF SIGNER (Type or print)		16. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
Frederick A. Tarantino **President & General Manager**		**Melody C. Bell** **Contracting Officer**	
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)	15C. DATE SIGNED 12/1/03	16B. UNITED STATES OF AMERICA BY [redacted] (Signature of Contracting Officer)	16C. DATE SIGNED

1. For the contract period stated herein, Section B., entitled, "Supplies or Services and Prices/Costs", is modified by adding the following to clause B.3, entitled, " Estimated Cost and Fee", to incorporate the FY 2003 negotiated fee:

   For the period October 1, 2003 through September 30, 2004:

Total Estimated Cost	$480,000,000
Fee Base	$411,371,250
Available Performance Fee	$ 27,300,000

2. Contract Clause B.7, "Re-Opening Fee Negotiations," is hereby incorporated into Part I, Section B, "Contract Clauses." Contract Clause B.7, "Re-Opening Fee Negotiations" is stated below in its entirety.

   B.7 RE-OPENING FEE NEGOTIATIONS

   In the event the Fee Base deviates, for the period October 1, 2003 through September 30, 2004, more than plus or minus 15% from the Fee Base as set forth in Contract Clause B.3, "Estimated Cost and Fee", the Contractor and the Government agree to negotiate an adjustment to the Available Performance Fee amount to reflect the impact of the deviation. Negotiations for the new Available Performance Fee amount will be conducted in accordance with DEAR Subpart 970.15, "Contract Negotiations," and consistent with the fee computation methodology for the period October 1, 2003 through September 30, 2004. In the event the parties are unable to reach agreement upon re-opening fee negotiations, the Government reserves the right to unilaterally establish the Available Performance Fee.

(END OF MODIFICATION)