

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		CONTRACT ID CODE	PAGE OF PAGES 1 2		
2. AMENDMENT/MODIFICATION NO. 0002		3. EFFECTIVE DATE 08/20/2010	4. REQUISITION/PURCHASE REQ. NO. REQ-4400-10-0062	5. PROJECT NO. (if applicable)	
6. ISSUED BY CONSUMER PRODUCT SAFETY COMMISSION 4330 EAST WEST HIGHWAY BETHESDA MD 20814		CODE CPSC	7. ADMINISTERED BY (if other than Item 6) CONSUMER PRODUCT SAFETY COMMISSION OFFICE OF HAZARD ID AND REDUCTION 4330 EAST WEST HIGHWAY ROOM 702 BETHESDA MD 20814		CODE EXHR
8. NAME AND ADDRESS OF CONTRACTOR (job, area, county, state and ZIP Code) NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY ATTN JEFFREY W GILMAN PHD 100 BUREAU DRIVE MS-8602 GAITHERSBURG MD 20899-8802			9A. AMENDMENT OF SOLICITATION NO.		
			9B. DATED (SEE ITEM 11)		
			X 10A. MODIFICATION OF CONTRACT/ORDER NO. CPSC-I-09-2024		
			10B. DATED (SEE ITEM 13) 08/20/2009		
CODE	FACILITY CODE				

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 16, 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)  
0100A09DPS 2009 3371200000 EXEMD04400 25280

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 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)
X	BILATERAL MODIFICATION, FAR 43.103(b)

15. IMPORTANT! Contractor  is not.  is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible)

DUNS Number: [REDACTED]  
IAG with NIST-BFRL

Modification No. 0002 extends the period of performance as follows:

ITEM #10, PERIOD OF PERFORMANCE, is extended through September 30, 2011.

The total amount of this agreement is not changed.

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 8A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Anthony Hamina		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Donna Hurton	
15B. CONTRACTING OFFICER [Signature] for A. Hamina (Signature of person authorized to sign)		15C. DATE SIGNED 8/30/10	
15D. UNITED STATES OF AMERICA		15E. DATE SIGNED 08/20/2010	
[Signature]		(Signature of Contracting Officer)	

HSN 7540-01-152-9070  
Previous edition unusable

STANDARD FORM 30 (REV. 10-83)  
Prescribed by GSA  
FAR (48 CFR) 53.243

## CONTINUATION SHEET

REFERENCE NO OF DOCUMENT BEING CONTINUED  
CPSC-I-09-0024/0002PAGE OF  
2 2NAME OF OFFEROR OR CONTRACTOR  
NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

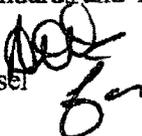
ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
0001	<p>Discount Terms: Net 30</p> <p>Payment: CONSUMER PRODUCT SAFETY COMMISSION DIVISION OF FINANCIAL SERVICES 4330 EAST WEST HWY ROOM 522 BETHESDA MD 20814</p> <p>FOB: Destination Period of Performance: 09/01/2009 to 09/30/2011</p> <p>Change Item 0001 to read as follows (amount shown is the obligated amount):</p> <p>IAG with NIST- Building and Fire Research Laboratory</p> <p>Performance Evaluations of Fire Safety Components Exposed to Emissions from Imported Drywall</p> <p>Vendor: NIST-BRFL Jason Averill Phone: 301-975-2585</p> <p>ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.</p>	1	EA	400,000.00	0.00



UNITED STATES DEPARTMENT OF COMMERCE  
Office of the General Counsel  
Washington, D.C. 20230

AUG 26 2010

MEMORANDUM FOR: Julie A. Weiblinger  
Receivables Manager  
National Institute of Standards and Technology

FROM: Barbara S. Fredericks   
Assistant General Counsel  
for Administration

SUBJECT: Second Modification to an Agreement  
between NIST and the CPSC  
(Agreement No. CPSC-1-09-0024, Tracking No. 355)

This provides clearance for the attached second modification to an existing agreement between the National Institute of Standards and Technology (NIST) and the Consumer Product Safety Commission (CPSC).<sup>1</sup> Modification Two is a no-cost time extension. The agreement, which transferred \$400,000 to NIST for performance evaluations of fire safety components exposed to drywall emissions, had a termination date of September 18, 2009, which was extended to September 1, 2010 by Modification One. The end-product will be a report of NIST's findings. The agreement becomes effective when signed by the parties and terminates on September 30, 2011.<sup>2</sup>

The agreement is proper pursuant to the Consumer Product Safety Act, 15 U.S.C. § 2078(d), which states:

The Commission shall, to the maximum extent practicable, utilize the resources and facilities of the National Institute of Standards and Technology, on a reimbursable basis, to perform research and analyses related to risks of injury associated with consumer products (including fire and flammability risks), to develop test methods, to conduct studies and investigations, and to provide technical advice and assistance in connection with the functions of the Commission.

NIST possesses programmatic authority to conduct the requested work pursuant to 15 U.S.C. § 278f, which authorizes NIST to conduct basic and applied fire research.

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<sup>1</sup> We did not initially review the underlying agreement or the first modification, but have reviewed these documents as part of clearance of Modification 2.

<sup>2</sup> Although CPSC transferred one-year funds that expired on September 30, 2009, CPSC considers the research non-severable and has determined that it would not receive a benefit without the final report evaluating and assessing the research. Accordingly, CPSC has established a *bona fide* need for use of Fiscal Year 2009 one-year funds for research that extends into Fiscal Year 2011.

If you have any questions about this matter, please contact Judith Means of my staff at (202) 482-0387.

Attachment