ACCEPTANCE NOTIFICATION

To

CONSUMER PRODUCT SAFETY COMMISSION
DIVISION OF PROCUREMENT SERVICES
4330 EAST WEST HWY
RM 517
BETHESDA, MD 20814-9932

The Agreement referenced above is:

Accepted

Rejected

Advance Required: Yes

Fiscal Year and Amount

- 2008 $ 91,000.00
- 2009 $ 110,000.00
- 2010 $ 45,000.00

Total Agreement Amount: $ 246,000.00

Remarks and Attachments:

THIS ORDER IS ACCEPTED IN ACCORDANCE WITH NIST STATUTORY AUTHORITY (15 USC 271-278k). THE AMOUNT STATED IS THE ESTIMATED COST. FINAL CHARGES WILL BE BASED ON ACTUAL COSTS INCURRED WHICH INCLUDE DIRECTLY RELATED EXPENSES AND APPROPRIATE CHARGES FOR INDIRECT AND ADMINISTRATIVE EXPENSES (15USC278b(a)). AS DETERMINED THROUGH THE NIST COST ACCOUNTING SYSTEM. IN THE EVENT THE ESTIMATED AMOUNT IS NOT SUFFICIENT TO COMPLETE THE WORK OR IF EXCESS FUNDS APPEAR TO BE AVAILABLE FOR RETURN, YOU WILL BE ADVISED AS EARLY AS POSSIBLE.

PLEASE ADVANCE FUND TO THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY WORKING CAPITAL FUND (13X4650). NIST IS AUTHORIZED TO REQUIRE AN ADVANCE TO ITS WORKING CAPITAL FUND BY 15 USC 275a.

NIST IS BILLING THRU THE IPAC SYSTEM.

ATTN: DODIE KESSLER

NOT APPLICABLE
AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE  3. EFFECTIVE DATE  4. REQUISITION/PURCHASE REQ. NO.  5. PROJECT NO. (if applicable)
0003 11/05/2009 REQ-4400-10-0001

6. ISSUED BY CODE  7. ADMINISTERED BY (if other than item 6) CODE
FMPS  FMPS

CONSUMER PRODUCT SAFETY COMMISSION  CONSUMER PRODUCT SAFETY COMMISSION
DIV OF PROCUREMENT SERVICES  DIV OF PROCUREMENT SERVICES
4330 EAST WEST HWY  4330 EAST WEST HWY
ROOM 517  ROOM 517
BETHESDA MD 20814  BETHESDA MD 20814

8. NAME AND ADDRESS OF CONTRACTOR (ie., street, city, State and ZIP Code)
NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
ATTN JEFFREY W GILMAN PHD
100 BUREAU DRIVE MS-8802
GATHERSBURG MD 20899-8602

9A. AMENDMENT OF SOLICITATION NO.  9B. DATED (SEE ITEM 13)

10A. MODIFICATION OF CONTRACT/ORDER NO.  CPSC-I-08-0017
10B. DATED (SEE ITEM 13)

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 as amended, by one of the following methods: (a) By completing Items 8 and 13, and returning copies of the amendment; (b) By acknowledging receipt of the 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 you elect to make any change permitted by this amendment, you desire to change an offer already submitted, such change may be made by the following means: (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.

12. ACCOUNTING AND APPROPRIATION DATA (if required)

10 PS EXH 4 400 31100 253A

Net Increase: $45,000.00

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACT/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 payee, 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:

D. OTHER (Specify type of modification and authority)

☐ AGREEMENT BETWEEN THE PARTIES

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: 929956050
Modification No. 0003 is being issued to Interagency Agreement CPSC-I-08-0017 between CPSC and the National Institute of Standards and Technology (NIST) to provide additional funding for Task B as stated in Modification No. 0002.

Additional funds in the amount of $45,000.00 are hereby provided.

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Continued...

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 13A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)

JOHN QUICK
Finance Operations Manager

15B. CONTRACTOR'S FEDERAL ID NO.

15C. DATE SIGNED  15D. UNITED STATES OF AMERICA

11/10/09

16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)

Donna Hutton

16B. UNITED STATES OF AMERICA

16C. DATE SIGNED

11/05/2009

STANDARD FORM 30 (REV. 10-83)
Prescribed by GSA
FAR (48 CFR) 52.243

NSN 7540-01-152-3070
Previous edition unusable
Discount Terms:
Net 30

Payment:
CONSUMER PRODUCT SAFETY COMMISSION
DIVISION OF FINANCIAL SERVICES
4330 EAST WEST HWY
ROOM 522
BETHESDA MD 20814

FOB: Destination

Change Item 0001 to read as follows (amount shown is the obligated amount):

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>SUPPLIES/SERVICES</th>
<th>QUANTITY</th>
<th>UNIT</th>
<th>UNIT PRICE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>0001</td>
<td>NIST SHALL PROVIDE TECHNICAL SUPPORT AND LABORATORY SERVICES FOR EVALUATING THE FLAMMABILITY OF MATTRESS SETS.</td>
<td>1</td>
<td>EA</td>
<td>246,000.00</td>
<td>45,000.00</td>
</tr>
</tbody>
</table>

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
INTERAGENCY AGREEMENT

BETWEEN THE

U.S. CONSUMER PRODUCT SAFETY COMMISSION

AND THE

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

CPSC-I-08-0017 Modification 3
(10/26/2009)

Standard for the Flammability (Open-Flame) of Mattress Sets. 16 CFR Part 1633

V. CPSC FURNISHED MATERIALS/EQUIPMENT

CPSC will provide all test samples and staff to conduct testing for Section X, Task A, as described in CPSC-I-08-0017. NIST will provide staff for Section X, Task B.

X. SCHEDULE OF TASK COST AND PERFORMANCE

B. Assessment of mattress tickings: NIST will evaluate the parameters believed to have the largest impact on the fire hazard created by open flame ignition of tickings. These parameters will include the open flame burn through time, flame spread velocity, and thermal penetration. The NIST developed testing device will be used to assess these performance and attributes of approximately 60 tickings. This work is to be completed within 10 months.

Funding in the amount of $110K has been provided using FY 2009 funds for the initial IAG with NIST for Mattress Test Work (16 CFR Part 1633)

CPSC-I-08-0017 Modification 3
1 of 2
period of performance.

Additional funds in the amount of $45K using FY 2010 funds will be provided.

Additional funds for this task or for completion of additional tasks may be provided as funds become available.

CPSC agrees to allow NIST to make adjustments as needed in the distribution of resources, as long as the total cost of the project is not increased and the project objectives are all met.

Funds for assessing the open-flame flammability of mattress tickings using a small-scale test method, technical/staff support, samples, and laboratory services and apparatus. $110,000

Additional funds to complete above task $45,000

XI. FUNDING

Additional funding for the period November 1, 2009 - August 31, 2010 is provided in the amount of $45,000 with CPSC FY-2010 funds to complete Task B under Section X.

CPSC 10 PS EXHR 4400 31100 253A