Modification No. 0004 is being issued to Interagency Agreement CPSC-I-08-0017 between CPSC and the National Institute of Standards and Technology (NIST) to extend the period of performance from September 1, 2011 to February 29, 2012. This 6-month extension will provide more time for CPSC to obtain the necessary testing materials from manufacturers.

This modification does not change the total amount of the Agreement.
## CONTINUATION SHEET

### NAME OF OFFEROR OR CONTRACTOR
NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

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### Payment:

CONSUMER PRODUCT SAFETY COMMISSION  
DIVISION OF FINANCIAL SERVICES  
4330 EAST WEST HWY, ROOM 522  
BETHESDA MD 20814  
ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
Modification #5 to an Agreement between CPSC and NIST (#CPSC-I-08-0017)

This provides clearance for the attached modification #5 to an agreement between the Consumer Product Safety Commission (CPSC) and the National Institute of Standards and Technology (NIST). Pursuant to the underlying agreement, CPSC transferred $91,000 in one-year funds, which expired on September 30, 2008, to NIST for mattress flammability tests. The underlying agreement terminates on September 11, 2013.

Modification #1 extended the period of performance for the work conducted under the underlying agreement by one year. Modification #2 added a new task to the work NIST was conducting and transferred $110,000 in one-year funds, which expired on September 30, 2009, for the new task. Modification #3 transferred an additional $45,000 in one-year funds, which expire on September 30, 2010, to fund what CPSC has stated is a new task of conducting mattress ticking flammability tests. Modification #4 extended the period of performance for the task issued in modification #3 from August 31, 2010 to August 31, 2011.2

The instant modification extends the period of performance to February 29, 2012. This six-month extension will provide more time for CPSC to obtain the necessary testing materials from manufacturers.

The modification 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.

1 This office did not clear the underlying agreement or modifications #1-3, but did clear modification #4 on June 25, 2010.
2 CPSC has stated that the work conducted under each task is non-severable and, as a result, the use of one-year funds past the period of availability is proper.
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.

If you have any questions about this matter, please contact Lydia Grunstra of my staff at (202) 482-6113.

Attachment