

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT

1. CONTRACT ID CODE

PAGE OF PAGES
1 7

2. AMENDMENT/MODIFICATION NO.

352

3. EFFECTIVE DATE

See Block 16C

4. REQUISITION/PURCHASE REQ. NO.

5. PROJECT NO. (If applicable)

6. ISSUED BY

CODE

OPOS

7. ADMINISTERED BY (If other than Item 6)

John F. Kennedy Space Center, NASA
Procurement Office
Kennedy Space Center, FL 32899

RECEIVED
SGS CONTRACT
06 AUG 24 PM 3:5

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

Space Gateway Support
2411 Dulles Corner Park, Suite 500
Herndon, VA 20171-3430

9A. AMENDMENT OF SOLICITATION NO.

9B. DATED (SEE ITEM 11)

10A. MODIFICATION OF CONTRACT/ORDER NO.

NAS10-99001

10B. DATED (SEE ITEM 13)

August 21, 1998

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 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.

1. 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:
Mutual Agreement of the Parties

D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor is not, is required to sign this document and return 3 copies to the issuing office.

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

This modification corrects mutual mistakes made on past descope modifications resulting in the incorrect deductions of earned award fee totaling \$264,346. Additional errors in earned award fee amounts totaling (\$33,551) including rounding errors of (\$28,000) and other miscellaneous errors of (\$5,551) are also corrected by this modification. The total contract adjustment for earned award fee is \$230,795. Available award fee is adjusted by \$6,066 to correct for miscellaneous errors (placement, typos, rounding) which do not impact earned award fee. A summary of the adjustments made are presented on page 2.

This change revises Article B-3, Contract Value, Article B-4, Award Fee, and Article G-2, Contract Funding, as shown on attached pages, to reflect this increase.

In consideration of the modification agreed to herein as complete equitable adjustment for the contractor's certified claim for adjustment, the contractor hereby releases the government from any and all liability under this contract for further equitable adjustments attributable to such facts and circumstances giving rise to the certified claim.

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

Victoria G. Lockard
Director, Contracts

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

Bryce D. Collins
Contracting Officer

15B. CONTRACTOR/OFFEROR

15C. DATE SIGNED

8/24/06

16B. UNITED STATES OF AMERICA

16C. DATE SIGNED

8/24/06

ARTICLE B-3 CONTRACT VALUE			
Basic Period Sep 98-30 Sep 03			
The contract value is summarized below:			
Contract Period	Estimated Cost	Available Award Fee*	Contract Value
Phase-In Period (Sept 1998)	\$1,113,486		1,113,486
Basic Period Thru 352			
10/01/98-09/30/00	\$396,406,378	\$23,183,402	419,589,780
Neg. Cost Overrun MOD 135	\$9,200,000	\$0	9,200,000
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$3,797	3,797
Total FY99-FY00	\$405,606,378	\$23,187,199	428,793,577
(10/01/00-09/30/01)	\$215,635,118	\$13,048,274	228,683,392
Neg. Cost Overrun MOD 135	\$18,804,377	\$0	18,804,377
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$58,494	58,494
Total FY01	\$234,439,495	\$13,106,768	247,546,263
(10/01/01-09/30/02)	\$234,055,207	\$14,045,933	248,101,140
Neg. Cost Overrun MOD 135	\$19,865,904	\$0	19,865,904
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$52,379	52,379
Total FY02	\$253,921,111	\$14,098,312	268,019,423
(10/01/02-09/30/03)	\$247,365,902	\$15,301,394	262,667,296
Neg. Cost Overrun MOD 135	\$22,426,471	\$0	22,426,471
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$56,017	56,017
Total FY03	\$269,792,373	\$15,357,411	285,149,784
TOTAL BASIC PERIOD	\$1,164,872,843	\$65,749,690	1,230,622,533
Option Period 1 Oct 03 - 30 Sept 04			
Option 1A (10/01/03-09/30/04)	\$244,075,599	\$15,317,728	259,393,327
Neg. Cost Overrun MOD 135	\$22,135,767	\$0	22,135,767
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$35,075	35,075
Total FY04	\$266,211,366	\$15,352,803	281,564,169
Option 3BA (10/01/03-09/30/04)	\$2,322,030	\$185,762	2,507,792
Option 5BA (10/01/03-09/30/04)	\$321,092	\$25,687	346,779
TOTAL OPTION 1A PERIOD	\$268,854,488	\$15,564,252	284,418,740

Option Period 1 Oct 04 - 30 Sept 06			
Contract Period	Estimated Cost	Available Award Fee*	Contract Value
Options Thru Mod 352			
OPTION 1B			
(10/01/04-09/30/05)	\$278,178,057	\$16,996,916	295,174,973
Neg. Cost Overrun MOD 135	\$25,895,945	\$0	25,895,945
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$25,033	25,033
Total FY05	\$304,074,002	\$17,021,949	321,095,951
(10/01/05-09/30/06)	\$275,532,809	\$16,489,265	292,022,074
Neg. Cost Overrun MOD 135	\$29,101,654	\$0	29,101,654
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No.			0
Total FY06	\$304,634,463	\$16,489,265	321,123,728
Option 3BB			
10/01/04-09/30/05	\$2,391,149	\$191,292	2,582,441
10/01/05-09/30/06	\$2,477,883	\$198,231	2,676,114
Total Option 3BB	\$4,869,032	\$389,523	5,258,555
Option 5BB			
10/01/04-09/30/05	\$331,342	\$26,507	357,849
10/01/05-09/30/06	\$331,781	\$26,542	358,323
Total Option 5BB	\$663,123	\$53,049	716,172
TOTAL OPTION 1B Period	\$614,240,620	\$33,953,786	648,194,406
TOTAL CONTRACT			
VALUE SEP98-SEP06	\$2,047,967,951	\$115,267,728	2,163,235,679
*Earned fees for past periods plus the available fees for future periods.			
Exercised options are moved above the Total Contract Value Line.			
Option Periods 1 Oct 06 - 30 Sep 08			
Contract Period	Estimated Cost	Available Award Fee*	Contract Value
OPTION 1C			
(10/01/06-9/30/07)	\$267,710,203	\$17,565,637	285,275,840
Neg. Cost Overrun MOD 135	\$31,867,270	\$0	31,867,270
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	\$1,000	1,000
Total FY07	\$299,577,473	\$17,566,637	317,144,110
(10/01/07-9/30/08)	\$274,574,925	\$18,004,552	292,579,477
Neg. Cost Overrun MOD 135	\$33,448,837	\$0	33,448,837
Cost Overrun	\$0	\$0	0
Mod No. Cost Overrun			0
Mod No. 352	\$0	(\$1,000)	(1,000)
Total FY08	\$308,023,762	\$18,003,552	326,027,314

	Option Periods 1 Oct 06 - 30 Sep 08 Cont.		
Option 3BC			
10/01/06-09/30/07	\$2,539,810	\$203,185	2,742,995
10/01/07-09/30/08	\$2,621,598	\$209,728	2,831,326
Total Option 3BC	\$5,161,408	\$412,913	5,574,321
Option 4BB			
10/01/04-09/30/05	\$0	\$0	0
10/01/05-09/30/06	\$0	\$0	0
Total Option 4BB	\$0	\$0	0
Option 4BC			
10/01/06-09/30/07	\$775,654	\$62,053	837,707
10/01/07-09/30/08	\$775,654	\$62,052	837,706
Total Option 4BC	\$1,551,308	\$124,105	1,675,413
Option 5BC			
10/01/06-09/30/07	\$332,204	\$26,576	358,780
10/01/07-09/30/08	\$341,511	\$27,321	368,832
Total Option 5BC	\$673,715	\$53,897	727,612
TOTAL OPTION 1C Period	\$614,987,666	\$36,161,104	651,148,770
TOTAL CONTRACT			
VALUE INC. OPTIONS	\$2,662,955,617	\$151,428,832	2,814,384,449
*Earned fees for past periods plus the available fees for future periods			
Exercised options are moved above the Total Contract Value Line.			

ARTICLE B-4 AWARD FEE

The amount of award fee earned, if any, shall be determined in accordance with Section J, Attachment J-8, Award Fee Evaluation Plan, and other provisions of this contract as applicable. The following specifies by award fee period the amount of available award fee, the amount of earned award fee, and the award fee score.

AF P	BASIC PERIOD OF PERFORMANCE		Available Award Fee Through Mod 346	Total Award Fee For Mod 352	Adjusted Available Award Fee	Earned Award Fee Mod 350	Earned Award Fee Mod 352	Earned Award Fee	Award Fee Score and Mod
1	10/01/98	03/31/99	\$7,681,869		\$7,681,869	\$6,132,255	\$13,889	\$6,146,144	80% Mod 15
2	04/01/99	09/30/99	\$6,033,858		\$6,033,858	\$4,840,776	(\$14,111)	\$4,826,665	80% Mod 36
3	10/01/99	03/31/00	\$7,830,934	6,066	\$7,837,000	\$6,730,849	\$190	\$6,731,039	86% Mod 57
4	04/01/00	09/30/00	\$6,451,003		\$6,451,003	\$5,479,523	\$3,829	\$5,483,352	85% Mod 75
5	10/01/00	03/31/01	\$7,589,239		\$7,589,239	\$6,755,525	(\$591)	\$6,754,934	89% Mod 99
6	04/01/01	09/30/01	\$6,976,249		\$6,976,249	\$6,292,749	\$55,639	\$6,348,388	91%Mod118
7	10/01/01	03/31/02	\$5,863,642		\$5,863,642	\$5,332,324	\$4,084	\$5,336,408	91%Mod127
8	04/01/02	09/30/02	\$9,798,867		\$9,798,867	\$8,713,609	\$51,747	\$8,765,356	92%Mod147
9	10/01/02	03/31/03	\$8,121,627		\$8,121,627	\$7,603,896	\$31,072	\$7,634,968	94%Mod167
10	04/01/03	09/30/03	\$8,128,883		\$8,128,883	\$7,697,496	\$24,943	\$7,722,439	95%Mod194
11	10/01/03	03/31/04	\$7,899,316	\$1	\$7,899,317	\$7,563,380	\$19,963	\$7,583,343	96%Mod220
12	04/01/04	09/30/04	\$8,227,738		\$8,227,738	\$7,965,797	\$15,109	\$7,980,906	97%Mod248
13	10/01/04	03/31/05	\$9,788,478	(\$340)	\$9,788,138	\$9,092,332	\$10,951	\$9,103,283	93%Mod 283
14	04/01/05	09/30/05	\$8,941,170	\$342	\$8,941,512	\$8,122,384	\$14,081	\$8,136,465	91%Mod325
15	10/01/05	03/31/06	\$9,720,845	(\$1)	\$9,720,844	\$7,971,093		\$7,971,093	82%Mod350
16	04/01/06	09/30/06	\$8,742,945		\$8,742,945				
	BASIC SUBTOTAL		\$127,796,663	\$6,068	\$127,802,731			\$115,267,728	Earned & Available
	OPTION PERIOD								
17	10/01/06	03/31/07	\$8,773,849	(\$1)	\$8,773,848				
18	04/01/07	09/30/07	\$8,792,790	(\$1)	\$8,792,789				
19	10/01/07	03/31/08	\$8,991,826	(\$2)	\$8,991,824				
20	04/01/08	09/30/08	\$9,011,725	\$2	\$9,011,727				
	OPTION SUBTOTAL		\$35,570,190	(\$2)	\$35,570,188				
	GRAND TOTAL		\$163,366,853	\$6,066	\$163,372,919				

ARTICLE G-2		CONTRACT FUNDING				
Pursuant to FAR Clause 52.232.22, Limitation of Funds, funds presently allotted to this contract and the period through which they are estimated to be adequate are specified in the table below:						
The below table is created with the beginning values based on modification 314						
<u>As of MOD</u>	<u>Contract Value</u>	<u>Funded Cost</u>	<u>Funded Fee</u>	<u>Total Funded Cost/Fee</u>	<u>ADEQUATE THROUGH</u>	
Subtotal as of Mod 314	\$2,167,434,213	\$1,756,421,206	\$141,531,159	\$ 1,897,952,365	12/9/2005	
315	\$1,035,074					
316	\$351,698					
317	\$186,502					
318	(\$176,269)					
319	\$221,637					
320		3,379,977	270,398	\$ 3,650,375		
322	\$70,715					
324		\$8,092,038	\$647,363	\$ 8,739,401		
325	(\$909,331)					
326	(\$4,201,097)					
328	\$160,624					
329		\$9,362,802	\$749,024	\$ 10,111,826	1/3/2006	
330	\$164,916					
331	\$1,484,997					
332		\$40,262,731	\$3,221,019	\$ 43,483,750	2/14/2006	
335		\$4,697,200	\$375,776	\$ 5,072,976	3/1/2006	
336	\$96,547					
337	(\$2,236,402)					
338	\$83,413					
339	\$541,892					
340		\$92,504,150	\$7,400,332	\$ 99,904,482	6/23/2006	
343	\$445,507					
346		\$19,335,447	\$1,546,836	\$ 20,882,283	7/18/2006	
349		\$23,832,061	\$1,906,565	\$ 25,738,626	8/10/2006	
350	(\$1,749,752)					
351		\$6,063,760	\$485,101	\$ 6,548,861	8/17/2006	
352	\$230,795					
TOTAL	\$2,163,235,679	\$1,963,951,372	\$158,133,573	\$2,122,084,945		