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| AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT | | 1. CONTRACT ID CODE | PAGE OF PAGES 1 4 | |
| 2. AMENDMENT/MODIFICATION NO. 000011 | 3. EFFECTIVE DATE See Block 16C | 4. REQUISITION/PURCHASE REQ. NO. | 5. PROJECT NO. (If applicable) | |
| 6. ISSUED BY NASA/Goddard Space Flight Center Procurement Operations Division Greenbelt MD 20771 | CODE GSFC | 7. ADMINISTERED BY (If other than Item 6) NASA/Goddard Space Flight Center Procurement Operations Division Mission Enabling Procurement Office Code 210.4 Greenbelt MD 20771 | CODE GSFC | |
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) MERLIN TECHNICAL SOLUTIONS 4B INVERNESS COURT E STE 100 ENGLEWOOD CO 80112-5324 | | (x) 9A. AMENDMENT OF SOLICITATION NO. | 9B. DATED (SEE ITEM 11) | |
| CODE 1XAZ0 | FACILITY CODE | x 10A. MODIFICATION OF CONTRACT/ORDER NO. NNG07DA23B | 10B. DATED (SEE ITEM 13) 04/30/2007 | |

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.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

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

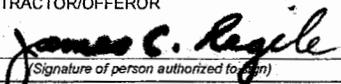
| | |
|---------------|---|
| CHECK ONE | A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A. |
| | B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying 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: |
| X | D. OTHER (Specify type of modification and authority) Contract Terms and Conditions-Commercial Items 52.212-4(c) Changes |
| E. IMPORTANT: | Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return <u>2</u> copies to the issuing office. |

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

The purpose of this modification is to incorporate updated applicable FAR clauses, revise, update and correct current information and clauses into the contract.

See page 2 accordingly,

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

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|---|--|
| 15A. NAME AND TITLE OF SIGNER (Type or print) James C. Regele, COO | 16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Lashawn K. Davis |
| 15B. CONTRACTOR/OFFEROR  (Signature of person authorized to sign) | 15C. DATE SIGNED 3/23/11 |
| 16B. UNITED STATES OF AMERICA  (Signature of Contracting Officer) | 16C. DATE SIGNED 4/8/11 |

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Modification 11

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The contract is being updated and revised as follows:

1. The following information is being updated and corrected as follows:

I. CONTRACT TERMS AND CONDITIONS—COMMERCIAL ITEMS 52.212-4 (JUN 2010) Updated from (FEB 2007)

ADDENDUM 1 – SCHEDULE AND ADDITIONAL CLAUSES:

A.1.29. OMBUDSMAN (1852.215-84) – ALTERNATE (JUN 2000)

(b) If resolution cannot be made by the contracting officer, interested parties may contact the installation ombudsman,

Delete in its entirety:

Dorothy C. Perkins at:

Goddard Space Flight Center

Mailstop 100

Greenbelt, MD 20771

Business Phone: 301-286-5066/ Fax Number: 301-286-1714

E-mail address: Dorothy.C.Perkins@nasa.gov

Replace with:

Nancy A. Abell at:

Goddard Space Flight Center

Mailstop 100

Greenbelt, MD 20771

Business Phone: 301-286-5867/Fax Number: 301-286-1714

Email address: Nancy.A.Abell@nasa.gov

A.1.30. SAFETY AND HEALTH (SHORT FORM) (52.223-72) (APR 2002)- Correct the clause reference as follows:

FROM:

52.223-72

TO:

1852.223-72

A.1.39 SECURITY REQUIREMENTS FOR UNCLASSIFIED INFORMATION TECHNOLOGY RESOURCES (MAY 2007) Updated from (NOV 2004)

2. SECTION II. CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS – COMMERCIAL ITEMS (52.212-5) (JUL 2010) Updated from (NOV 2006)

The following Clauses incorporated by reference are being added to the contract:

52.204-10 – REPORTING EXECUTIVE COMPENSATION AND FIRST-TIER SUBCONTRACT AWARDS (JUL 2010)

52.204-11- AMERICAN RECOVERY AND REINVESTMENT ACT – REPORTING REQUIREMENTS (JULY 2010)

52.219-28 – POST-AWARD SMALL BUSINESS PROGRAM REREPRESENTATION (APR 2009)

52-225-13- RESTRICTIONS ON CERTAIN FOREIGN PURCHASES (JUN 2008)

The following Clauses incorporated by reference are updated as follows:

52.219-9 SMALL BUSINESS SUBCONTRACTING PLAN (JUL 2010) **Updated from (SEP 2006)**

52.222-26 EQUAL OPPORUNITY (MAR 2007) **Updated from (APR 2002)**

52.222-39 NOTIFICATION OF EMPLOYEE RIGHTS CONCERNING PAYMENT OF UNION DUES OR FEES (DEC 2004) **(REMOVED AND RESERVED)**

52.225-5 TRADE AGREEMENTS (AUG 2009) **Updated from (NOV 2006)**

52.225-13 RESTRICTIONS ON CERTAIN FOREIGN PURCHASES (JUN 2008) **Updated from (FEB 2006)**

CHANGE FROM:

**CLAUSE 52.232-34 PAYMENT BY ELECTRONIC FUNDS TRANSFER – OTHER THAN CENTRAL CONTRACTOR
REGISTRATION**

TO :

**CLAUSE 52-232-33 PAYMENT BY ELECTRONIC FUNDS TRANSFER – CENTRAL CONTRACTOR
REGISTRATION**

3. ADDENDUM 2 – LIST OF DOCUMENTS, EXHIBITS, AND OTHER ATTACHMENTS

LIST OF ATTACHMENTS

Delete: Attachment G – IT SECURITY PLAN AND ASSESSMENT PLANS in its entirety. This attachment was for use in the solicitation phase of this requirement and is no longer applicable.

5. All other terms and conditions of the contract remain unchanged.

END OF MODIFICATION

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| AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT | | 1. CONTRACT ID CODE | PAGE OF PAGES 1 3 |
| 2. AMENDMENT/MODIFICATION NO. 000012 | 3. EFFECTIVE DATE See Block 16C | 4. REQUISITION/PURCHASE REQ. NO. | 5. PROJECT NO. (if applicable) |
| 6. ISSUED BY NASA/Goddard Space Flight Center Procurement Operations Division Greenbelt MD 20771 | CODE GSFC | 7. ADMINISTERED BY (if other than Item 6) NASA/Goddard Space Flight Center Procurement Operations Division Mission Enabling Procurement Office Code 210.4 Greenbelt MD 20771 | CODE GSFC |
| 8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) MERLIN TECHNICAL SOLUTIONS 4B INVERNESS COURT E STE 100 ENGLEWOOD CO 80112-5324 | | (x) 9A. AMENDMENT OF SOLICITATION NO. | 9B. DATED (SEE ITEM 11) |
| CODE 1XAZ0 | FACILITY CODE | X 10A. MODIFICATION OF CONTRACT/ORDER NO. NNG07DA23B | 10B. DATED (SEE ITEM 13) 04/30/2007 |
| 11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS | | | |
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| X | D. OTHER (Specify type of modification and authority) Contract Terms and Conditions--Commercial Items 52.212-4(c) Changes | | |
| E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return 2 copies to the issuing office. | | | |
| 14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) | | | |

The purpose of this modification is to update and provide additional clauses to the contract.

See page 2 accordingly,

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

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|--|-----------------------------|--|-----------------------------|
| 15A. NAME AND TITLE OF SIGNER (Type or print) James C. Regale, COO | | 18A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Natesa Robinson | |
| 15B. CONTRACTOR/OFFEROR James C. Regale (Signature of person authorized to sign) | 15C. DATE SIGNED 5/20/11 | 18B. UNITED STATES OF AMERICA Natesa Robinson (Signature of Contracting Officer) | 18C. DATE SIGNED 5/24/11 |

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Modification 12

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The contract is being updated and revised as follows:

1. The following Clause is being updated as follows:

SECTION II. CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS – COMMERCIAL ITEMS (52.212-5) (APR 2011) Updated from (JUL 2010)

2. The following Clauses are being added to the contract:

52.223-15 Energy Efficiency in Energy-Consuming Products.

As prescribed in 23.206, insert the following clause:

ENERGY EFFICIENCY IN ENERGY-CONSUMING PRODUCTS (DEC 2007)

(a) *Definition.* As used in this clause—

“Energy-efficient product”—

(1) Means a product that—

(i) Meets Department of Energy and Environmental Protection Agency criteria for use of the Energy Star trademark label; or

(ii) Is in the upper 25 percent of efficiency for all similar products as designated by the Department of Energy’s Federal Energy Management Program.

(2) The term “product” does not include any energy-consuming product or system designed or procured for combat or combat-related missions (42 U.S.C. 8259b).

(b) The Contractor shall ensure that energy-consuming products are energy efficient products (*i.e.*, ENERGY STAR® products or FEMP-designated products) at the time of contract award, for products that are—

(1) Delivered;

(2) Acquired by the Contractor for use in performing services at a Federally-controlled facility;

(3) Furnished by the Contractor for use by the Government; or

(4) Specified in the design of a building or work, or incorporated during its construction, renovation, or maintenance.

(c) The requirements of paragraph (b) apply to the Contractor (including any subcontractor) unless—

- (1) The energy-consuming product is not listed in the ENERGY STAR® Program or FEMP; or
- (2) Otherwise approved in writing by the Contracting Officer.
- (d) Information about these products is available for—
 - (1) ENERGY STAR® at <http://www.energystar.gov/products>; and
 - (2) FEMP at http://www1.eere.energy.gov/femp/procurement/cep_requirements.html.

(End of clause)

52.223-16 IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products.

As prescribed in 23.706(b)(1), insert the following clause:

IEEE 1680 STANDARD FOR THE ENVIRONMENTAL ASSESSMENT OF PERSONAL COMPUTER PRODUCTS (DEC 2007)

(a) *Definitions.* As used in this clause—

“Computer monitor” means a video display unit used with a computer.

“Desktop computer” means a computer designed for use on a desk or table.

“Notebook computer” means a portable-style or laptop-style computer system.

“Personal computer product” means a notebook computer, a desktop computer, or a computer monitor, and any peripheral equipment that is integral to the operation of such items. For example, the desktop computer together with the keyboard, the mouse, and the power cord would be a personal computer product. Printers, copiers, and fax machines are not included in peripheral equipment, as used in this definition.

(b) Under this contract, the Contractor shall deliver, furnish for Government use, or furnish for contractor use at a Government-owned facility, only personal computer products that at the time of submission of proposals were EPEAT Bronze registered or higher. Bronze is the first level discussed in clause 1.4 of the IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products.

(c) For information about the standard, see www.epeat.net.

(End of clause)

3. All other terms and conditions of the contract remain unchanged.

END OF MODIFICATION

NNG07DA23B

Modifications 1-10 and 13 are for Administrative purposes only and therefore they are not included in this download.