

MODIFICATION NO. 1
TO
BASIC ORDERING AGREEMENT BETWEEN
CHERRY BEKAERT LLP

AND

ALLIANCE FOR SUSTAINABLE ENERGY, LLC
MANAGEMENT AND OPERATING CONTRACTOR FOR THE
NATIONAL RENEWABLE ENERGY LABORATORY (NREL) ON BEHALF OF DEPARTMENT OF
ENERGY (DOE) INTEGRATED CONTRACTOR PURCHASING TEAM (ICPT)

BASIC ORDERING AGREEMENT

AGR-2021-21101

PERIOD OF PERFORMANCE

BOA Award through **10/27/22: (plus three (3) optional twelve (12) month periods if exercised)**

This Basic Ordering Agreement (BOA) between [Cherry Bekaert LLP](#) (Vendor, hereinafter "Seller") and [Alliance for Sustainable Energy, LLC Management and Operating Contractor for the National Renewable Energy Laboratory \(NREL\)](#) is entered into to provide services to Department Of Energy (DOE) Contractors and authorized Subcontractors in accordance with the following:

1. This BOA includes services listed in Attachment A.
2. This BOA is for DOE Prime Contractors (hereinafter collectively referred to as "Contractor").
3. This BOA may also be used by DOE Subcontractors with written authorization of the ICPT Chair.
4. The pricing is in accordance with Attachment B.
5. General Terms and Conditions (04/2016) are included in Attachment C, and made a part herein.

The parties agree that Contractors may place orders under this BOA and receive the appropriate discounted price. Each DOE Contractor shall place its own Orders under this BOA and shall be direct-billed accordingly.

REVISION:

Basic Ordering Agreement No. AGR-2021-21101 is modified as indicated below and above in bold italics to exercise Option Period 1 through 10/27/22.

ARTICLE 1 – SCOPE OF WORK

The Seller agrees to provide services as described in Attachment A that Contractor may order during the Period Of Performance (POP) of this BOA.

ARTICLE 2 – PERIOD OF PERFORMANCE (POP)

The Period of Performance of this BOA, unless sooner reduced, terminated or extended in accordance with the terms and conditions of this BOA, shall commence upon **BOA Award (10/28/20)** and end **10/27/22 (through Option Period 1)**.

Option to Extend Term of BOA: Contractor may extend the term of this BOA by giving written notice to Seller by the date specified as the expiration date of this BOA. The exercise of an option to extend the term of this BOA shall be accomplished by a unilateral written modification issued by Contractor.

The term of this BOA may be extended pursuant to this clause for up to **four (4)** years beyond the initial term. Such extension may be made from time to time or in one modification.

ARTICLE 3 – DELIVERY / PAYMENT

The work specified in Article 1 shall be completed and delivered as follows:

- Payment Terms: **NET 30 days** from receipt of an accurate invoice.

- Applicable labor category(ies) (as listed under Attachment B – Prices) as well as quantity of hours and schedule shall be negotiated for each order under this BOA.

ARTICLE 4 – FIXED PRICES / DISCOUNT SCHEDULE

The Contractor shall be entitled to purchase services listed in Attachment A at the fixed labor rates identified in Attachment B. The prices identified in Attachment B are firm for the effective POP of this BOA, unless otherwise agreed by the Parties.

ARTICLE 5 – ADMINISTRATIVE

Contractor BOA Administrator's Address is as follows:

Joann V. Sheldon, Sr. Subcontract Administrator
National Renewable Energy Laboratory (NREL)
15013 Denver West Parkway | MS RSF 030 |
Golden, CO 80401
Joann.sheldon@nrel.gov
303-384-7381

Seller BOA Administrator's Address is as follows:

Nick Stone, CPA / Partner
Cherry Bekaert LLP
200 South 10th Street, Suite 900
Richmond, VA 23219-4091
NStone@cbh.com
919-782-1040

All Orders placed hereunder shall reference this BOA No.

ARTICLE 7 – RESERVED

ARTICLE 8 – SITE SPECIFIC TERMS AND CONDITIONS

The Seller acknowledges that the Contractor may have requirements unique to its site, mission, and/or geographic location. Therefore, the Seller agrees that the Contractor placing an Order under this BOA reserves the right to incorporate its own Site-Specific Terms & Conditions relative to Environmental Safety and Health considerations as well as FAR, DEAR, or other applicable regulations and laws.

ARTICLE 9 – LIST OF ATTACHMENTS

Attachment A – Statement of Work entitled “Integrated Contractor Purchasing Team (ICPT): Strategic Partnership Projects (SPP) Cost Audit and Testing Services” dated 08/26/20

Attachment B – Pricing

Attachment C – ICPT BOA GENERAL TERMS AND CONDITIONS FOR COMMERCIAL ITEMS AND SERVICES DOE CONTRACTORS (04/2016), available at: <https://icpt.doe.gov/tools/terms-conditions/>

Attachment D – Reserved

Except as provided herein, all other terms and conditions of this Basic Ordering Agreement shall remain in full force and effect.

ALLIANCE FOR SUSTAINABLE ENERGY, LLC MANAGEMENT AND OPERATING CONTRACTOR FOR THE NATIONAL RENEWABLE ENERGY LABORATORY (NREL)

BY:

TITLE: Joann V. Sheldon, Sr. Subcontract Administrator

DATE: 11/10/21
