

**AMENDMENT NO. X**

**to**

**COOPERATIVE RESEARCH AND DEVELOPMENT AGREEMENT**

**BETWEEN**

**COOPERATOR NAME**

**AND**

**EPA CENTER/OFFICE**

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

This "Amendment No. X" is entered into by and between Cooperator Name, a XXXX corporation with a principal place of business at Address (“the Cooperator”), and the EPA Center/Office (“the Center”) on behalf of the U.S. Environmental Protection Agency (“EPA” or the “Agency”) under the authority of Title 15, United States Code § 3710a, et seq. (commonly known as the Federal Technology Transfer Act of 1986).

**WITNESSETH:**

1. **WHEREAS**, the Cooperator and the EPA Center/Office executed a Cooperative Research and Development Agreement No. XXXX-XX effective Date ("Agreement");
2. **[Use if applicable; otherwise delete] WHEREAS**, EPA’s Office of Research and Development underwent a reorganization on September 29, 2019, and the previous Laboratories were merged into new Centers, and in which the Lab Name was reorganized into the Center Name;
3. **[Use if applicable; otherwise delete] WHEREAS**, the Cooperator’s principal place of business changed from Address 1 to Address 2;
4. **[Use if applicable; otherwise delete] WHEREAS**, the Cooperator and the Center want to amend the Agreement and the Statement of Work (“SOW”) to update/modify tasks;
5. **[Use if applicable; otherwise delete] WHEREAS**, the Cooperator and the Center want to extend the duration of the Agreement an additional XX months from the original expiration date of Date, to a new expiration date of Date, to account for delays due to XXXX;
6. **[Use if applicable; otherwise delete] WHEREAS**, the Cooperator and the Center want to replace the original SOW with the amended SOW attached hereto as Attachment 1;
7. **WHEREAS**, the Center views its continued cooperation with the Cooperator to be in furtherance of the public interest.

 **NOW, THEREFORE**, the parties amend the Agreement as follows [Note: these should provide the specific changes associated with each Whereas mentioned above]:

1. In the first paragraph and throughout the entire document, replace “Lab Name”, “Acronym”, and “the Laboratory” with “New Center Name”, “Acronym”, and “the Center”, respectively.
2. In the first paragraph, the Cooperator’s principal place of business is amended to read “New Address”.
3. [Modify as necessary] Article 2.1 Statement of Work is amended to read: “Cooperative research and development work performed under this Agreement shall be performed in accordance with the Statement of Work (“SOW”) attached hereto as Attachment A, as modified by the amended SOW attached hereto and incorporated into this Agreement as Attachment B. The SOW sets forth a “period of performance.” The Center and the Cooperator agree to perform the cooperative research and development work and to utilize such personnel, resources, facilities, equipment, skills, know-how and information as is reasonably necessary.”
4. [Use if applicable; otherwise delete] Article 4.1 Transfer of Funds is amended to read: “The Cooperator agrees to pay $XXXX per full year the agreement is in effect to EPA for the performance of research specified in Article X and the SOW in Attachment A, as modified by the amended SOW attached hereto and incorporated into this Agreement as Attachment B. A check payable to the U.S Environmental Protection Agency (EPA) must be delivered to EPA before work can be initiated by the Laboratory. The check (made payable to U.S. Environmental Protection Agency) shall be mailed to:

U.S. Environmental Protection Agency

FOIA and Miscellaneous Payments

Cincinnati Finance Center

P.O. Box 979078

St. Louis, MO 63197-9000

The check shall be accompanied by a copy of the first page of this Agreement, the signature page of this Agreement, and the SOW in Attachment A, as modified by the amended SOW attached hereto and incorporated into this Agreement as Attachment B.

Wire transfers should be directed to the Federal Reserve Bank of New York

Federal Reserve Bank of New York

ABA = 021030004

Account = 68010727

SWIFT address = FRNYUS33

33 Liberty Street

New York NY 10045

Field Tag 4200 of the Fedwire message should read “D 68010727 Environmental Protection Agency”.

1. Article 12.2 Duration is amended to read: “This Agreement shall remain in effect for a period of XXX years and XXX months from the effective date.” [Note: effective date is the original signature date of the original CRADA]
2. All other provisions of the Agreement shall remain in force and effect.

**IN WITNESS WHEREOF**, the Parties have caused this Amendment No. 1 to be executed by their duly authorized representatives as follows:

**FOR THE EPA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Name

 Director

 Center Name

**FOR COOPERATOR**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Name

 Title

 Cooperator Name

Signed Agreements sent to:

Kathleen Graham

FTTA Program Coordinator

Graham.kathleen@epa.gov

(303) 312-6137

FTTA@epa.gov