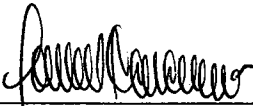



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FORM CD-451 (REV 10/98)		U.S. DEPARTMENT OF COMMERCE			X GRANT		COOPERATIVE AGREEMENT	
AMENDMENT TO FINANCIAL ASSISTANCE AWARD		ACCOUNTING CODE						
		See Attached						
		AWARD NUMBER 60-50-M09067						
RECIPIENT NAME Office of the Governor - American Samoa		AMENDMENT NUMBER 3						
STREET ADDRESS A.P. Lutali Executive Office Building Utulei 3rd Floor		EFFECTIVE DATE SEP 28 2010						
CITY, STATE ZIP Pago Pago, AS 96799		EXTEND WORK COMPLETION TO February 14, 2015						
CFDA NO. AND PROJECT TITLE: 11.558 American Recovery and Reinvestment Act - SBDD - Office of the Governor -American Samoa								
COSTS ARE REVISED AS FOLLOWS:		PREVIOUS ESTIMATED COST		ADD		DEDUCT		TOTAL ESTIMATED COST
FEDERAL SHARE OF COST		\$1,057,581.00		\$842,915.00		\$0.00		\$1,900,496.00
RECIPIENT SHARE OF COST		\$64,396.00		\$218,517.00		\$0.00		\$282,913.00
TOTAL ESTIMATED COST		\$1,121,977.00		\$1,061,432.00		\$0.00		\$2,183,409.00
REASON(S) FOR AMENDMENT This Grant is hereby amended to provide addtiional Federal funding in the amount of \$842,915.00 to complete the project to map broadband availability for five (5) years and engage in broadband planning activities for five(5) years for American Samoa, pursuant to the American Recovery and Reinvestment Act of 2009 and the Broadband Data Improvement Act. Awards made pursuant to the State Broadband Data and Development Grant Program are available only to the single eligible entity designated by each State. Revised SAC #3 Federal Program Officer contact information.								
ALL PREVIOUS TERMS AND CONDITIONS REMAIN IN EFFECT.								
This Amendment approved by the Grants Officer is issued in triplicate and constitutes an obligation of Federal funding. By signing the three documents, the Recipient agrees to comply with the Amendment provisions checked below and attached, as well as previous provisions incorporated into the Award. Upon acceptance by the Recipient, two signed Amendment documents shall be returned to the Grants Officer and the third document shall be retained by the Recipient. If not signed and returned without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Amendment.								
<input checked="" type="checkbox"/> Special Award Conditions <input checked="" type="checkbox"/> Line Item Budget Other:								
SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER							DATE	
Joyce Brigham 							SEP 27 2010	
TYPED NAME, TYPED TITLE, AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL							DATE	
PAT M. GALEA'I, EXECUTIVE DIRECTOR ARRA 							10/05/2010	

for

Award Number: 60-50-M09067, Amendment Number 3

Federal Program Officer: Andrew MacRae

Requisition Number: M09067A

Employer Identification Number: 970000676

Dun & Bradstreet No: 854994951

Recipient ID: 1118459

Requestor ID: 1118459

Treasury Account Symbol (TAS): 0554

Award ACCS Information

Award Year	FY	Project/Task	Org Code	Proj. Dept	Estimated Amount
61	2010	4805011-300	06-10-0000-00-00-00-00	41-19-00-00	\$842,915.00

Award Contact Information

Contact Name	Contact Type	Email	Phone
Pat Galeai	Administrative	PatGaleai@AmericanSamoa.gov	684-633-5652
Mr. Andrew D Berquist	Technical	Andrew.Berquist@DOC.AS	684-633-5566

NIST Grants Officer:

Joyce Brigham
100 Bureau Drive, MS 1650
Gaithersburg, MD 20899-1650
(301) 975 - 6329

NIST Grants Specialist:

Thomas Murphy
100 Bureau Drive, MS 1650
Gaithersburg, MD 20899-1650
(301) 975 - 8180

**AMERICAN RECOVERY AND REINVESTMENT ACT
STATE BROADBAND DATA AND DEVELOPMENT GRANT PROGRAM
SPECIAL AWARD CONDITIONS
OFFICE OF THE GOVERNOR – AMERICAN SAMOA
60-50-M09067**

3. The Program Officer's name, address, and telephone number are:

Andrew MacRae
National Telecommunications and Information Administration
US Department of Commerce
1401 Constitution Ave., NW, Ste. 4897
Washington, DC 20230
Phone: (202) 482-5174; Fax: (202) 501 0536
Email: AMacRae@ntia.doc.gov

6. Funding Clause

This amendment provides \$842,915.00 in additional Federal funds for the continued funding of this multi-year award for a total of \$1,900,496.00, for the Recipient's implementation of the State Broadband Data and Development Program activities described in the Recipient's application and proposal dated July 1, 2010 and revision. The overall award period for this action will extend from February 15, 2010 through February 14, 2015. The Department of Commerce is not liable for any obligations, expenditures, or commitments which involve any amount in excess of the Federal amount presently available.

18. The Recipient shall be required to adhere to guidelines issued by NTIA regarding state broadband maps, associated content and websites or other publicly distributed materials, and provide notifications to NTIA before making substantial changes to any of the above materials.
19. In the event that program objectives in regard to data collection can no longer be achieved, the recipient may be allowed to modify its project proposal or terminate the project.
20. The Recipient has agreed to utilize a methodology that has been reviewed by external subject matter experts for the purpose of calculating households served by broadband within a given geography, and, where appropriate, to use the related questions found in the American Community Survey conducted by the Bureau of the Census.
21. Federal fund in excess of \$50,000 will not be released for all projects approved under this Amendment until NTIA has reviewed and approved a revised and detailed project plan, timeline and cost estimates, Awardees must submit these items within 120 days from the date of this Amendment, but may do so earlier. Revised budgets for data collection and related activities must include no more than a ten percent of the total five-year mapping

budget costs as a line-item to support the implementation of future, and currently unidentified, leading practices. Federal funds for this line item will not be released until NTIA has reviewed and approved the use of the funds. Notwithstanding the above, federal funds for all contracts expected to be in excess of \$100,000 will not be released until the Scope of Work, cost estimates and contractor qualifications are reviewed and approved by NTIA. Additionally, Awardee must provide to NTIA for review and approval job descriptions for new employees expected to be paid \$100,000 per year or more before Federal funding supporting these positions is released.

22. The awarding agency has the right to: 1) obtain, reproduce, publish or otherwise use data first produced under an award; and 2) authorize others to received reproduce, publish or otherwise use such data for federal purposes. (Before authorizing others to use the material, a determination must be made that the use for a federal purpose) except as otherwise specifically provided under an award, authors may copyright any work that is subject to copyright and was developed under an award. When claim is made to copyright, the applicable copyright notice of 17 U.S.C. 401 or 402 and acknowledgment of Federal government, is published, or is deposited for registration as a published work in the U.S. Copyright office. The copyright owner shall grant to the Federal government, and others acting on its behalf, a paid up, nonexclusive, irrevocable, worldwide license for all such works to reproduce, publish, or otherwise use the work of Federal government purposes. See 15 CFR 14.36, 24.34.
23. Awardees also receiving Broadband Technology Opportunities Program (BTOP) awards shall not utilize funds BTOP and SBDD funds for the identical activity.

BUDGET INFORMATION - Non-Construction Programs

OMB Approval No. 0348-0044

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. SBDD	11.558	\$ 0.00	\$ 0.00	\$ 842,915.00	\$ 218,517.00	\$ 1,061,432.00
2.						0.00
3.						0.00
4.						0.00
5. Totals		\$ 0.00	\$ 0.00	\$ 842,915.00	\$ 218,517.00	\$ 1,061,432.00

SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY					Total (5)
	(1) Federal	(2) Non-Federal	(3)			
a. Personnel	\$ 127,530.00	\$ 29,670.00				\$ 157,200.00
b. Fringe Benefits	11,095.00	2,581.00				13,676.00
c. Travel	0.00	0.00				0.00
d. Equipment	37,500.00	0.00				37,500.00
e. Supplies	37,500.00	88,050.00				125,550.00
f. Contractual	593,975.00	90,000.00				683,975.00
g. Construction	0.00	0.00				0.00
h. Other	0.00	0.00				0.00
i. Total Direct Charges (sum of 6a-6h)	807,600.00	210,301.00	0.00	0.00		1,017,901.00
j. Indirect Charges	35,315.00	8,216.00				43,531.00
k. TOTALS (sum of 6i and 6j)	\$ 842,915.00	\$ 218,517.00	\$ 0.00	\$ 0.00		\$ 1,061,432.00
7. Program Income	\$	\$	\$	\$		\$ 0.00

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SECTION C - NON-FEDERAL RESOURCES					
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS	
8. SBDD	\$ 42,267.00	\$	\$ 176,250.00	\$ 218,517.00	
9.				0.00	
10.				0.00	
11.				0.00	
12. TOTAL (sum of lines 8-11)	\$ 42,267.00	\$ 0.00	\$ 176,250.00	\$ 218,517.00	
SECTION D - FORECASTED CASH NEEDS					
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 0.00	\$	\$	\$	\$
14. Non-Federal	0.00				
15. TOTAL (sum of lines 13 and 14)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT					
(a) Grant Program	FUTURE FUNDING PERIODS (Years)				
	(b) First	(c) Second	(d) Third	(e) Fourth	
16.SBDD	\$	\$	\$	\$	
17.					
18.					
19.					
20. TOTAL (sum of lines 16-19)	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	
SECTION F - OTHER BUDGET INFORMATION					
21. Direct Charges: \$1,017,901		22. Indirect Charges: \$43,531			
23. Remarks: Fixed Matching 09/01/10					



AMERICAN SAMOA GOVERNMENT

ECONOMIC STIMULUS & RECOVERY OFFICE

Office of the Governor

A. P. Lutali Executive Office Bldg., 3rd Floor

Pago Pago, American Samoa 96799

Tel: (684) 633-5652/5653/4116 Fax: (684) 633-5684/4195/2269

recovery.americansamoa.gov and *www.asesro.com*



Hon. Togiola T. A. Tulafono
Governor

Hon. Fa'oa A. Sunia
Lt. Governor

Pat M. Galea'i
Executive Director

Serial No. 01-11

October 7, 2010

Mr. Thomas Murphy
Grant Specialist
National Institute of Standards and Technology
Grants Office
100 Bureau Drive, STOP 1650
Gaithersburg, MD 20899-1650

RE: ARRA – CFDA No. 11.558 – State Broadband Data & Development Grant Program
Grant No. 60-50-M09067, Amendment 3

Dear Mr. Murphy:

We are pleased to return a signed copy of the above-referenced amendment, which was received on October 5, 2010.

Your continued support and assistance is very much appreciated.

Sincerely,

PAT M. GALEA'I
Executive Director

Enclosure