



NATIONAL SCIENCE FOUNDATION

4201 Wilson Boulevard
Arlington, VA 22230

*Division of Institution and Award Support
Room 485
(703) 292-8244 VOICE
(703) 292-9171 FAX*

April 16, 2012

Mr. C. Michael Pinto
Chief Financial Officer
Monterey Bay Aquarium Research Institute
7700 Sandholdt Road
Moss Landing, CA 95039-9644

Dear Mr. Pinto:

We have completed our review of the indirect cost proposal and supporting financial data submitted to the National Science Foundation for your calendar year ended December 31, 2009 and 2010.

The enclosed rate agreement shows the rate approved by this office. Please indicate your concurrence with the rate by signing, dating and returning a copy of the agreement to my attention at the above address.

A new indirect cost proposal is required annually, and should be submitted to this office as soon as possible after the end of the fiscal year. If you have any questions concerning the contents of this letter or the rate agreement, please contact Irene Sattler of my staff on (703) 292-4813.

Sincerely,

A handwritten signature in blue ink that reads 'Charles Zeigler'.

Charles D. Zeigler, Team Lead
Cost Analysis and Audit Resolution Branch
Division of Institution and Award Support

Enclosure:
Rate Agreement 0059

NONPROFIT RATE AGREEMENT

EIN #: 77-0150580

NSF INS CODE: 4000069000

ORGANIZATION:

DATE: April 16, 2012

Monterey Bay Aquarium Research Institute
7700 Sandholdt Road
Moss Landing, CA 95039-9644

FILE REFERENCE: The preceding
agreement was dated Sept 30, 2009.

The rates approved in this agreement are for use on grants, contracts and other agreements with the Federal Government, subject to the conditions in Section II.

SECTION I: INDIRECT COST RATE

<u>Type</u>	<u>Effective Period</u>	<u>Rate</u>	<u>Base</u>
FINAL	1/1/06 – 12/31/06	49.00%	(a)
PREDETERMINED	1/1/07 – 12/31/09	51.00%	(a)
PREDETERMINED	1/1/10 – 12/31/11	51.00%	(a)
PREDETERMINED	1/1/12 – 12/31/13	51.00%	(a)
PREDETERMINED	1/1/14 – 12/31/15	51.00%	(a)

Rate Application Base

- (a) Total direct cost less capital items, participant support costs and subcontract costs exceeding the first \$25,000 of each subcontract.

Ship time for use of the research vessels (Western Flyer, Pt. Lobos and the Zephr for example) is not calculated through the use of an indirect cost rate but is instead calculated through a day rate.

Note:

Fringe benefits associated with direct salaries and wages are treated as direct costs and included in the indirect cost rate application base.

SECTION II: GENERAL TERMS

- A. **LIMITATIONS:** Use of the rates contained in this agreement is subject to any applicable contractual or grant limitations. Acceptance of these rates agreed to herein is predicated upon the conditions: (1) that no costs other than those incurred by the contractor or grantee were included in its indirect cost proposal and that such costs are legal obligations of the contractor or grantee, (2) that the same costs that have been treated as indirect costs have not been claimed as direct costs, and (3) that similar types of costs have been accorded consistent treatment.
- B. **ACCOUNTING CHANGES:** The rates contained in this agreement are based on the accounting system in effect at the time the proposal was prepared and the rates were negotiated. Changes to the method of accounting which effect the amount of reimbursement resulting from the use of these rates require the prior approval of this office. Failure to obtain such approval may result in subsequent cost disallowances.
- C. **PREDETERMINED RATES:** Predetermined rate means an indirect cost rate, applicable to a specified or current period which is not subject to adjustment.
- D. **NOTIFICATION TO FEDERAL AGENCIES:** Copies of this document may be provided to other Federal offices as a means of notifying them of the rates agreed to herein.

BY THE ORGANIZATION:

Monterey Bay Aquarium Research Institute

(Organization)



(Signature)

(Name)

C. Michael Pinto
Chief Financial Officer

(Title)

4/30/12

(Date)

ON BEHALF OF THE FEDERAL GOVERNMENT:

National Science Foundation

(Agency)



(Signature)

Charles D. Zeigler

(Name)

Team Lead, Cost Analysis and Indirect
Cost, CAAR/DIAS/BFA

(Title)

4/16/2012

(Date)

NSF Negotiator: Irene Sattler

Telephone: (703) 292-4813

Dana Lacono

From: Azor, Beatriz M <bazor@nsf.gov>
Sent: Thursday, June 25, 2015 11:17 AM
To: Danielle Haddock; Karen Lash
Subject: FW: NSF award 0843119 : error code 07082 when requesting a no-cost extension

FYI.

From: Zeigler, Charles D.
Sent: Thursday, June 25, 2015 2:15 PM
To: Azor, Beatriz M
Subject: RE: NSF award 0843119 : error code 07082 when requesting a no-cost extension

No we probably should have changed the language in the cover letter. But, they don't need to submit a proposal until they need a new rate.

From: Azor, Beatriz M
Sent: Thursday, June 25, 2015 2:12 PM
To: Zeigler, Charles D.
Subject: FW: NSF award 0843119 : error code 07082 when requesting a no-cost extension

Hey Charlie,

This awardee has a predet rate. Do they still need to submit new proposals?

Please advise,

Beatriz