

Bilateral DOE Laboratory Utilization Agreement

LOS ALAMOS NATIONAL SECURITY, LLC (CONTRACTOR A)

Operator of Los Alamos National Laboratory (hereinafter "Laboratory") for the U.S. Government under Contract No. DE-AC52-06NA25396 with the U. S. Department of Energy, National Nuclear Security Administration.

AND

("USER INSTITUTION") (CONTRACTOR B)

(CONTRACTOR and USER are collectively, "the Parties")

ARTICLE I. FACILITIES AND SCOPE OF WORK

The Contractor A's facility, Los Alamos Neutron Science Center (LANSCE) (including equipment, services, information and other materials--(hereinafter "Host Facility")) will be made available to employees and consultants (hereinafter "Participants") of the other Party solely for carrying out the Prime Contracts of the Parties. An additional funding agreement (e.g., an Integrated Contractor Order) for funding transfer may be necessary if goods and services are provided by one Party at cost to the other Party.

ARTICLE II. TERM OF THE AGREEMENT

This Agreement shall have a term of five (5) years from the effective date, which shall be effective as of the date on which it is signed by the last of the Parties. Either Party may terminate this Agreement for any reason at any time by providing the other Party with thirty (30) days advance written notice.

ARTICLE III. INTELLECTUAL PROPERTY RIGHTS

With regard to patent and technical data rights, Participants will follow their Party's Prime Contract when working at a Host Facility. However, if the work performed by a Participant at the Host Facility is subject to an agreement with a third party (for example, SPP or CRADA), the intellectual property provisions of that third party agreement shall supersede this section.

ARTICLE IV. LABORATORY SITE ACCESS, SAFETY AND HEALTH

As a precondition to using a Host Facility, Participants must complete all of the Host Facility's Site Access documents and requirements. Participants shall take all reasonable precautions in activities carried out under this Agreement to protect the safety and health of others and to protect the environment. At all times while working at a Host Facility, Participants must comply, or risk immediate expulsion, with all applicable badging, safety, health, access to information, export control, security and environmental regulations and the requirements of the DOE and Host Facility.

CONTRACTOR A

CONTRACTOR B

BY: _____

BY: _____

NAME (print or type): _____

NAME (print or type): _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____