

FORM CD-450 (REV 10/98)		U.S. DEPARTMENT OF COMMERCE		<input type="checkbox"/> GRANT <input checked="" type="checkbox"/> COOPERATIVE AGREEMENT	
FINANCIAL ASSISTANCE AWARD				ACCOUNTING CODE	
				N/A	
RECIPIENT NAME EDUCAUSE			AWARD NUMBER Edu.01		
STREET ADDRESS 1150 18 th Street, N.W.			FEDERAL SHARE OF COST \$54,000 (Value of Government-Owned Property)		
CITY, STATE, ZIP CODE Washington, D.C. 20815			RECIPIENT SHARE OF COST \$0		
AWARD PERIOD October 1, 2001 - September 30, 2006			TOTAL ESTIMATED COST \$54,000		
AUTHORITY 42 U.S.C. §1862(a)(4), (g); 42 U.S.C. §1870(c), (g); 47 U.S.C. §901 et seq.; Memorandum of Agreement Between the National Science Foundation and the Department of Commerce, dated September 9, 1998.					
CFDA NO. AND PROJECT TITLE 11.SP - Policy Authority and Administration of the .edu gTLD					
<p>This Award 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 Award provisions checked below and attached. Upon acceptance by the Recipient, two signed Award 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 Award.</p> <p><input type="checkbox"/> Department of Commerce Financial Assistance Standard Terms and Conditions</p> <p><input checked="" type="checkbox"/> Special Award Conditions</p> <p><input type="checkbox"/> Line Item Budget</p> <p><input checked="" type="checkbox"/> 15 CFR Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Non-Profit, and Commercial Organizations</p> <p><input type="checkbox"/> 15 CFR Part 24, Uniform Administrative Requirements for Grants and Agreements to State and Local Governments</p> <p><input type="checkbox"/> OMB Circular A-21, Cost Principles for Educational Institutions</p> <p><input type="checkbox"/> OMB Circular A-87, Cost Principles for State, Local, and Indian Tribal Governments</p> <p><input checked="" type="checkbox"/> OMB Circular A-122, Cost Principles for Nonprofit Organizations</p> <p><input type="checkbox"/> 48 CFR Part 31, Contract Cost Principles and Procedures</p> <p><input checked="" type="checkbox"/> OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations</p> <p><input type="checkbox"/> Other(s) _____</p>					
SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER <i>Bethy L. Cassidy</i>		TITLE Grants Officer Office of Executive Assistance Management		DATE 10/22/01	
TYPED NAME AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL <i>Mark Lubow</i>		TITLE Vice President		DATE 10/22/01	

SPECIAL AWARD CONDITIONS

1. This award number Edu.01 to EDUCAUSE, supports the work described in the Recipient's proposal entitled "Policy Authority and Administration of the .edu gTLD." dated August 13, 2001, which is incorporated into the award by reference. Where the terms of the award and proposal differ, the terms of the award shall prevail.

2. The Recipient Contact's name, title, address, and telephone number are:

Mark Luker, Vice President
EDUCAUSE
1150 18th Street, NW, Suite 1010
Washington, DC 20815
202 872-4200

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

Betty L. Cassidy
Grants Officer
U.S. Department of Commerce
Office of Executive Assistance Management
1401 Constitution Avenue, N.W., Room H6054
Washington, D.C. 20230
202 482-1370
BCassid1@doc.gov

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

Karen Rose
U.S. Department of Commerce
National Telecommunications and Information Administration
1401 Constitution Avenue, N.W., Room 4714
Washington, D.C. 20230
202 482-3167

5. Recipients are hereby notified that they are encouraged, to the greatest extent practicable, to purchase American-made equipment and products with funding provided under this program.

6. Subawards, transfers or contracting out of any work under the award require prior approval of the Grants Officer unless these items were approved in the basic award. This provision does not apply to the purchase of supplies, material, equipment or general support services. The Recipient shall submit requests for prior approvals to the Federal Program Officer before entering into subawards, transfers or contracting out of any work under the award. The Federal Program Officer will review the requests and make recommendations to the Grants Officer. The Grants Officer shall provide the Recipient with a written determination.

7. The Grants Officer must approve any subcontract and amendments to subcontracts entered into by the Recipient and a third-party during the course of the award period. All subcontracts entered into by the Recipient and a third-party must be subject to full and open competition.

8. Within one year from the date the Grants Officer signed the award, EDUCAUSE must submit a plan to the Federal Program Officer that provides details of the re-competition process for the subcontract for registry and back-office registrar services. The Grants Officer shall provide the Recipient with a written approval of the plan.

9. The Cooperative Agreement contemplates a working relationship between EDUCAUSE and the Department of Commerce. The Department of Commerce and EDUCAUSE will meet as needed, but no less than twice annually, to discuss matters related to the operation of the .edu domain, including EDUCAUSE's performance under the Cooperative Agreement. As appropriate, or as requested by EDUCAUSE, the Department of Commerce will provide general guidance on possible approaches to considering .edu policy matters and will inform EDUCAUSE of international aspects of domain name system policy development that may impact EDUCAUSE as operator of the .edu top level domain. Changes in .edu policy that result from EDUCAUSE's .edu policy development process require Department of Commerce approval.

10. This award does not confer or transfer any intellectual property rights in data that are owned by the Federal Government. Notwithstanding any other Federal Government property rights, EDUCAUSE explicitly agrees that all information or data that has been provided by the Federal Government, or is collected from registrants during the term of this agreement for purpose of registration in .edu is the property of the Federal Government.

EDUCAUSE and its subcontractors shall not permit bulk access to, sell, or otherwise distribute .edu "WHOIS" registration data through means other than Port 43 "WHOIS" service unless and until such a policy is established through EDUCAUSE's policy development process and approved by the Grants Officer. In the event that a "universal" WHOIS service is developed for the purpose of promoting query-based access to WHOIS data across multiple top-level domains, EDUCAUSE and its subcontractors will provide .edu WHOIS data for this purpose upon approval by and under terms and conditions approved by the Grants Officer. Access to .edu zone

*Approved
10/22/01
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file data will be subject to approval by the Grants Officer. Registry data, including WHOIS data, will be made available for data escrow purposes, in the event that a data escrow program is developed by the Department of Commerce, under the terms and conditions approved by the Grants Officer.

Any other data shall not be made available to any third party without the express approval of the Grants Officer.

11. Any fee charged by EDUCAUSE shall be considered as program income and must be approved by the Grants Officer.

12. Notwithstanding Department of Commerce Financial Assistance Standard Term and Condition Number A.01 a., the Recipient shall submit a "Financial Status Report" (SF-269) on a semi-annual basis for the periods ending March 31 and September 30, or any portion thereof, to reflect any program income earned and any non-federal matching funds contributed to the project. The reports are due no later than 30 days following the end of each reporting period. A final SF-269 shall be submitted within 90 days after the expiration date of the award. All financial reports shall be submitted in triplicate (one original and two copies) to the Grants Officer.