(ii) Trainees. Except as provided in 29 CFR 5.16, trainees will not be permitted to work at less than the predetermined rate for the work performed unless they are employed pursuant to and individually registered in a program which has received prior approval, evidenced by formal certification by the U.S. Department of Labor, Employment and Training Administration. The ratio of trainees to journeymen on the job site shall not be greater than permitted under the plan approved by the Employment and Training Administration. Every trainee must be paid at not less than the rate specified in the approved program for the trainee's level of progress, expressed as a percentage of the journeyman hourly rate specified in the applicable wage determination. Trainees shall be paid fringe benefits in accordance with the provisions of the trainee program. If the trainee program does not mention fringe benefits, trainees shall be paid the full amount of fringe benefits listed on the wage determination unless the Administrator of the Wage and Hour Division determines that there is an apprenticeship program associated with the corresponding journeyman wage rate on the wage determination which provides for less than full fringe benefits for apprentices. Any employee listed on the payroll at a trainee rate who is not registered and participating in a training plan approved by the Employment and Training Administration shall be paid not less than the applicable wage rate on the wage determination for the classification of work actually performed. In addition, any trainee performing work on the job site in excess of the ratio permitted under the registered program shall be paid not less than the applicable wage rate on the wage determination for the work actually performed. In the event the Employment and Training Administration withdraws approval of a training program, the Contractor will no longer be permitted to utilize trainees at less than the applicable predetermined rate for the work performed until an acceptable program is approved.

(iii) Equal employment opportunity. The utilization of apprentices, trainees, and journeymen under this part shall be in conformity with the equal employment opportunity requirements of Executive Order 11246, as amended and 29 CFR part 30.

(5) Compliance with Copeland Act requirements. The Contractor shall comply with the requirements of 29 CFR part 3, which are incorporated by reference in this Contract.

(6) Contracts and Subcontracts. The Recipient, Subrecipient, the Recipient's, and Subrecipient's contractors and subcontractor shall insert in any Contracts the clauses contained herein in(a)(1) through (10) and such other clauses as the Department of Energy may by appropriate instructions require, and also a clause requiring the subcontractors to include these clauses in any lower tier subcontracts. The Recipient shall be responsible for the compliance by any subcontractor or lower tier subcontractor with all of the paragraphs in this clause.

(7) Contract termination: debarment. A breach of the Contract clauses in 29 CFR 5.5 may be grounds for termination of the Contract, and for debarment as a contractor and a subcontractor as provided in 29 CFR 5.12.

(8) Compliance with Davis-Bacon and Related Act requirements. All rulings and interpretations of the Davis-Bacon and Related Acts contained in 29 CFR parts 1, 3, and 5 are herein incorporated by reference in this Contract.

(9) Disputes concerning labor standards. Disputes arising out of the labor standards provisions of this Contract shall not be subject to the general disputes clause of this Contract. Such disputes shall be resolved in accordance with the procedures of the Department of Labor set forth in 29 CFR parts 5, 6, and 7. Disputes within the meaning of this clause include disputes between the Recipient, Subrecipient, the Contractor (or any of its subcontractors), and the contracting agency, the U.S. Department of Labor, or the employees or their representatives.

(10) Certification of eligibility.

(i) By entering into this Contract, the Contractor certifies that neither it (nor he or she) nor any person or firm who has an interest in the Contractor's firm is a person or firm ineligible to be awarded Government contracts by virtue of section 3(a) of the Davis-Bacon Act or 29 CFR 5.12(a)(1).

(ii) No part of this Contract shall be subcontracted to any person or firm ineligible for award of a Government contract by virtue of section 3(a) of the Davis-Bacon Act or 29 CFR 5.12(a)(1).

(iii) The penalty for making false statements is prescribed in the U.S. Criminal Code, 18 U.S.C. 1001.

(b) Contract Work Hours and Safety Standards Act. As used in this paragraph, the terms laborers and mechanics include watchmen and guards.

(1) Overtime requirements. No Contractor or subcontractor contracting for any part of the Contract work which may require or involve the employment of laborers or mechanics shall require or permit any such laborer or mechanic in any workweek in which he or she is employed on such work to work in excess of forty hours in such workweek unless such laborer or mechanic receives compensation at a rate not less than one and one-half times the basic rate of pay for all hours worked in excess of forty hours in such workweek.

(2) Violation; liability for unpaid wages; liquidated damages. In the event of any violation of the clause set forth in paragraph (b)(1) of this section, the Contractor and any subcontractor responsible therefor shall be liable for the unpaid wages. In addition, such Contractor and subcontractor shall be liable to the United States (in the case of work done under contract for the District of Columbia or a territory, to such District or to such territory), for liquidated damages. Such liquidated damages shall be computed with

respect to each individual laborer or mechanic, including watchmen and guards, employed in violation of the clause set forth in paragraph (b)(1) of this section, in the sum of $10 for each calendar day on which such individual was required or permitted to work in excess of the standard workweek of forty hours without payment of the overtime wages required by the clause set forth in paragraph (b)(1) of this section.

(3) Withholding for unpaid wages and liquidated damages. The Department of Energy or the Recipient or Subrecipient shall upon its own action or upon written request of an authorized representative of the Department of Labor withhold or cause to be withheld, from any moneys payable on account of work performed by the Contractor or subcontractor under any such contract or any other Federal contract with the same prime Contractor, or any other federally-assisted contract subject to the Contract Work Hours and Safety Standards Act, which is held by the same prime contractor, such sums as may be determined to be necessary to satisfy any liabilities of such Contractor or subcontractor for unpaid wages and liquidated damages as provided in the clause set forth in paragraph (b)(2) of this section.

(4) Contracts and Subcontracts. The Recipient, Subrecipient, and Recipient's and Subrecipient's contractor or subcontractor shall insert in any Contracts, the clauses set forth in paragraph (b)(1) through (4) of this section and also a clause requiring the subcontractors to include these clauses in any lower tier subcontracts. The Recipient shall be responsible for compliance by any subcontractor or lower tier subcontractor with the clauses set forth in paragraphs (b)(1) through (4) of this section.

(5) The Contractor or subcontractor shall maintain payrolls and basic payroll records during the course of the work and shall preserve them for a period of three years from the completion of the Contract for all laborers and mechanics, including guards and watchmen, working on the Contract. Such records shall contain the name and address of each such employee, social security number, correct classifications, hourly rates of wages paid, daily and weekly number of hours worked, deductions made, and actual wages paid. The records to be maintained under this paragraph shall be made available by the Contractor or subcontractor for inspection, copying, or transcription by authorized representatives of the Department of Energy and the Department of Labor, and the Contractor or subcontractor will permit such representatives to interview employees during working hours on the job.

(d) Rates of Wages

After completion of negotiations, this provision may be revised.

The minimum wages to be paid laborers and mechanics under this award involved in performance of work at the project site, as determined by the Secretary of Labor to be prevailing for the corresponding classes of laborers and mechanics employed on projects of a character similar to the contract work in the pertinent locality, are found at http://www.wdol.gov/, by clicking on "Selecting DBA WDs". The Wage Determination Number(s) and General Decision

Number(s) specific to this award are found below. These wage rates are minimum rates and are not intended to represent the actual wage rates that the Contractor may have to pay.

CONSTRUCTION TYPE	WAGE DETERMINATION NUMBER	GENERAL DECISION NUMBER
Building	TBD	TBD
Highway	TBD	TBD
Residential	TBD	TBD

U.S. Department of Energy
Project Management Center

FINANCIAL ASSISTANCE AWARD
INDEX and CHECKLIST
(BUYER USE ONLY)

Award #:	**DE-EE0002867/000**		
Recipient Name:	**Algenol Biofuels, Inc.**		
FOA #:	**DE-FOA-0000096**		
Specialist:	**Molly Hames**	**Phone:**	303-275-4864
Contracting Officer:	**Michael Schledorn**	**Phone:**	303-275-4993
Project Officer:	**Christy Sterner**	**Phone:**	303-275-4720

Action Item	*Indicate Completion of Action Item by inserting a date in the applicable box below*	
1	Verify Recipient's registration with the Central Contractor Registration (CCR) (http://www.ccr.gov)	CCR Registration Valid through: 05/28/2010
2	Verify Recipient's registration with FedConnect	Registration Confirmed on: 12/22/2009
3	Add Recipient to ASAP Enrollment Matrix; if applicable	Recipient added to Enrollment Matrix on: 12/22/2009
4	Route Award for "Review" to GO Finance Point of Contact (Debbie Reynolds) 5 business days prior to issuing award; for the purpose of confirming Supplier/Site set-up in STARS	STARS Supplier/Site set-up confirmed on: Completed in Bulk

STRIPES Index #	Supporting Document		Form #	applicable	not applicable	Supporting Document Naming Convention	pdf. required
AWD-001	Award Index and Checklist		PMC 128.1	X		**AWD-001 AWDChecklist**	
AWD-002	Selection Statement		n/a	X		**AWD-002 SelStat**	.pdf
AWD-003	Determination of Non-Competitive Financial Assistance (DNFA) Documentation (include Request for Review PMC.112.2)		PMC 109.x		X	**AWD-003 DNFADocs**	batch .pdf
AWD-004	HCA Approval (Total Project Value greater than $25M and less than $50M) (include Request for Review PMC.112.2)		n/a	X		**AWD-004 HCAApvl**	.pdf
AWD-005	HQ Business Clearance Documentation (Total Project Value greater than or equal to $50M)						
	AWD-005a	HQ Business Clearance Worksheet	PMC 107.1		X	**AWD-005 HQBusClrDocs**	batch .pdf
	AWD-005b	HQ Business Clearance Transmittal Letter(s)	PMC 107.4		X		
	AWD-005c	HQ Business Clearance; Correspondence received from HQ	n/a	X			
AWD-006	Congressional Affairs Notification		DOE F 4220.10	X		**AWD-006CongNotification**	.pdf
AWD-007	Successful Application Documentation (Prime) - Algenol Biofuels, Inc.						
	AWD-007a	Application for Federal Assistance (Final SF-424 & Project Narrative)	SF-424	X		**AWD-007a AppDocs (PRIME)**	batch .pdf
		SOPO	n/a	X			
		Resumes	n/a		X		
		SF-424A Budget Information	SF-424A	X			
		Budget Justification	PMC 123.1	X			
		Disclosure of Lobbying Activities	SF-LLL		X		
		Cost Share Commitment Ltrs from Third Parties	n/a	X			
		Environmental Questionnaire	n/a	X			
		Project Management Plan (PMP)	n/a	X			
		Historical, Current, and Planned Technical and Financial Data	n/a	X			
		Business and Commercialization Plan	n/a	X			
		Pro forma	n/a	X			
		Intellectual Property (IP) Statement and Supporting Documentation	n/a	X			
		Process Flow Diagram and Supporting Data	n/a	X			
		Life-Cycle GHG Emission Reduction Data	n/a	X			
		Petroleum Displacement Analysis	n/a	X			
		Project Execution Plan (PEP)	n/a	X			
	Successful Application Documentation (Sub #1) Georgia Institute of Technology						
	AWD-007b	SF-424A Budget Information	SF-424A	X		**AWD-007b AppDocsSub [GA Tech]**	batch .pdf
		Budget Justification	PMC 123.1		X		

STRIPES Index #	Supporting Document		Form #	applicable	not applicable	Supporting Document Naming Convention	pdf. required
	Successful Application Documentation (Sub #2) Membrane Technology and Research, Inc.						
	AWD-007c	SF-424A Budget Information	SF-424A	X		AWD-007c AppDocsSub [MTR]	batch .pdf
		Budget Justification	PMC 123.1		X		
	Successful Application Documentation (Sub #3) The Dow Chemical Company						
	AWD-007d	SF-424A Budget Information	SF-424A	X		AWD-007d AppDocsSub [Dow]	batch .pdf
		Budget Justification	PMC 123.1		X		
	Successful Application Documentation (Sub #4) National Renewable Energy Laboratory (NREL)						
	AWD-007e	SF-424A Budget Information	SF-424A	X		AWD-007e AppDocsSub [NREL]	batch .pdf
		Budget Justification	PMC 123.1		X		
		Authorization for non-DOE or DOE FFRDCs	n/a	X			
AWD-008	National Environmental Policy Act (NEPA) Documentation						
	AWD-008a	NEPA Checklist	EF-1		X	AWD-008 NEPADocs	batch .pdf
	AWD-008b	NEPA Review	EF-2		X		
	AWD-008c	NEPA Determination	EF-2a		X		
AWD-009	Pre-Award Information Sheet		PMC 121.1	X		AWD-009 PreAwardInfo	.pdf
AWD-010	Dun&Bradstreet Risk Assessment		PMC 460.2	X		AWD-010 D&BAssessment	.pdf
AWD-011	Combined Technical Evaluation / Negotiation Memorandum		PMC 120.2		X	AWD-011 TechEvalNegMem	.pdf
AWD-012	Intellectual Property Law Division (IPLD) Documentation						
	AWD-012a	IPLD Petition for Advance Waiver of Patent Rights	PMC 133.2		X	AWD-012 IPLDDocs	batch .pdf
	AWD-012b	IPLD Pre-Award Review Request	PMC 133.3		X		
	AWD-012c	IPLD Recommendation	e-mail		X		
	AWD-012d	IPLD Limited Rights Data and Restricted Computer Software	n/a	X			
AWD-013	Cost Share Determination Documentation						
	AWD-013a	Cost Share Determination	PMC 112.2		X	AWD-013a CostShareDet	.pdf
	AWD-013b	Cost Share Waiver	PMC 142.2		X	AWD-013b CostShareWaiver	.pdf
AWD-014	Cost / Price Documentation						
	AWD-014a	Financial Information	PMC 410.1	X		AWD-014 CostPriceDocs	batch .pdf
	AWD-014b	Indirect Rate Agreement or Rate Proposal	n/a	X			
	AWD-014c	Response from C/P Analyst regarding Indirect Rates	PMC 420.3		X		
AWD-015	Excluded Parties List System (EPLS) Query (https://www.epls.gov)		n/a	X		AWD-015 EPLS	
AWD-016	Pre-Award Cost Request and Authorization		n/a		X	AWD-016 PreAwdCostAuth	.pdf
AWD-017	Justification for Use of Conditional Availability of Funds Provision		PMC 132.2	X		AWD-017 JustificationCondAvail	.pdf
AWD-018	Correspondence to Recipients (use this section for correspondence not issued at FOA level)						
	AWD-018a	Selection Letter		X		AWD-018a SelLtr	batch .pdf
	AWD-018b	Correspondence			X	AWD-018b Correspondence	batch .pdf
AWD-019	Internal Review(s)						
	AWD-019a	Request for Review (Review of Award Package)	PMC 112.2	X		AWD-019a RvwAwdPkg	.pdf
	AWD-019b	Division Director Review	n/a	X		AWD-019b DDRvw	.pdf
AWD-020	Guidance Letter		n/a	X		AWD-020 GuideLtr	.pdf
Cover Page	Assistance Agreement Form		n/a	X			
Body	Special Terms and Conditions		n/a	X			
Attachment 1	Intellectual Property Provisions		n/a		X		
Attachment 2	Statement of Project Objectives		n/a		X		
Attachment 3	Federal Assistance Reporting Checklist and Instructions		DOE F 4600.2		X		
Attachment 4	Budget Information		n/a		X		

Topic Area 1

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE (SELECTION RANGE)											
Yes	ICM, Inc.	Exemption 4 Exemption 5 (deliberative process)	$25,000,000	Exemption 4 Exemption 5 (deliberative process)							
Yes	Archer Daniels Midland		$24,834,592								
Yes	Algenol Biofuels Inc.		$25,000,000								
Yes	LOGOS TECHNOLOGIES, INC.		$20,455,849								
Yes, Engr only	Gas Technology Institute		$2,500,000								
Yes	HALDOR TOPSOE, INC.		$25,000,000								
Yes	UOP LLC		$25,000,000								
Yes	Clearfuels Technology Inc		$23,000,000								

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE (SELECTION RANGE)											
Yes	Renewable Energy Institute International	Exemption 4 Exemption 5 (deliberative process)	$19,980,930	Exemption 4 Exemption 5 (deliberative process)							
Yes	American Process Inc.		$17,944,902								
Yes	ZeaChem Inc.		$25,000,000								

Exemption 4
Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
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Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											
Exemption 4 Exemption 5 (deliberative process)											

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

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Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

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Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

Selection Statement - Topic Area 1 (Pilot Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											
Exemption 4 Exemption 5 (deliberative process)											

As the Selection Official, I select the Applications noted above for negotiation of award,
☐ without conditions. **[OR]** ☒ with conditions, as specified in the Negotiation Strategy.

☐ As the Selection Official, I have selected Applications, noted above, not deemed technically acceptable by the Merit Review Committee. Rationale supporting this selection is attached and Assistant Secretary for Renewable Energy and Energy Efficiency (ASEE) approval has been obtained as evidenced by ASEE signature below.

Jacques Beaudry-Losique
Jacques Beaudry-Losique
Selection Official

12/03/09
Date

Cathy Zoi
Assistant Secretary for Energy Efficiency
and Renewable Energy

Date

Topic Area 2

Selection Statement - Topic Area 2 (Pilot Scale, Bioproducts, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE (SELECTION RANGE)											
Yes Engr only	Elevance Renewable Sciences	Exemption 4	$2,500,000	Exemption 4 Exemption 5 (deliberative process)							
Exemption 4 Exemption 5 (deliberative process)		Exemption 5 (deliberative process)									

Selection Statement - Topic Area 2 (Pilot Scale, Bioproducts, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											
Exemption 4 Exemption 5 (deliberative process)											

Selection Statement - Topic Area 2 (Pilot Scale, Bioproducts, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (20% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

As the Selection Official, I select the Applications noted above for negotiation of award,
☐ without conditions. **[OR]** ☒ with conditions, as specified in the Negotiation Strategy.

☐ As the Selection Official, I have selected Applications, noted above, not deemed technically acceptable by the Merit Review Committee. Rationale supporting this selection is attached and Assistant Secretary for Renewable Energy and Energy Efficiency (ASEE) approval has been obtained as evidenced by ASEE signature below.

Jacques Beaudry-Losique
Selection Official

12/03/09
Date

Cathy Zoi
Assistant Secretary for Energy Efficiency
and Renewable Energy

Date

Topic Area 3

Selection Statement - Topic Area 3 (Demonstration Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (50% minimum)		1	2	3	4	5
APPLICATIONS DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE (SELECTION RANGE)											
Yes	Sapphire Energy, Inc	Exemption 4 Exemption 5 (deliberative process)	$50,000,000	Exemption 4 Exemption 5 (deliberative process)							
Yes	INEOS New Planet BioEnergy,LLC		$50,000,000								
Yes	Enerkem Corporation		$50,000,000								
Alternate	DuPont Danisco Cellulosic Ethanol, LLC (DDCE)		$50,000,000								

Selection Statement - Topic Area 3 (Demonstration Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (50% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											
Exemption 4 Exemption 5 (deliberative process)											

Selection Statement - Topic Area 3 (Demonstration Scale, Biofuels, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (50% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)

As the Selection Official, I select the Applications noted above for negotiation of award,
☐ without conditions. **[OR]** ☒ with conditions, as specified in the Negotiation Strategy.

☐ As the Selection Official, I have selected Applications, noted above, not deemed technically acceptable by the Merit Review Committee. Rationale supporting this selection is attached and Assistant Secretary for Renewable Energy and Energy Efficiency (ASEE) approval has been obtained as evidenced by ASEE signature below.

Jacques Beaudry-Losique Selection Official	12/3/09 Date	**Cathy Zoi** Assistant Secretary for Energy Efficiency and Renewable Energy	Date

Topic Area 4

Selection Statement - Topic Area 4 (Demonstration Scale, Bioproducts, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (50% minimum)		1	2	3	4	5
APPLICATIONS DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE (SELECTION RANGE)											
Yes	BioEnergy International, LLC	Exemption 4 Exemption 5 (deliberative process)	$50,000,000	Exemption 4 Exemption 5 (deliberative process)							

Selection Statement - Topic Area 4 (Demonstration Scale, Bioproducts, Algae or Lignocellulosic Feedstock)											
Selected	Applicant	Consensus Score (* - Score After Oral Presentation)	DOE Cost Share	Non-Federal Cost Share		Total Cost	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)	Program Policy Factor ("X" if used)
Yes/No/ Alternate				$	% (50% minimum)		1	2	3	4	5
APPLICATIONS NOT DEEMED TECHNICALLY ACCEPTABLE BY THE MERIT REVIEW COMMITTEE											

Exemption 4

Exemption 5 (deliberative process)