

Amendment Number 1
to
Contract Number DIR-TSO-3788
between
State of Texas, acting by and through the Department of Information Resources
and
Selex-ES dba ELSAG North America

This Amendment Number 1 to **Contract** Number **DIR-TSO-3788** ("**Contract**") is between the Department of Information Resources ("DIR") and Selex-ES dba ELSAG North America ("**Contractor**"). DIR and Contractor agree to modify the terms and conditions of the **Contract** as follows:

1. Contract, Section 2. Term of Contract, is hereby amended as follows:

DIR and Vendor hereby agree to extend the term of the Contract for one (1) year through March 21, 2019, or until terminated pursuant to the termination clauses contained in the Contract. Prior to expiration of the term, the contract will renew automatically in one-year increments for two (2) additional years under the same terms and conditions unless either party provides notice to the other party 60 days in advance of the renewal date stating that the party wishes to discuss modification of terms or not renew.

Additionally, the parties by mutual agreement may extend the term for up to ninety (90) additional calendar days.

2. Contract, Section 6. Notification,

All notices under this Contract shall be sent to a party at the respective address indicated below.

If sent to the State:

Kelly Parker, CTPM, CTCM
Director, Cooperative Contracts
Department of Information Resources
300 W. 15th St., Suite 1300
Austin, Texas 78701
Phone: (512) 475-1647
Facsimile: (512) 475-4759
Email: kelly.parker@dir.texas.gov

If sent to the Vendor:

Guin Thompson
Selex ES Inc. dba ELSAG North America
4221 Tudor Lane
Greensboro, NC 27410

Phone: (336) 379-7135 x 3019

Email: guin.thompson@elsag.com

3. **Appendix A. Standard Terms and Conditions For Product and Related Services Contracts**, is hereby restated in its entirety and replaced with the attached **Appendix A**, Standard Terms and Conditions For Product and Related Services Contracts dated 09/29/17 except where previous authorized exceptions to Appendix A were allowed and documented as part of the Contract. In such cases, the previously authorized exceptions shall be applied to the portions of the new Appendix A which are comparable to those in the earlier Appendix A for which they were written, and this without regard for the numbering or lettering associated with any of the documents. Applied in such manner, the exceptions shall remain in full force and effect until such time the contract expires or is terminated.

All other terms and conditions of the Contract as amended, not specifically modified herein, shall remain in full force and effect. In the event of conflict among the provisions, the order of precedence shall be Amendment Number 1, and then the Contract.

(Remainder of page intentionally left blank)

IN WITNESS WHEREOF, the parties hereby execute this amendment to be effective as of the date of the last signature, but in all events, no later than 3/21/2018.

Selex-ES dba ELSAG North America

Authorized By: Signature on File

Name: Guin Thompson

Title: Sr. Contracts Manager

Date: 03/23/2018

The State of Texas, acting by and through the Department of Information Resources

Authorized By: Signature on File

Name: Colleen Berkley for Hershel Becker

Title: Chief Procurement Officer

Date: 03/23/2018

Office of General Counsel: Signature on File: DB 03/23/2018