

Amendment Number 1
to
Contract Number DIR-TSO-3624
between
State of Texas, acting by and through the Department of Information Resources
and
Duke Communications, LLC

This Amendment Number 1 to Contract Number DIR-TSO-3624 (“Contract”) is between the Department of Information Resources (“DIR”) and Duke Communications, LLC (“Vendor”). DIR and Vendor 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 September 16, 2018, or until terminated pursuant to the termination clauses contained in the Contract. Prior to expiration of the term, DIR and Vendor may extend the Contract, upon mutual agreement, for two (2) additional one-year terms. Additionally, the parties by mutual agreement may extend the term for up to ninety (90) additional calendar days.

2. Contract, Section 6, Notification, is hereby restated in its entirety as follows:

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 West 15th Street, Suite 1300
Austin, Texas 78701
Phone: 512-475-4700
Facsimile: 512-475-4759
Email: kelly.parker@dir.texas.gov

If sent to the Vendor:

Richard Kyle Lopez
Duke Communications, LLC
19511 Wied Road, Suite C
Spring, Texas 77388
Phone: (281) 350-6800
Facsimile: (281) 350-6802
Email: rllopez@dukesys.com

3. Appendix A, Standard Terms and Conditions for Product and Related Services Contracts dated 06/21/16, is hereby replaced in its entirety with Appendix A, Standard Terms and Conditions for Product and Related Services Contracts dated 05/10/17, as attached.

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

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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 September 16, 2017.

Duke Communications, LLC

Authorized By: Signature on File

Name: Richard Kyle Lopez

Title: President

Date: 9/8/2017

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

Authorized By: Signature on File

Name: Hershel Becker

Title: Chief Procurement Officer

Date: 9/19/2017

Office of General Counsel: DB 9/14/2017