

Amendment Number 1
to
Contract Number DIR-TSO-3678
between
State of Texas, acting by and through the Department of Information Resources
and
OES LANCER LLC as successor to OPTECH ENTERPRISE SOLUTIONS, LLC

This Amendment Number 1 to Contract Number DIR-TSO-3678 (“Contract”) is between the Department of Information Resources (“DIR”) and OES Lancer LLC as successor to Optech Enterprise Solutions LLC (“Vendor”). DIR and Vendor agree to modify the terms and conditions of the Contract as follows:

1. By this Amendment Number 1, OES Lancer LLC expressly assumes all rights, obligations and liabilities, past, present, and future, under this Contract, and will hold DIR harmless from any claim by Optech Enterprise Solutions LLC.
2. DIR acknowledges the assignment of the Contract from Optech Enterprise Solutions LLC to OES Lancer LLC and the assignment will come into force upon signature of both parties, and will have an effective date of April 11, 2017. DIR shall change the contract documents hereafter to OES Lancer LLC.
3. OES Lancer LLC hereby represents to DIR that it owns the Contract and agrees to perform all duties and obligations to be performed by Vendor under the above-mentioned Contract to the same extent as if it had been an original party thereto. OES Lancer LLC hereby represents to DIR that by the effective date of this amendment, that it is or will be registered as a Texas Vendor, with all necessary Texas taxpayer identification numbers with the Comptroller of Public Accounts and be in good standing with that office, and otherwise be authorized to do business with the State of Texas.
4. **Contract, Section 1. Introduction, A. Parties** is hereby restated in its entirety as follows:

A. Parties

This Contract for products and related services is entered into between the State of Texas, acting by and through the Department of Information Resources (hereinafter “DIR”) with its principal place of business at 300 West 15th Street, Suite 1300, Austin, Texas 78701, and OES Lancer LLC (hereinafter “Vendor”), with its principal place of business at 4100 North West Loop 410, Suite 230, San Antonio, Texas 78229.

5. **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, CTCM, CTPM
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:

Garry Olson, Jr.
OES Lancer LLC
4100 N.W. Loop 410, Suite 230
San Antonio, TX 78229
Phone: (512) 660-1861
Facsimile: (210) 785-3458
Email: garry.olson@oeslancer.com

8. **Appendix B, HUB Subcontracting Plan** is hereby restated in its entirety and replaced with the attached **Appendix B, HUB Subcontracting Plan** approved 5/10/17.

All other terms and conditions of the Contract by all previous amendments, not specifically modified herein, shall remain in full force and effect. DIR retains the right to require further amendment to the Contract to update its terms and conditions as may be reasonable, necessary or required. In the event of conflict among the 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.

OES LANCER LLC

By: Signature on File

Name: Garry Olson

Title: General Manager

Date: 5/15/17

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

By: Signature on File

Name: Hershel Becker

Title: Chief Procurement Officer

Date: 5/19/17

Office of General Counsel: db 5/18/17