

Amendment Number 1
to
Contract Number DIR-TSO-3746
between
State of Texas, acting by and through the Department of Information Resources
and
Databank IMX LLC dba DB IMX LLC

This Amendment Number **1** to **Contract** Number **DIR-TSO-3746** ("**Contract**") is between the Department of Information Resources ("**DIR**") and Databank IMX LLC dba DB IMX 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 redacted in its entirety and replaced with:

The term of this Contract shall be one (1) year commencing on the last date of approval by DIR and Vendor. DIR and Vendor hereby agree to extend the term of the Contract for one (1) year through February 23, 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 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. Appendix A, Standard Terms and Conditions for Products and Related Services Contracts,** is hereby restated in its entirety and replaced with the attached **Appendix A, Standard Terms and Conditions for Services Contracts dated 09/29/2017.**
- 3. Contract, Section 6, Notifications** is hereby restated in its entirety as follows:

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:

Bill Holder
Databank IMX LLC
2720 Reed Rd. Ste. #240
Houston, Texas 77051
Phone: (832) 553-5790
Email: bholder@databankimx.com

All other terms and conditions of the **Contract, 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 2/23/2018.

Databank IMX LLC dba DB IMX LLC

Authorized By: Signature on File

Name: Bill Holder

Title: Regional Sales Director

Date: 2/9/2018

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: 2/13/2018

Office of General Counsel: Signature on File **DATE:** 2/13/2018