

Amendment Number 2
to
Contract Number DIR-TSO-3763
between
State of Texas, acting by and through the Department of Information Resources
and
Dell Marketing LP

This Amendment Number 2 to Contract Number DIR-TSO-3763 (“Contract”) is between the Department of Information Resources (“DIR”) and Dell Marketing LP (“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 two (2) years through January 10, 2022, or until terminated pursuant to the termination clauses contained in the Contract. The contract will renew automatically for one additional two (2) year increment 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** is hereby replaced with the following:

Notification

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

If sent to the State:

Hershel Becker or Successor in Office
Department of Information Resources
300 W. 15th St., Suite 1300
Austin, Texas 78701
Phone: (512) 475-4700

If sent to the Vendor:

Dell Marketing, L.P.
One Dell Way, Mail Stop RR1-33
Round Rock, Texas 78682
Phone: (512) 723-2585
Facsimile: (512) 283-9092

Email: [Dudley McClellan@dell.com](mailto:Dudley_McClellan@dell.com)

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 2, then Amendment Number 1 and then the Contract.

(REMAINDER OF PAGE IS BLANK INTENTIONALLY)

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 01/10/2020.

Dell Marketing LP

Authorized By: Signature on File

Name: Dudley McClellan

Title: Commercial Counsel, Dell Legal

Date: 1/8/2020

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: 1/9/2020

Office of General Counsel: DB 1/8/2020