

**Amendment Number 2**  
**to**  
**Contract Number DIR-TSO-4160**  
**between**  
**State of Texas, acting by and through the Department of Information Resources**  
**and**  
**Hewlett Packard Enterprise Company**

This Amendment Number 2 to Contract Number **DIR-TSO-4160** ("**Contract**") is between the Department of Information Resources ("**DIR**") and Hewlett Packard Enterprise Company ("**Vendor**"). DIR and Vendor agree to modify the terms and conditions of the **Contract** as follows:

1. **Appendix A. Standard Terms and Conditions for Product and Related Services Contracts** dated 09/29/2017, is here by updated and replaced in its entirety with the attached **Appendix A. Standard Terms and Conditions for Product and Services Contracts dated 11/06/2019 (per Amendment 2)**, 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.
  
2. **Appendix C, Pricing Index**, is hereby replaced in its entirety with **Appendix C, Pricing Index (per Amendment 2)**.

All other terms and conditions of the Contract, not expressly amended herein, shall remain in full force and effect. In the event of conflict among the provisions, the order of precedence shall be this Amendment Number 2, then Amendment 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.

**Hewlett Packard Enterprise Company**

**Authorized By:** \_\_\_\_\_  
Signature on File

**Name:** \_\_\_\_\_  
Mary Reuss

**Title:** \_\_\_\_\_  
Contract Negotiator

**Date:** \_\_\_\_\_  
4/7/2021 | 1:58 PM PDT

**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:** \_\_\_\_\_  
4/12/2021 | 10:42 AM CDT

**Office of General Counsel:** \_\_\_\_\_  
MH 4/12/2021 | 9:46 AM CDT