

AMENDMENT ONE (“Amendment”)
To The
PARTICIPATING ADDENDUM
[hereinafter “Addendum”]
For
WSCA/NASPO PC Contracts 2009-2014
COMPUTER EQUIPMENT, PERIPHERALS, AND RELATED SERVICES
AMENDED AND RESTATED MASTER PRICE AGREEMENT
NUMBER B27175
Between
Oracle America, Inc.
[hereinafter “Contractor” or “Oracle”]
And
State of South Dakota
[hereinafter “Participating State”]

Participating State Contract Number 15738

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THIS AMENDMENT is by and between the State of South Dakota and Oracle America, Inc. and amends the Addendum under the WSCA/NASPO Master Price Agreement B27175, dated August 10, 2009. Oracle America, Inc is a successor in interest to Sun Microsystems, Inc., and has assumed all rights and obligations of Sun Microsystems, Inc. under the Addendum. All references to "Sun" or "Sun Microsystems, Inc." in the Addendum and all references to Oracle or Contractor in this Amendment shall mean Oracle America, Inc.

WHEREAS, the State of Minnesota, acting through its Commissioner of Administration for the WSCA/NASPO (“Lead State”) has a Contract with the Contractor, identified as Amended and Restated Master Price Agreement No. B27175, as amended effective July 25, 2012, through August 31, 2014, to provide direct-from-manufacturer personal computer equipment and related devices, software and services; and

WHEREAS, the terms of the Addendum specifically state that the Addendum may be amended per agreement by both parties.

NOW, THEREFORE, it is agree by the parties to amend the Addendum as follows:

1. **Primary Contacts:** The primary contact individuals for this Amendment are as follows (or their named successors):

Lead State

Name:	Susan Kahle
Address:	50 Sherburne Ave., 112 Admin Bldg, St Paul, MN 55155
Telephone:	(651) 201-2434
Fax:	(651) 297-3996
E-mail:	susan.kahle@state.mn.us

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Contractor

For Contract Matters

Name: Cynthia Dominguez
Title: Contract Administrator
Address: 500 Eldorado Blvd., Broomfield, CO 80021
Telephone: 303-272-4467
Fax:
Email: cynthia.dominguez@oracle.com

For Program Matters

Name: Yvonne Tucker
Title: WSCA Program Manager
Address: 250 South 5th St. Boise, ID 83703
Telephone: (208) 338-8095
Fax:
Email: yvonne.tucker@oracle.com

Participating State

Name: Steven Berg
Address: 523 E. Capitol Avenue, Pierre, SD 57501-3182
Telephone: (605) 773-3405
Fax: (605) 773-4840
E-mail: Steven.Berg@state.sd.us

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2. Changes:

- a. All references to the Master Price Agreement Number B27175 in the Addendum are changed to “Amended and Restated Master Price Agreement Number B27175, including any amendments.” Each order placed under the Addendum shall incorporate the latest version of the Amended and Restated Master Price Agreement Number B27175 as amended as of the date of the order, including the information which is expressly incorporated in the Amended and Restated Master Price Agreement Number B27175 by written reference.
- b. The Addendum is extended through August 31, 2014, or expiration or termination of the Amended and Restated Master Price Agreement Number B27175.
- c. The configuration limit of servers and storage may be increased up to \$500,000. The Participating State limits for server and storage is \$500,000.

Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Amended and Restated Master Price Agreement Number B27175, together with its exhibits and any amendments, shall not be added to or incorporated into this Addendum or the Amended and Restated Master Price Agreement Number B27175, or its exhibits or amendments, by any subsequent purchase order, and any such attempts to add or incorporate such terms and conditions are hereby rejected. Except as set forth herein, the terms and conditions of the Addendum remain in full force and effect.

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IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by Contractor below.

State of South Dakota		Oracle America, Inc.	
Signature		Signature	
Name	Steven Berg	Name	ROBERT J. DEVITO
Title	Director, Procurement Mgmt.	Title	SR. CONTRACTS MGR
Signature Date	8/29/12	Signature Date	8/30/2012