

THE INFORMATION IN THIS BOX IS NOT A PART OF THE CONTRACT AND IS FOR COUNTY USE ONLY



Contract Number  
**24-1023**

SAP Number

### Innovation and Technology Department

<b>Department Contract Representative</b>	<u>Christine Onyango</u>
<b>Telephone Number</b>	<u>909-388-5943</u>
<b>Contractor</b>	<u>NetBrain Technologies, Inc.</u>
<b>Contractor Representative</b>	<u>Joseph Krenson</u>
<b>Telephone Number</b>	<u>858-449-7538</u>
<b>Contract Term</b>	<u>For the period beginning October 22, 2024, through October 21, 2029 automatically renewing for five-year terms</u>
<b>Original Contract Amount</b>	<u>\$1,160,550</u>
<b>Amendment Amount</b>	<u>N/A</u>
<b>Total Contract Amount</b>	<u>\$1,160,550</u>
<b>Cost Center</b>	<u>1201404048</u>
<b>Grant Number (if applicable)</b>	<u>N/A</u>

**Briefly describe the general nature of the contract:** NetBrain Order Form No. 51814 with NetBrain Technologies, Inc. for a network monitoring and management system, for the total contract amount of \$1,160,550, for the period beginning October 22, 2024, through October 21, 2029, automatically renewing for five-year terms.

**FOR COUNTY USE ONLY**

Approved as to Legal Form	Reviewed for Contract Compliance	Reviewed/Approved by Department
▶ <u>Bonnie Uphold</u> Bonnie Uphold, Supv. Deput County Counsel	▶ _____	▶ _____
Date <u>10/18/2024</u>	Date _____	Date _____



## Order Form

NetBrain Technologies, Inc.  
 15 Blue Sky Drive  
 Burlington, Massachusetts 01803  
 US

Created Date 09/13/2024  
 Expiration Date 11/30/2024  
 Order Number 51814

Prepared By Brian Clark  
 Email brian.clark@netbrain.com

Bill To Name San Bernadino County  
 Bill To 670 East Gilbert Street  
 San Bernadino  
 California  
 US  
 92415

Ship To Name County of San Bernadino, ITD  
 Ship To 670 East Gilbert Street  
 San Bernadino  
 California  
 US  
 92415

Billing Frequency Annually in Advance

Payment Terms Net 30

Start Date 10/22/2024  
 Subscription Length(Months) 60

Qty	Product Code	Description	Start Date <sup>2</sup>	End Date <sup>2</sup>	Unit Price / Year	Annual Price	Total Price
5	SEAT-SUB	Floating Seat License			4,050.00	20,250.00	101,250.00
2200	UNIV-NODE	Universal Node for All Device Types			54.00	118,800.00	594,000.00
1	PA-NODE-SUB	Preventive Automation				89,100.00	445,500.00
1	NB-AS-AMS	Professional service accelerating automation maturity. Services include assessment, enablement, and improvement of automation maturity covering System, Data model, automations, and user enablement.	10/22/2024	10/21/2025	19,800.00	19,800.00	19,800.00

Year 1 Invoice Amount	247,950.00
Year 2 Invoice Amount	228,150.00
Year 3 Invoice Amount	228,150.00
Year 4 Invoice Amount	228,150.00

Year 5 Invoice Amount

228,150.00

Total Price

USD 1,160,550.00

1. Final price is subject to Sales Tax or VAT based on your local tax jurisdictions. If Sales Tax or VAT shown on this document, it's for estimate purposes only.
2. The start date of the services on this order will be the later of the Customer requested Start Date or the date of this Order Form is fully executed.

\* Universal Node License relates to the conversion of NetBrain Enterprise Server License in the following ratio:

NetBrain Enterprise Server License	Ratio
Nodes	1:1
LWAP	3:1
SDN NSX CPU	1:5
SDN ACI Port	4:1
AWS (VPC)	1:16
Azure (Vnet)	1:16
Google (VPC)	1:16
ESXi CPU	1:1

This Quote may be executed in any number of counterparts, each of which so executed shall be deemed to be an original, and such counterparts shall together constitute one and the same Quote. The parties shall be entitled to sign and transmit an electronic signature of this Quote (whether by facsimile, PDF or other email transmission), which signature shall be binding on the party whose name is contained therein. Each party providing an electronic signature agrees to promptly execute and deliver to the other party an original signed Quote upon request.

By signing below, Customer hereby acknowledges that it has read and agrees to the Terms and Conditions of this Order Form, which shall be effective as of the date of last signature below.

**Customer: San Bernadino County**

**NetBrain Technologies, Inc.**

Authorized Signature: \_\_\_\_\_

Name: Dawn Rowe

Title: Chair, Board of Supervisors

Date: \_\_\_\_\_

OCT 22 2024

Authorized Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Signed by:

Gregory Baden

Gregory Baden

Senior Vice President & General Counsel

October 16, 2024

By signing this Order Form, the signer represents that he/she has the requisite authority to commit his/her employer to this purchase.

**Thank you for your business!**

15 Blue Sky Drive Burlington, Massachusetts 01803 US

Terms and Conditions

Customer's signature herein shall constitute its acceptance of the terms and conditions included in this Order Form, which shall supersede and control overall terms and conditions in any Customer purchase order or other document submitted or used in connection with this Order Form. Customer's purchase and use of the NetBrain product(s) and/or services (the "NetBrain Offerings") are subject to the provisions of NetBrain's

Subscription End User License Agreement ("EULA") or Professional Services Terms and Conditions, agreed to by and between the parties.

The pricing herein is confidential information of NetBrain Technologies, Inc. and shall not be disclosed to any third party.



## Order Form Checklist

San Bernadino County

#51814

Date: \_\_10/18/2023\_\_\_\_\_

San Bernadino County must provide the following information by the date this NetBrain Order form is fully executed.

\*If this form was previously completed by San Bernadino County, it does not need to be completed again unless there are changes to the information from the previous submission.

1. Will this purchase require a PO?      YES      NO  
(If yes, please submit a copy of the purchase order with this Order Form)
  
2. Is this purchase tax exempt?   YES      NO  
(If yes, please provide the tax-exempt certificate unless previously sent)
  
3. Will the invoice(s) for this purchase be submitted via email delivery or portal?  
(If via portal, please provide instructions on how to submit)  
Please note: Invoices will only be submitted via Portals for those orders where it's a requirement.

- 
4. Invoices and payment inquiries should be sent to the below emails:

AP Email (for invoices): \_\_\_\_\_

AP Email (for inquiries): \_\_\_\_\_

(If this is the same email that receives invoices, please enter 'N/A')