



Contract Number

21-648 A1

SAP Number

Innovation and Technology Department

Department Contract Representative	<u>Jennifer Mancebo</u>
Telephone Number	<u>909-388-5579</u>
Contractor	<u>SUSE LLC</u>
Contractor Representative	<u>Janet Kabeary</u>
Telephone Number	<u>385-666-5676</u>
Contract Term	<u>10/1/21 – 9/30/23</u>
Original Contract Amount	<u>Non-financial</u>
Amendment Amount	<u>Non-financial</u>
Total Contract Amount	<u>Non-financial</u>
Cost Center	<u>1200604048</u>

IT IS HEREBY AGREED AS FOLLOWS:

AMENDMENT NO. 1

This Amendment No. 1 ("Amendment") dated September 13, 2022 is made by and between SUSE LLC ("SUSE"), and the San Bernardino County ("Customer") and modifies the terms to agreement executed between the parties as of September 14, 2021 ("Contract").

1. All references to "County of San Bernardino" in the Addendum are amended to read "San Bernardino County".
2. Delete Paragraph 2, Term and replace with the following:
 2. **Term.** The Term of this Addendum shall commence on October 1, 2021 and continue through September 30, 2023, thereafter expiring unless extended by mutual written amendment executed by authorized representatives of both parties.
3. Delete "Terms and Conditions for SUSE Subscription Offerings", July 2021 and replace with the attached, "Subscription Terms and Conditions for SUSE Subscription Offerings", June 2022, as attached hereto.
4. **Full Force and Effect.** The Contract, as amended by this Amendment, remains in full force and effect.

- 5. Capitalized Terms.** Any capitalized term used but not defined in this Amendment shall have the meaning given to it in the Contract or the Addendum, as applicable.
- 6. Counterparts.** This Amendment 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 Contract. The parties shall be entitled to sign and transmit an electronic signature of this Amendment (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 Amendment upon request.

SAN BERNARDINO COUNTY

▶

 Curt Hagman, Chairman, Board of Supervisors

Dated: _____
 SIGNED AND CERTIFIED THAT A COPY OF THIS
 DOCUMENT HAS BEEN DELIVERED TO THE
 CHAIRMAN OF THE BOARD

Lynna Monell
 Clerk of the Board of Supervisors
 San Bernardino County

By _____
 Deputy

(Print or type name of corporation, company, contractor, etc.)

By ▶ _____
(Authorized signature - sign in blue ink)

Name _____
(Print or type name of person signing contract)

Title _____
(Print or Type)

Dated: _____

Address _____

FOR COUNTY USE ONLY

Approved as to Legal Form

 , County Counsel
 Date _____

Reviewed for Contract Compliance

 Date _____

Reviewed/Approved by Department

 Date _____