

AMENDMENT NUMBER ~~TWO~~ THREE
 TO
 ORIGINAL CONTRACT MA-060-17011748
 BETWEEN THE
 COUNTY OF ORANGE
 AND
~~DIMENSION DATA NORTH AMERICA, INC.~~ NTT AMERICA SOLUTIONS, INC.,
 (formerly DIMENSION DATA NORTH AMERICA, INC.)

This AMENDMENT NUMBER ~~TWO~~ THREE to Contract number MA-060-17011748 (hereinafter “AMENDMENT NUMBER ~~TWO~~ THREE”) between the County of Orange, a political subdivision of the State of California, through its Sheriff-Coroner Department (hereinafter “COUNTY”) and ~~Dimension Data North America, Inc.~~, NTT America Solutions, Inc., formerly Dimension Data North America, Inc., (hereinafter “CONTRACTOR”) with a business address of 11006 Rushmore Drive, Suite 300, Charlotte, NC 28277, is made and entered upon execution of all necessary signatures.

RECITALS

WHEREAS, the County of Merced, has issued a Master Price Agreement as Contract No. 2016071, through its Fast Open Contracts Utilization Services(FOCUS) program now in effect from April 26, 2016 through and including April 25, 20~~19~~21; and

WHEREAS, COUNTY and CONTRACTOR executed a Contract for Telecommunications Technology Solution Services and Products on July 11, 2017, as Contract number MA-060-17011748 (hereinafter “ORIGINAL CONTRACT”), for the term of July 11, 2017 through and including April 25, 2018; and

WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on April 24, 2019 as Contract number MA-060-18011492 (hereinafter “AMENDMENT NUMBER ONE”) for a one year term of April 26, 2018 through and including April 25, 2019;

WHEREAS, COUNTY and CONTRACTOR ~~desires to~~ renewed the ORIGINAL CONTRACT on April 24, 2019 as Contract number MA-060-19011104 for a one year term of April 26, 2019 through and including April 25, 2020 ~~and the CONTRACTOR has agreed to provide those services at the rates set forth in the ORIGINAL CONTRACT~~ (hereinafter “AMENDMENT NUMBER TWO”);

WHEREAS, COUNTY desires to renew the ORIGINAL CONTRACT as Contract number MA-060-20010909 for a one year term of April 26, 2020 through and including April 25, 2021 and the CONTRACTOR has agreed to provide those services at the rates set forth in the ORIGINAL CONTRACT;

WHEREAS, on October 1, 2019, Dimension Data North America, Inc., changed its name to NTT America Solutions, Inc., and the Parties desire to amend the ORIGINAL CONTRACT and all amendments thereto to reflect that name change;

NOW THEREFORE, in consideration of the mutual obligations set forth herein, both COUNTY and CONTRACTOR agree as follows:

1. ARTICLES

- a. Additional Terms and Conditions, Provision~~s~~ 3. Term of Contract, is amended in its entirety as follows:
 3. Term of Contract: This Contract shall commence upon execution of all necessary signatures, and continue in effect from 7/11/17 through and including 4/25/202~~0~~¹, unless otherwise terminated by COUNTY. The period of 7/11/17 through and including 4/25/18 shall be known as Contract Number MA-060-17011748. The period of 4/26/18 through and including 4/25/19 shall be known as Contract Number MA-060-18011492. The period of 4/26/19 through and including 4/25/20 shall be known as Contract Number MA-060-19011104. The period of 4/26/20 through and including 4/25/21 shall be known as Contract Number MA-060-20010909. This Contract may not be renewed ~~for one (1) additional one year term by mutual agreement of both Parties. The County does not have to give reason if it elects not to renew.~~
 - b. The Parties agree that wherever “Dimension Data North America, Inc.” appears in the ORIGINAL CONTRACT, AMENDMENT ONE, and AMENDMENT TWO, it is hereby replaced with “NTT America Solutions, Inc.”
2. A true and correct copy of the ORIGINAL CONTRACT (Contract Number MA-060-17011748) is attached hereto as Exhibit A and incorporated by this reference.
 3. A true and correct copy of AMENDMENT NUMBER ONE (Contract Number MA-060-18011492) is attached hereto as Exhibit B and incorporated by this reference.
 4. A true and correct copy of AMENDMENT NUMBER TWO (Contract Number MA-060-19011104) is attached hereto as Exhibit C and incorporated by this reference.
 45. All other provisions of the ORIGINAL CONTRACT, AMENMENT NUMBER ONE, and AMENDMENT NUMBER ~~ONE~~ TWO, herein and to the extent they are not inconsistent with this AMENDMENT NUMBER ~~TWO~~ THREE, remain unchanged and in full force and effect.

-Signature Page to Follow-

IN WITNESS WHERE OF, the Parties have executed AMENDMENT NUMBER ~~TWO~~ THREE to Original Subordinate Contract number MA-060-17011748.

*Contractor: ~~Dimension Data North America Inc.~~ NTT America Solutions, Inc. (formerly Dimension Data North America, Inc.)

By: _____ Title: _____

Print Name: _____ Date: _____

*Contractor: ~~Dimension Data North America Inc.~~ NTT America Solutions, Inc. (formerly Dimension Data North America, Inc.)

By: _____ Title: _____

Print Name: _____ Date: _____

**If the contracting party is a corporation, (2) two signatures are required: (1) signature by the Chairman of the Board, the President or any Vice President; and one (1) signature by the Secretary, any Assistant Secretary, the Chief Financial Officer or any Assistant Treasurer. The signature of one person alone is sufficient to bind a corporation, as long as he or she holds corporate offices in each of the two categories described above. For County purposes, proof of such dual office holding will be satisfied by having the individual sign the instrument twice, each time indicating his or her office that qualifies under the above described provision.*

In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signature to bind the company.

County Of Orange

A political subdivision of the State of California



Sheriff-Coroner Department

By: _____ Title: _____

Print Name: _____ Date: _____

Approved by the Board of Supervisors: _____

Approved as to Form
Office of the County Counsel
Orange County, California

by _____
Deputy

EXHIBIT A

ORIGINAL CONTRACT (Contract Number MA-060-17011748)

EXHIBIT B

AMENDMENT NUMBER ONE (Contract Number MA-060-18011492)

EXHIBIT C

AMENDMENT NUMBER TWO (Contract Number MA-060-19011104)