

**AMENDMENT #1
TO
CONTRACT NO. 2021092
BETWEEN
MERCED COUNTY
AND
AMS.NET, INC.**

THIS Amendment to Contract No. 2021092, is executed by and between the County of Merced, a political subdivision of the State of California, (hereinafter called "County"), and AMS.NET, Inc., a Delaware corporation, located at 502 Commerce Way, Livermore, CA 94551 (hereinafter called "Contractor").

This Amendment is hereby annexed to and made a part of the printed part of the Agreement to which it is attached, or modifies the existing Agreement between the parties. In each instance in which the provisions of this Amendment shall contradict or be inconsistent with the provisions of the printed portion of the original Agreement and any previous amendments, the provision of this Amendment shall prevail and govern and the contradicted or inconsistent provisions shall be deemed amended accordingly. Both parties agree that there is new and adequate consideration for this Amendment.

This Amendment shall be deemed to have been duly approved when executed by both parties to the original Agreement. Once duly approved, this Amendment shall become effective as of the date signed by the Chairman of the Merced County Board of Supervisors.

MODIFICATIONS:

- 1) Section 2, entitled "Term", is amended to add as follows:

The term of this Agreement shall commence on the 18th day of May, 2021, and continue until the 17th day of May, 2026, unless sooner terminated in accordance with the sections entitled "TERMINATION FOR CONVENIENCE", "TERMINATION FOR CAUSE", or "CONDITION SUBSEQUENT/NON-APPROPRIATION OF FUNDING", as set forth elsewhere in this Agreement.

Except as herein modified, all terms and conditions in said Agreement as heretofore approved remain unchanged and in full force and effect.

Signature page to follow.

County of Merced

By: _____

Rodrigo Espinosa
Chair, Board of Supervisors

MAY 07 2024

Dated

AMS.NET, Inc.

By: _____

Robert Tocci,
Chief Executive Officer/CFO/Secretary

4/10/24

Dated

**APPROVED AS TO LEGAL FORM
MERCED COUNTY COUNSEL**

BY: _____

Rina M. Gonzales
Chief Deputy County Counsel

5/1/2024

Dated