FIRST AMENDMENT TO THE AGREEMENT 5500001971
BETWEEN THE COUNTY OF SANTA CLARA AND HEWLETT-PACKARD (HP) COMPANY

This is the First Amendment to the Agreement between the County of Santa Clara (COUNTY) and Hewlett-Packard Company (CONTRACTOR) entered into on November 1, 2010 to provide HP personal computers, monitors and related services and support.

On May 22, 2012, the Board of Supervisors approved this Amendment to the Agreement.

This Agreement is amended as follows effective May 22, 2012:

1. **CONTRACT TERM** is revised to read: "This Agreement commences on November 1, 2010 and expires on August 31, 2013, unless terminated earlier or otherwise amended."

2. Page 17 of Agreement 5500001971 is revised to add:

   "54. **ASSIGNMENT OF CLAYTON ACT, CARTWRIGHT ACT CLAIMS:**
   Refer to Exhibit E, Western States Contracting Alliance Master Price Agreement Number B27164, provision # 51, Antitrust.

   **55. ELECTRONIC COPY OF A SIGNED AGREEMENT:**
   All parties agree that an electronic copy of a signed contract shall have the same force and effect as an original signed contract provided that the Contractor agrees to deliver to the County the original signed contract within 7 business days of sending of sending an electronic copy. The term "electronic copy" for purposes of this provision refers to a transmission by facsimile or electronic mail in a portable document format."

All other terms and conditions of the Agreement shall remain in full force and in effect. In the event of a conflict between the original Agreement and this Amendment, this Amendment controls.

Prepared and administered by: Caroline Kho, Procurement Contract Specialist at 408-491-7428 or caroline.kho@proc.sccgov.org

The Agreement as amended constitutes the entire agreement of the parties concerning the subject matter herein and supersedes all prior oral and written agreements, representations and understandings concerning such subject matter.
By signing below, signatory warrants and represents that he/she executed this Amendment in his/her authorized capacity, that he/she has the authority to bind the entity listed below to contractual obligations and that by his/her signature on this Amendment, the entity on behalf of which he/she acted, executed this Amendment.

COUNTY OF SANTA CLARA

By: ______________________

George Shirakawa
President, Board of Supervisors

Date: MAY 22 2012

CONTRACTOR

By: ______________________

Print: NANCY LENKOWSKI
Title: CONTRACT ADMINISTRATOR
Date: 5/3/2012

ATTEST

By: ______________________

Lynn Regadoz
Interim Clerk of the Board of Supervisors
Date: MAY 22 2012

APPROVED AS TO FORM AND LEGALITY

By: ______________________

Robert Nakamae
Deputy County Counsel
Date: 5/4/12