

AMENDMENT NO. 1 TO PARTICIPATING ADDENDUM
to NASPO VALUEPOINT Master Agreement No: MNWNC-105
(ND State Contact #022-MNWNC-105PA)

between
Cisco Systems, Inc. and
the State of North Dakota

This Amendment No. 1 (the "Amendment #1") to the Participating Addendum to the NASPO VALUEPOINT Master Agreement No: MNWNC-105 ("Participating Addendum"), between Cisco Systems, Inc. ("Cisco") and the State of North Dakota ("State"), is entered into as the latter of the date signed by both parties.

WHEREAS, Cisco and State entered into the Participating Addendum as of January 14, 2016 (the "Participating Addendum"), and Cisco and Customer now desire to amend the Participating Addendum in the manner stated herein.

NOW THEREFORE, the parties agree to amend the Participating Addendum as follows:

1. Under the Section of the Participating Addendum entitled "ADDITIONAL MODIFICATIONS TO MASTER AGREEMENT", the parties agree to add the following subsection g. to Section 3, Delivery:

"g. Unless otherwise indicated in the Master Agreement, the prices are the delivered price to any Purchasing Entity. All deliveries shall be F.O.B. destination with all transportation and handling charges paid by the Contract Vendor. Additional delivery charges will not be allowed for back orders. Title and Risk of Loss will pass to Purchasing Entity upon delivery."


Any terms not defined in this Amendment #1 shall have the meaning stated in the Participating Addendum.

Except as modified by this Amendment #1, all terms and conditions of the Participating Addendum shall remain in full force and effect. In the event of a conflict between the terms of this Amendment #1 and any terms of the Participating Addendum, this Amendment #1 will prevail with regard to the subject matter herein.

This Amendment #1 and the Participating Addendum are the complete agreement between the parties and supersedes all prior oral and written agreements, representations, warranties and commitments of the parties regarding subject matter herein.


The parties have caused this Amendment #1 to be duly executed. Each party represents that its respective signatories whose signatures appear below have been and are on the date of signature duly authorized to execute this Amendment #1.

State of North Dakota



Name: Tricia O'P
Title: Procurement Officer II
Date: July 14, 2010

Cisco Systems, Inc.



Name: Travis Waters
Director, Finance
Title: _____
Date: July 8, 2016

APPROVED BY LEGAL