

FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING (340B)

30150

This First Amendment to the Memorandum of Understanding (340b) Agreement dated February 5, 2004 ("Agreement") by and between Long Beach Memorial Medical Center ("LBMMC") and the City of Long Beach ("City") is effective as of the Third day of April, 2007.

WHEREAS, LBMMC and City desire to amend and modify the Agreement as set forth below in order that the Agreement, as amended and modified, is acceptable to both parties for execution;

THEREFORE, in consideration of the promises and of the mutual covenants herein, the parties agree that the Agreement shall be and is hereby amended and modified as follows:

1. LBMMC is the corporate parent to two hospitals, Long Beach Memorial Medical Center ("Hospital") and Miller Childrens Hospital ("MCH"). Recognizing that the present Agreement applies to Hospital only, the Agreement is amended such that the representations, rights and responsibilities apply to both Hospital and MCH.
2. In all other respects the Agreement shall remain as stated in the Agreement.
3. If the terms of the Agreement in any way conflict with or are otherwise inconsistent with the terms of this Amendment, this Amendment shall govern and control.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to the 340b Agreement as stated below.

LBMMC

City

By: [Signature]

ASSISTANT By: Christine J. Shipp

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

Title: VICE PRESIDENT

Title: Gerald R. Miller City Manager

Date: April 10<sup>th</sup> 2007

Date: April 11, 2007

Approved as to form.

[Signature]  
Signature

[Signature]  
Title

[Signature]  
Date

APPROVED AS TO FORM

4/9, 2007

ROBERT E. SHANNON, City Attorney

By [Signature]  
DEPUTY CITY ATTORNEY