

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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FIRST AMENDMENT TO MASTER AGREEMENT NO. 29130

29130

THIS FIRST AMENDMENT TO MASTER AGREEMENT No. 29130 is made and entered, in duplicate, as of April 1, 2008 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on May 24, 2005 by and between ORACLE USA, INC., a Colorado corporation, whose business address is 500 Oracle Parkway, Redwood City, California 94065 ("Contractor"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the City and Contractor entered into Master Agreement No. 29310 ("Agreement") on April 25, 2005, to provide computer software licenses and related services for as long as the County Agreement is in effect or the City gives 30 days' notice of termination; and

WHEREAS, the parties desire to extend the term of the Agreement for another one year term;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Agreement and this First Amendment, the parties agree as follows:

1. Section 6 of the Master Agreement No. 29310 is omitted in its entirety and amended to read as follows:

"6. The term of this Agreement shall commence on April 15, 2008 and shall terminate at midnight on April 15, 2009, or when the warranty on the computer software and related services expires, whichever is later. If the County Agreement is extended, then the City shall have an option to extend the term of this Agreement to coincide with the extension of the County Agreement. The parties shall sign amendments memorializing each extension."

Except as expressly stated herein, all of the terms, covenants and conditions in the Master Agreement No. 29310 are ratified and confirmed and shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date first stated herein.

ORACLE USA, INC.

JUNE 10, 2008

By Glenda Sakati
~~President - Manager, Public Sector Contracts~~

GLEND A SAKATI
(Type or Print Name)

JUNE 10 2008

By Kylie A. Lahjani
Secretary SR. CONTRACTS MANAGER

KYLIE. A. LAHJANI
(Type or Print Name)

"Contractor"

CITY OF LONG BEACH, a municipal corporation

Jun 24 2008

By [Signature] Assistant City Manager
City Manager

"City"

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.**

This First Amendment to the Master Agreement No. 29130 is approved as to form on June 24 2008.

ROBERT E. SHANNON, CITY ATTORNEY

By [Signature]
Deputy