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**AMENDMENT No. 1 OF  
MEMORANDUM OF UNDERSTANDING**

**THIS AMENDMENT** made as of the 24<sup>th</sup> day of August, 2021 in the Territory of the Virgin Islands, by and between the Government of the Virgin Islands **DEPARTMENT OF PROPERTY AND PROCUREMENT**, on behalf of the **Department of Health (DOH)**, and the Virgin Islands Port Authority (VIPA), and Royal Caribbean Cruises Ltd. d/b/a Royal Caribbean International whose address is 1050 Caribbean Way, Miami, Florida 33132 (hereinafter referred to as “Cruise Ship Line and Operator” or “CSL”). Each of the above parties shall be hereinafter referred to as a “**Party**” and collectively, as the “**Parties.**”

The Parties witness to being duly authorized to execute this agreement and will attest accordingly when and where necessary.

**WITNESSETH**

**WHEREAS**, pursuant to MOU No. **G049DOHT21** approved by the Commissioner of Property and Procurement on **August 5, 2021**, (the “MOU”), the Government of the Virgin Islands, VIPA and CSL entered into the MOU for the purpose of CSL’s compliance with the Centers for Disease Control and Prevention (“CDC”) requirement for a Cruise Operator’s Agreement with Port and Local Health Authorities under the CDC’s Framework for Conditional Sailing Order before the resumption cruise ship operations in the Virgin Islands using CSL’s Royal Caribbean International brand; and

**WHEREAS**, the MOU will remain in effect until the earlier occurrence of one of the following events: (a) the “Conditional Sailing Order” (CSO) is no longer in effect or (b) any Party terminates the MOU by giving the other Parties at least seven (7) days’ notice.

**NOW THEREFORE**, for mutual and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereto agree as follows:

**TERMS AND CONDITIONS**

- 1. Paragraph 2 of the MOU is hereby amended to remove the reference to Annex C by deleting all of the existing language and replacing it with new language as follows:

**Term.** The Term of this MOU (“Term”) shall be from the Effective Date until the earlier of (a) the CSO is no longer in effect, or (b) any Party terminates this MOU by giving the other Parties at least seven (7) days’ notice. Exhibits 1-5 and Annexes A and B attached hereto are a part of this MOU and are incorporated herein by reference. The CSL shall not conduct cruise operations at the Piers after the date of termination without a new agreement in place that satisfies the conditions of the FCS unless same has expired, been rescinded, or is otherwise no longer applicable.

- 2. Annex B of the MOU is amended by adding the Medical Care Agreement for The Virgin Islands Government Hospitals and Health Facilities Corporation d/b/a Governor Juan F. Luis



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Hospital & Medical Center dated August 5, 2021, attached hereto as Exhibit "A."

- 3. This Amendment is subject to the approval of the Commissioner of the Department of Property and Procurement.
- 4. Except as expressly amended in this Amendment, all terms of the MOU remain in full force and effect.
- 5. A facsimile, electronic or digital signature on this Amendment shall be deemed an original and binding upon the Parties hereto.

IN WITNESS WHEREOF, the Parties have hereunto set their hands on the day and year first above written.

WITNESSES

GOVERNMENT OF THE VIRGIN ISLANDS

Denese A Dunlop-Harley

Justa Encarnacion  
Justa E. Encarnacion, Commissioner  
Department of Health

8/21/2021

Date

Magdalene A. Thomas

Anthony D. Thomas  
Anthony D. Thomas, Commissioner  
Department of Property & Procurement

8/24/2021

Date

APPROVED AS TO LEGAL SUFFICIENCY  
DEPARTMENT OF JUSTICE BY:

Carol E. McDonald  
Assistant Attorney General

Date 8/24/2021

Julice  
Holder

Digitally signed by Julice Holder  
DN: cn=Julice Holder, o=Virgin  
Islands Port Authority, ou=  
email=jholder@viport.com, c=US  
Date: 2021.08.20 11:48:28 -04'00'

VIRGIN ISLANDS PORT AUTHORITY

Carlton Dowe

Digitally signed by Carlton Dowe  
DN: cn=Carlton Dowe, o=Virgin Islands Port  
Authority, ou=email=cdowe@viport.com, c=US  
Date: 2021.08.20 11:45:15 -04'00'

Carlton E. Dowe, Executive Director

August 20, 2021

Date

APPROVED AS TO LEGAL SUFFICIENCY  
VIRGIN ISLANDS PORT AUTHORITY

BY: Catherine  
Hendry

Digitally signed by Catherine Hendry  
DN: cn=Catherine Hendry, o=Virgin  
Islands Port Authority, ou=  
email=chendry@viport.com, c=US  
Date: 2021.08.20 11:49:40 -04'00'

Date: August 20, 2021



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**ROYAL CARIBBEAN CRUISES LTD.  
D/B/A ROYAL CARIBBEAN INTERNATIONAL**

Richard D. Fain

Name: Richard D. Fain  
Title: Chairman & CEO

Date: 8/13/2021 | 1:46 PM PDT

[Signature]

Name: Michael Bayley  
Title: President & CEO, Royal Caribbean  
International

Date: 8/13/2021 | 4:50 PM EDT

Calvin Johnson

Name: Dr. Calvin Johnson  
Title: Chief Medical Officer

Date: 8/13/2021 | 6:14 PM EDT

[Signature]

Name: R. Alexander Lake  
Title: SVP, General Counsel, Chief  
Compliance Officer & Corporate Secretary  
Date: 8/17/2021 | 2:48 PM EDT

**ATTESTATION**

I, R. Alexander Lake, SVP, General Counsel, Chief Compliance Officer, and Corporate Secretary for Royal Caribbean Cruises Ltd., hereby attest that the persons signing above on behalf of Royal Caribbean Cruises Ltd. have full and complete authority to bind Royal Caribbean Cruises Ltd. to this Amendment.

[Signature]

Name: R. Alexander Lake  
Title: SVP, General Counsel, Chief  
Compliance Officer, and Corporate Secretary

Date: 8/17/2021 | 2:48 PM EDT

