

**AMENDMENT OF
PROFESSIONAL SERVICES CONTRACT**

THIS AMENDMENT made as of the 16th day of March, 2018 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 **OFFICE OF THE LIEUTENANT GOVERNOR** (hereinafter referred to as "**GOVERNMENT**") and **FOSTER MOORE US, LLC** (hereinafter referred to as "**CONTRACTOR**").

WITNESSETH

WHEREAS, pursuant to Contract No. **PO34LTGT16** approved by the Governor on 17 MARCH 2016 (hereinafter referred to as the "Contract") to provide **implementation of computerization of the Division of Corporations and Trademarks**; and

WHEREAS, the Contract expires pursuant to its terms on **16 March 2018**, but the parties desire to amend the Contract to extend its term until **16 March 2020**; and

WHEREAS, the amendment of the Contract will not result in any change to the scope of work, and shall not require an increase to the compensation originally provided for under the Contract.

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 3, is hereby amended as follows:

The term contemplated by the parties' agreement is nine (9) years. This Professional Services Contract shall commence upon the execution of this Contract by the Governor of the Virgin Islands and shall terminate forty-eight (48) months thereafter.

While the parties have agreed to a Professional Services Contract for forty-eight (48) months, the parties intend to negotiate and enter into a *separate Maintenance Services Agreement* (as set forth in **Addendum VI**) for the provision of servicing and maintenance for the services provided under the Professional Services Contract, for a period of five (5) years. The *separate Maintenance Services Agreement* only becomes effective upon the entire system being able to "go-live" as agreed to by the parties. The *separate Maintenance Services Agreement* will survive the termination of the Professional Services Contract. The parties intend the *separate Maintenance Services Agreement* to include the terms substantially as set forth in **Addendum VI** ("Maintenance Services Agreement"), plus additional terms yet to be agreed upon, including terms as to scope and exclusions of warranties.

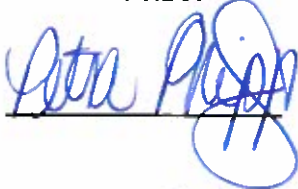
2. This Amendment is subject to the approval of the Governor of the Virgin Islands and to the appropriation and availability of funds.

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3. Except as expressly amended in this Amendment, all terms of the Contract remain in full force and effect.

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


WITNESSES:



GOVERNMENT OF THE VIRGIN ISLANDS


Honorable Osbert E. Potter
Lieutenant Governor

3/13/18
Date



Lloyd T. Bough, Jr., Commissioner
Department of Property & Procurement

3/14/18
Date

WITNESSES:




CONTRACTOR


Nick Dalton, VP North America
Foster Moore US LLC

2/28/2018
Date

APPROVED:


Honorable Kenneth E. Mapp
Governor of the Virgin Islands

Date: 3-16-18

Approved For Legal Sufficiency Department of Justice:

By:  Date: 3/15/18

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