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## AMENDMENT No. 1 OF MEMORANDUM OF UNDERSTANDING

**THIS AMENDMENT** made as of the 16th day of December, 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 West Indian Company, Limited ("WICO"), owner of the cruise ship dock located in Havensight, Charlotte Amalie, St. Thomas, U.S. Virgin Islands (the "Port"), the U.S. Virgin Islands Department of Health ("DOH") and Carnival Corporation, Princess Cruise Lines, LTD., and Holland America Line N.V., in its capacity as General Partner of Cruiseport Curacao C.V. whose address is 3655 NW 87<sup>th</sup> Avenue, Miami, Florida 33178 (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. G011DOHT22 approved by the Commissioner of Property and Procurement on October 8, 2021, (the "MOU"), the Government, WICO, 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; 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in effect until the earlier occurrence of one of the following events: (a) the "Conditional Sailing Order" (CSO) is no longer in effect or (b) any Party terminates this MOU by giving the other Parties at least seven (7) days' notice; and

**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. The MOU is hereby amended by deleting the existing Exhibit 3, Cruise Ship Operator Deployment Schedule and replacing it with the 1<sup>st</sup> Amended Exhibit 3 – 1<sup>st</sup> Amended CSL Deployment Schedule attached hereto and made a part hereof.
2. This Amendment is subject to the approval of the Commissioner of the Department of Property and Procurement.
3. Except as expressly amended in this Amendment, all terms of the MOU remain in full force and effect.
4. **FACSIMILE, ELECTRONIC & DIGITAL SIGNATURES**

A facsimile, electronic or digital signature on this MOU shall be deemed an original and binding upon the Parties hereto.



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

WITNESSES

Chris M. Carr

WEST INDIAN COMPANY, LTD.

Anthony A. Ottley

CREA34E7D1DE487

Anthony A. Ottley, President & CEO

12/14/2021

Date

WITNESSES

GOVERNMENT OF THE VIRGIN ISLANDS

Dereese A Dunlop-Harley

Justa E. Encarnacion

Justa E. Encarnacion, Commissioner  
Department of Health

12/15/2021

Date

Anthony D. Thomas

Anthony D. Thomas

Anthony D. Thomas, Commissioner  
Department of Property & Procurement

12/16/2021

Date

APPROVED AS TO LEGAL SUFFICIENCY

DEPARTMENT OF JUSTICE BY:

Carol E. McDougal  
Assistant Attorney General

12/16/2021

Date



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### CARNIVAL CORPORATION

DocuSigned by:  
Arnold Donald  
By: COAED00365-F448  
Arnold Donald  
Chief Executive Officer  
Date: 12/13/2021

DocuSigned by:  
Peter Anderson  
By: 7800FE002397403  
Peter Anderson  
Chief Compliance and Ethics Officer  
Date: 12/13/2021

DocuSigned by:  
Grant Tarling  
By: PAG70B1BAG00403  
Dr. Grant Tarling  
Chief Medical Officer  
Date: 12/13/2021

### CARNIVAL CRUISE LINE, a division of Carnival Corporation

DocuSigned by:  
Christine Duffy  
By: 071850B1900C442  
Christine Duffy  
President  
Date: 12/13/2021

DocuSigned by:  
Domenico Rognoni  
By: 02A7CE3034CB41A  
Domenico Rognoni  
SVP, Compliance, Environmental &  
Occupational Safety  
Date: 12/14/2021

DocuSigned by:  
Joseph Scott  
By: 037671073004002  
Dr. Joseph Scott  
Senior Director, Fleet Medical Operations  
Date: 12/13/2021



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**HOLLAND AMERICA LINE N.V.,  
in its capacity as general partner of  
CRUISEPORT CURACAO C.V**

DocuSigned by:

By: Gustavo Antorcha  
Gustavo Antorcha  
President

Date: 12/13/2021

DocuSigned by:

By: Paul McClelland  
Paul McClelland  
VP, Ethics & Compliance Officer

Date: 12/13/2021

DocuSigned by:

By: Dr. Brenda Barnetson  
Dr. Brenda Barnetson  
Senior Director, Health Services

Date: 12/14/2021

**PRINCESS CRUISE LINES, LTD.**

DocuSigned by:

By: Jan Swartz  
Jan Swartz  
President

Date: 12/13/2021

DocuSigned by:

By: Paul McClelland  
Paul McClelland  
VP, Ethics & Compliance Officer

Date: 12/13/2021

DocuSigned by:

By: Dr. Brenda Barnetson  
Dr. Brenda Barnetson  
Senior Director, Health Services

Date: 12/14/2021