

**CLOUD SOLUTIONS 2016-2026**

Led by the State of Utah

Master Agreement #: AR3710

Contractor: **KYNDRYL, INC.**

Participating Entity: **GOVERNMENT OF GUAM, OFFICE OF TECHNOLOGY**

The following products or services are included in this contract portfolio:

- *All products and accessories listed on the Contractor page of the NASPO ValuePoint website.*

**Master Agreement Terms and Conditions:**

1. Scope: This addendum covers **Cloud Solutions** led by the State of *Utah* for use by state agencies and other entities located in the Participating State *[or State Entity]* authorized by that State's statutes to utilize State contracts with the prior approval of the State's Chief Procurement Official.
2. Participation: This NASPO ValuePoint Master Agreement may be used by all state agencies, institutions of higher institution, political subdivisions and other entities authorized to use statewide contracts in Guam. Issues of interpretation and eligibility for participation are solely within the authority of the State Chief Procurement Official.
3. Access to Cloud Solutions Services Requires State CIO Approval: Unless otherwise stipulated in this Participating Addendum, specific services accessed through the NASPO ValuePoint cooperative Master Agreements for Cloud Solutions by state executive branch agencies are subject to the authority and prior approval of the State Chief Information Officer's Office. The State Chief Information Officer means the individual designated by the state Governor within the Executive Branch with enterprise-wide responsibilities for leadership and management of information technology resources of a state.
4. Primary Contacts: The primary contact individuals for this Participating Addendum are as follows (or their named successors):

**Contractor**

|            |                                                                |
|------------|----------------------------------------------------------------|
| Name:      | Dari Desilva                                                   |
| Address:   | One Vanderbilt Ave, 15 <sup>th</sup> floor, New York, NY 10017 |
| Telephone: | +1 (720) 233-4280                                              |
| Fax:       | N/A                                                            |
| Email:     | dari.desilva@kyndryl.com                                       |

**Participating Entity**

|            |                                                                            |
|------------|----------------------------------------------------------------------------|
| Name:      | Frank L.G. Lujan, Jr. – CTO, Government of Guam, Office of Technology      |
| Address:   | P.O. Box 884, 211 Aspinall Avenue, Hagåtña, 96910, Guam                    |
| Telephone: | (671) 635-4500                                                             |
| Fax:       | N/A                                                                        |
| Email:     | <a href="mailto:frank.lujan@otech.guam.gov">frank.lujan@otech.guam.gov</a> |

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**5. PARTICIPATING ENTITY MODIFICATIONS OR ADDITIONS TO THE MASTER AGREEMENT**

These modifications or additions apply only to actions and relationships within the Participating Entity.

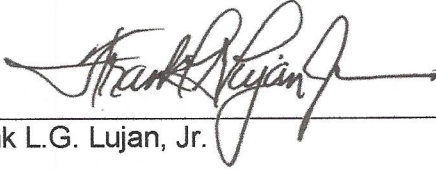
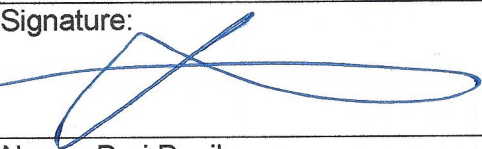
Participating Entity must check one of the boxes below.

☒ No changes to the terms and conditions of the Master Agreement are required.

☐ The following changes are modifying or supplementing the Master Agreement terms and conditions.

6. Subcontractors: All contactors, dealers, and resellers authorized in Guam, as shown on the dedicated Contractor (cooperative contract) website, are approved to provide sales and service support to participants in the NASPO ValuePoint Master Agreement. The contractor's dealer participation will be in accordance with the terms and conditions set forth in the aforementioned Master Agreement.
7. Orders: Any order placed by a Participating Entity or Purchasing Entity for a product and/or service available from this Master Agreement must include the contract number in order to be deemed to be a sale under (and governed by the prices and other terms and conditions) of the Master Agreement unless the parties to the order agree in writing that another contract or agreement applies to such order.

IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

|                                                                                                |                                                                                                 |
|------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|
| Participating Entity: Government of Guam - Office of Technology                                | Contractor: Kyndryl, Inc.                                                                       |
| Signature:  | Signature:  |
| Name: Frank L.G. Lujan, Jr.                                                                    | Name: Dari Desilva                                                                              |
| Title: Chief Technology Officer                                                                | Title: Director, SLED Market                                                                    |
| Date: August 24, 2021                                                                          | Date: Aug 20, 2021                                                                              |

*[Additional signatures may be added if required by the Participating Entity]*



*Please email fully executed PDF copy of this document  
to  
[PA@naspovaluepoint.org](mailto:PA@naspovaluepoint.org)  
to support documentation of participation and posting  
in appropriate data bases.*