



State of Oklahoma

Office of Management and Enterprise Services

**ADDENDUM 1 TO
STATE OF OKLAHOMA CONTRACT WITH
TEACHING SYSTEMS, INC.
RESULTING FROM SOLICITATION NO. 0900000350**

This Addendum 1 ("Addendum") is an Amendment to the Contract awarded to Teaching Systems, Inc. ("Supplier") in connection with Solicitation 0900000350 ("Solicitation") and is effective April 8th, 2019.

Recitals

Whereas, the State issued a Solicitation for proposals for Science, Technology, Engineering and Math (STEM) Educational Tools and Products for use by all Oklahoma educational entities; and

Whereas, the State and Supplier have negotiated the final terms under which Supplier will perform the Services under the Contract.

Now, therefore, in consideration of the foregoing and the mutual promises set forth herein, the receipt and sufficiency of which are hereby acknowledged the parties agree as follows:

1. Addendum Purpose.

This Addendum memorializes the agreement of the parties with respect to negotiated terms of the Contract that is being awarded to Supplier as of even date with execution of this Addendum. The parties agree that Supplier has not yet begun performance of work contemplated by the Solicitation.

2. Negotiated Documents of the Contract.

2.1. The parties have negotiated certain terms of the Contract as follows:

- i. certain negotiated exceptions and additional terms to the Solicitation as contained in Attachment A to this Addendum; and
- i. confirmation that any pricing increase during a given term shall not exceed the lower of either 2% or the current CPI, provided that pricing may be renegotiated during a subsequent renewal term.

- 2.2. Accordingly, any reference to a Contract Document refers to such Contract Document as it may have been amended. If and to the extent any provision is in multiple documents and addresses the same or substantially the same subject matter but does not create an actual conflict, the more recent provision is deemed to supersede earlier versions.

State of Oklahoma

By: 

Name: James L. Reese, II

Title: Chief Information Officer

Date: 4/8/19

Teaching Systems, Inc

By: 

Name: Kimberly Savage

Title: President

Date: 3/25/19

ATTACHMENT A TO
ADDENDUM 1 TO
STATE OF OKLAHOMA CONTRACT WITH
TEACHING SYSTEMS, INC.
RESULTING FROM SOLICITATION NO. 0900000350

Negotiated Additional Terms to the Solicitation

The Solicitation is hereby amended to include the terms as set forth below and supersedes all prior terms submitted by Supplier or discussed by the parties.

Solicitation Section	Exception
Special Provisions, B.13 s	<p>Solicitation, Section B Special Provisions, Subsection 13 is hereby added:</p> <p>Supplier marked the following as confidential: submitted price/cost document, page 53/65 and pages 55-65. After review, the state advised Supplier it was not in compliance with Oklahoma Administrative Code 260:115-3-9. The State advised Supplier could specifically identify the information in these documents that is confidential and enumerate the specific grounds based on applicable laws which support treatment of these documents as exempt from disclosure for state's further review or withdraw Supplier's confidentiality claim. In response, Supplier withdrew its confidentiality claim.</p>