

AMENDMENT NO. 13 TO MMCAP INFUSE AGREEMENT NO. MMS1900142

THIS AMENDMENT NO. 13 ("**Amendment**") to MMS1900142 and its amendments ("**Agreement**") is entered into on the date all required signatures are obtained for this document and is by and between the State of Minnesota acting through its Commissioner of Administration ("**Minnesota**") on behalf of MMCAP Infuse ("**MMCAP Infuse**") and FFF Enterprises, Inc., a corporation with an address of 44000 Winchester Road, Tenecula, California 92590 ("**Vendor**").

RECITALS

WHEREAS, MMCAP Infuse and Vendor have agreed to certain changes in the terms and conditions set forth in the Agreement and have agreed to amend the Agreement to reflect said changes;

WHEREAS, besides the terms and conditions of the Agreement amended in this Amendment, the Agreement remains in full force and effect; and

NOW, THEREFORE, the parties acknowledge and hereby agree that the Agreement shall be amended as follows:

Capitalized Terms; Definitions; Conditions. The Agreement and Amendments shall be read together as one document. Any capitalized terms used in the Amendment that are defined in the Agreement will have the same meaning(s) when used herein, unless the context clearly requires otherwise. To the extent there shall exist a conflict between the Agreement and this Amendment, the terms of this Amendment will control. Unless otherwise clearly altered, modified, deleted, or amended otherwise, the terms of the Agreement will continue in their entirety and govern the contractual relationship between Vendor and MMCAP Infuse.

In this Amendment, changes to pre-existing Agreement language will use ~~strike through~~ for deletions and underlining for insertions.

Modifications

Revision 1: Line 2 of the Contract Term of the Agreement will be revised as follows:

2. **Expiration Date:** ~~March 31, 2025~~ July 31, 2025

Revision 2: Exhibit 1 Influenza Products and Pricing for the 2025-2026 season, attached and incorporated to this Amendment, will be added as a part of **Attachment G** to the Agreement.

VENDOR: FFF Enterprises, Inc.

The Vendor certified that the appropriate person(s) have executed this Amendment on behalf of the Vendor as required and by applicable articles, bylaws, resolutions, or ordinances.

Name: _____
Signature: Karen Sasser
Title: Sr. VP Product Management
Date: 1/22/2025

STATE OF MINNESOTA FOR MMCAP INFUSE

In accordance with Minn. Stat. § 16C.03, subd. 3

Name: _____
Signature: Krista McQuaid
Date: 1/23/2025

COMMISSIONER OF ADMINISTRATION

In accordance with Minn. Stat. § 16C.05, subd. 2

Name: _____
Signature: Michelle Korpela
Date: 1/23/2025

Influenza Products and Pricing for the 2025-2026 Season

Effective: **December 20th, 2024** or when fully signed, whichever is later.

1. Ordering Mechanisms:

- a. Online: www.myfluvaccine.com
- b. Phone: 1-800-843-7477
- c. Email: FFFcustomer care@fffenterprises.com

2. Table 1: Products for the 2024-2025 Influenza season.

| Mfr. Name | Product Name | Container Type, Product Age Indication | Pack Size | MMCAP Infuse Price per Pack (Prices do not include FET) |
|-----------------------|---|---|------------------|---|
| AstraZeneca | FluMist NDC 66019-0112-10 | 0.2ml Nasal Sprayer; 2 to 49 years | Pack of 10 | \$213.70 |
| GSK | Fluarix NDC 58160-0912-52 | 0.5ml prefilled syringes, 6 mo. & older | Pack of 10 | \$184.24 |
| GSK | Flulaval NDC 19515-0904-52 | 0.5ml prefilled syringes, 6 mo. & older | Pack of 10 | \$184.24 |
| Seqirus | Afluria NDC 33332-0025-03 | 0.5ml prefilled syringes ; 3 years & older | Pack of 10 | \$150.28 |
| Seqirus | Afluria NDC 33332-0125-10 | 5 ml MD vial ; 6 mo. & older | 10-dose vial | \$150.28 |
| Seqirus | Fluad NDC 70461-0025-03 | 0.5ml prefilled syringes; 65 years & older | Pack of 10 | \$628.14 |
| Seqirus | Flucelvax NDC 70461-0655-03 | 0.5ml prefilled syringes ; 6 mo. & older | Pack of 10 | \$247.10 |
| Seqirus | Flucelvax NDC 70461-0555-10 | 5 ml MD vial ; 6 mo. & older | 10-dose vial | \$234.60 |
| Sanofi Pasteur | Flublok NDC 49281-0725-10 | 0.5ml prefilled syringes; 18 years & older | Pack of 10 | \$658.99 |
| Sanofi Pasteur | Fluzone NDC 49281-0643-15 | 5 ml MD vial ; 6 mo. & older | 10-dose vial | \$176.07 |
| Sanofi Pasteur | Fluzone NDC 49281-0425-50 | 0.5ml prefilled syringes ; 6 mo. & older | Pack of 10 | \$183.98 |
| Sanofi Pasteur | Fluzone High-Dose NDC 49281-0125-65 | 0.5ml prefilled syringes; 65 years & older | Pack of 10 | \$658.99 |

All prices listed are not inclusive of Federal Excise Tax of \$0.75/dose.

GSK contract prices in Table 1 above require all customers to have a signed DEC form to receive MMCAP Infuse contract pricing. MMCAP Infuse Members should contact MMCAP Infuse to obtain a GSK DEC form if one has not already been completed.

3. Additional Discounts.

Payment terms are 2% 30 days, Net 60 days.

4. Returned Goods/ Credits.

Member’s may return contracted purchased full pack quantities of product to Vendor via the following guidelines for credit. Contact Vendor’s Customer Care Team at 1-800-843-7477 for complete returns instructions.

| Manufacturer | Return Eligibility |
|----------------|--|
| AstraZeneca | Up to 25% of doses are eligible for return. (with minimum order of 100 doses). Otherwise 15% of doses eligible for return. |
| GSK | Up to 15% of doses are eligible for return |
| Sanofi Pasteur | Up to 15% of doses are eligible for return |
| Seqirus | Up to 15% of doses are eligible for return |

Contact the customer care team for further information. Vendor will supply a copy of its returned goods/credit policy to Members upon request.