

GOVERNMENT OF PUERTO RICO  
DEPARTMENT OF STATE  
AND  
PUERTO RICO INFRASTRUCTURE FINANCING AUTHORITY

---The Department of State of Puerto Rico, a government entity with legal personality and existing under Article IV, Section 6 of the Constitution of the Commonwealth of Puerto Rico, employer Social Security 660-63-7290, represented in this act, Act No. 101 of July 12, 2002, by the Secretary of State, Hon. Kenneth D. McClintock, of legal age, married, executive and resident of San Juan, Puerto Rico, hereinafter called the "SUBRECIPIENT".-

---Puerto Rico Infrastructure Financing Authority, a public corporation and instrumentality of the Commonwealth of Puerto Rico, constituting an independent corporate and politic entity, employer identification number 66-0480699, herein represented by its Executive Director, José E. Basora Fagundo, of legal age, married, Engineer, and resident of Trujillo Alto, Puerto Rico, duly authorized to execute this Amendment pursuant to Act Number 8 of March 9, 2009 and in accordance with Resolution of the Puerto Rico Infrastructure Financing Authority Board of Directors dated June 22, 2009, hereinafter called "PRIFA".-----

---Appearing parties agree to carry out the amendment being in full enjoyment of their civil rights have the legal capacity required for this amendment, freely and voluntarily:-----

-----WITNESSETH-----

---ONE: On April 29, 2011, the parties executed a contract in which PRIFA agreed to execute an energy efficiency project which includes the retrofitting the facilities of the Department of State in San Juan, Puerto Rico, and installing energy efficient air conditioning systems. The date for completion of the work was estimated to December 31, 2011.-----

---TWO: First Amendment: Subsequently, on 19 September 2011, the parties amended the original agreement to extend the term of the agreement until August 31, 2012, in order to conclude the work to be performed.-----

---THREE: Second Amendment: Eventually, on April 4, 2012, the contract was amended by the parties to include additional funds allocated by the Office of Management and Budget of the Government of Puerto Rico.-----

---FOURTH: That the work associated with the placement of air conditioners in the facilities of the Department of State of Puerto Rico has taken longer than anticipated, the parties proceed to further modify the original contract to indicate the date of September 30, 2012, as the estimated date for completion of work.-----

---Wherefore, PRIFA and SUBRECIPIENT hereby agree:-----

-----TERMS AND CONDITIONS-----

---Both Parties hold this amendment in order to extend the term of the Agreement until September 30, 2012. To this end, we proceed to amend the **THIRD WHEREAS** on page 3 and the **Article II Section 2.2 Duration of Term**.-----

**FIRST:** THIRD WHEREAS hereby amended to read as follows:

*"WHEREAS, the Agreement signed between the Energy Affairs Administration and the SUBRECIPIENT has an established limited performance from September 30, 2010 up until September 30, 2012. SUBRECIPIENT, has requested PRIFAS immediate assistance whereas the funds may be lost if they are not used within the specified time frame; and"*-----

**SECOND:** Article II Section 2.2 hereby amended to read as follows:

*"2.2 Duration of Term. The term of this Agreement shall commence on the Effective Date and shall remain in full force and effect until all ARRA Funds under the*

