

PARTICIPATING ADDENDUM
WESTERN STATES CONTRACTING ALLIANCE
BREAST PUMPS (WSCA/WIC)
Administered by the State of Washington (hereinafter "Lead State")

MASTER PRICE AGREEMENT
EVENFLO Company, Inc.
Washington Contract Number: 01910
(hereinafter "Contractor")
And
The State of Arkansas
(hereinafter "Participating State")

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1. **Scope:** This addendum covers the WSCA Breast Pumps Contract lead by the State of Washington, for members of WSCA or NASPO, for use by Participating State's programs, including Women, Infants & Children Programs office.
2. **Participation:** All eligible purchasers within the State of Arkansas including local public procurement units are authorized to purchase products and services under the terms and conditions of this participating addendum.
3. **Reports:** Usage Reports shall be delivered to the State of Arkansas, Office of State Procurement, 1509 West 7th Street, Little Rock, Arkansas 72201 (Attention: Judy Shirley) within thirty (30) calendar days upon completion of performance quarterly periods cited in the paragraph below. Reports may also be emailed to Judy Shirley, Contracting and Procurement Officer, at judy.shirley@dfa.arkansas.gov.

Contract quarterly reporting periods shall be:

| | |
|---|------------------------------|
| January 1 st through March 31 st | due April 30 th |
| April 1 st through June 30 th | due July 31 st |
| July 1 st through September 30 th | due October 31 st |
| October 1 st through December 31 st | due January 31 st |

The State of Arkansas recognizes all Addendums attached to the original contract and enforced by the State of Washington.

Payments: Payments shall be submitted to the contractor at the address shown on the invoice. Payment shall be tendered to the contractor within thirty (30) days of the date of the invoice. After the sixtieth (60) day from the date of the invoice unless mutually agreed to, interest shall be paid on the unpaid balance due to the contractor at the rate of one-half of one percent per month in accordance with Arkansas Code Annotated § 19-11-224. The procuring agency shall make a good-faith effort to pay within thirty (30) days after date of invoice.

Records: Records relevant to Purchasing Entity transactions shall be subject to examination by appropriate government authorities for a period of five (5) years from the date of acceptance of the purchase order.

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4. Primary Contacts: The primary contact individuals for this participating addendum are as follows:

Lead State Contract Administrator

Name: Melissa Cox, Contracts Specialist
Address: Department of General Administration, Office of State Procurement
210 11th Ave SW Rm 201
Olympia, WA 98504-1101
Voice: (360) 902.7439
Fax: (360) 586.2426
E-mail: mcox@ga.wa.gov

Contractor

Name: Susan Vogtsberger
Address: Evenflo Company, Inc.
Ameda Breastfeeding Products
475 Half Day Road, Suite 200, Lincolnshire, IL 60069
Voice: (847) 964-2628
Fax: 847-793-0169
E-mail: Susan.Vogtsberger@ameda.com

Participating State

Name: State of Arkansas
Department of Finance & Administration
Office of State Procurement
Attention: Judy Shirley, Buyer
Address: 1509 W. 7th Street, Little Rock, AR 72201
Telephone: (501) 324-9314
Fax: (501) 324-9311
E-mail: judy.shirley@dfa.arkansas.gov

5. Price Agreement Number: All purchase orders issued by purchasing entities within the jurisdiction of this participating addendum shall include the Lead State price agreement number: 01910.

This Participating Addendum and the Master Price Agreement number 01910 (administered by the State of Washington) together with its exhibits, set forth the entire agreement between the parties with respect to the subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions

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inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Price Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Price Agreement and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Price Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms within the Participating State.

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

| | |
|------------------------------------|-----------------------------------|
| Participating State: <i>AR</i> | Contractor: Evenflo Company, Inc. |
| By: <i>Robin Rogers</i> | By: <i>Dustin Epstein</i> |
| Name: <i>Robin Rogers</i> | Name: <i>DUSTIN EPSTEIN</i> |
| Title: <i>Deputy Director, OSP</i> | Title: <i>VICE PRESIDENT</i> |
| Date: <i>2/8/11</i> | Date: <i>2/1/11</i> |