

CONTRACT MODIFICATION

Modification No.: # 2

Contract No.: F50B4400028  
Contract Name: Data Telecommunications  
Services  
Contract Dated: December 18, 2014

THIS CONTRACT MODIFICATION to Master Contract No. F50B4400028 Contract for Data Telecommunications Services (hereinafter, "Contract") is made this 20 day of December, 2018 ("Effective Date"), by and between Crown Castle Fiber LLC ("Master Contractor"), and the State of Maryland ("State"), acting through the Department of Information Technology.

**WHEREAS**, on December 18, 2014, the State and the Master Contractor entered into the Contract;

**WHEREAS**, on December 20, 2018, the Master Contractor amended the Contract to recognize the Master Contractor's change of corporate name; and

**WHEREAS**, the Master Contractor submitted a response to the Contract's expansion window, in which it sought to provide services in an additional Functional Area- Commodity Internet Service Delivery- as evidenced by **Exhibit A** attached hereto; and

**WHEREAS**, the State has approved the Master Contractor to provide services in this additional Functional Area; and

**WHEREAS**, it is in the State's interest to modify the Contract by recognizing the Master Contractor's ability to provide services in the additional Functional Area.

**NOW THEREFORE**, in consideration of the Recitals which are hereby made a substantive part hereof, and the promises and the covenants herein contained, the adequacy and sufficiency of which are duly acknowledged by the Parties, the Parties agree as follows:

1. To fully delete Sections 2.1 and 2.2 of the Contract and replace them with the following:

**2. Statement of Work**

2.1. The Master Contractor shall provide Data Telecommunications Services for the State as described in the RFP, the TO Agreement, and the PORFP, in one or more of the functional area-LATA combinations as follows:

- Functional Area I – Wide Band DDS
- Functional Area III – Last Mile Access Data Services
- Functional Area IV- Commodity Internet Service Delivery

2.2. These services shall be provided in accordance with the terms and conditions of this Contract and the following Exhibits, which are attached and incorporated herein by reference. If there are any inconsistencies between this Contract and Exhibits A through G, the terms of this Contract shall control.

If there is any conflict among the Exhibits, the following order of precedence shall determine the prevailing provision.

Exhibit A – Request For Proposal No. F50B4400028

Exhibit B – Purchase Order (when executed)

Exhibit C – PORFP (when released)

Exhibit D – State Contract Affidavit, executed by the Master Contractor and dated \_\_\_\_\_


Exhibit E – Master Contractor's response to the PORFP (when submitted)

Exhibit F – Technical Proposal to the RFP, which shall include Master Contractor's 5/15/2018 Expansion Window Response

Exhibit G – Financial Proposal to the RFP

2. That except as expressly modified herein, all of the provisions of the Contract remain in full force and effect and are hereby ratified and confirmed.

**IN WITNESS WHEREOF**, the parties have caused this Modification to be executed by their respective duly authorized officers, agents or officials as of the above-referenced date.

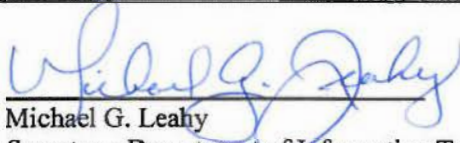
By:   
Witness/Attest

Crown Castle Fiber LLC  
By:   
Corporate Officer/Authorized Agent

Natasha Ernst / Associate General Counsel - FS  
Printed Name/Title of Officer/Agent


  
Witness

STATE OF MARYLAND  
By: Department of Information Technology (DoIT)

By:   
Michael G. Leahy  
Secretary, Department of Information Technology

Approved as to form and legal sufficiency

this 17<sup>TH</sup> day of December, 2018

  
Assistant Attorney General

# EXHIBIT A



05/15/2018

# State of Maryland DoIT

RFP: DATA TELECOMMUNICATIONS SERVICES F50B4400028

Volume 1 – Technical Proposal

Proposal submitted by:

Lightower Fiber Networks II, L.L.C., a Crown Castle company

Richard Guffre  
Federal Account Director  
Crown Castle Fiber  
Herndon, VA  
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The pathway to possible.