CALIFORNIA PARTICIPATING ADDENDUM
WESTERN STATES CONTRACTING ALLIANCE (WSCA)
MULTIFUNCTION COPIERS & RELATED SOFTWARE
KONICA MINOLTA BUSINESS SOLUTION U.S.A., INC.
MASTER PRICE AGREEMENT
7-09-36-01

1. Scope:

This Participating Addendum covers the rental, lease or purchase of Multifunction Copier & Related Software for all State Agencies and will include all California political subdivisions/local governments. A subdivision/local government is defined as any city, county, city and county, district, or other local governmental body or corporation, including the California State Universities (CSU) and University of California (UC) systems, K-12 schools and community colleges empowered to expend public funds. Each political subdivision/local government should make its own determination whether the WSCA program is consistent with its procurement policies and regulations.

STATE AGENCIES ARE RESTRICTED FROM USING THIS CONTRACT IN ACCORDANCE WITH MANAGEMENT MEMO 05-11, EXCEPT FOR THOSE CATEGORIES NOT OFFERED UNDER CALIFORNIA STRATEGIC SOURCING INITIATIVE (CSSI) CONTRACTS FOR MULTIFUNCTION COPIER DEVICES

THE SUPPLEMENTAL TERMS AND CONDITIONS FOR CONTRACTS USING ARRA FUNDS APPLY TO THE ORDERING AGENCY. IF OR WHEN KONICA MINOLTA, AS A VENDOR, IS NOTIFIED BY ORDERING AGENCY THAT A SPECIFIC PURCHASE OR PURCHASES ARE BEING MADE WITH ARRA FUNDS, KONICA MINOLTA AGREES TO COMPLY WITH THE DATA ELEMENT AND REPORTING REQUIREMENTS THAT ARE LEGALLY REQUIRED OF PROVIDERS OF GOODS AND RELATED SERVICES. KONICA MINOLTA, AS IT RELATES TO PURCHASES UNDER THIS CONTRACT IS NOT A SUBCONTRACTOR OR SUBGRANTEE, BUT SIMPLY A PROVIDER OF GOODS AND RELATED SERVICES

2. Leasing, Rental & Purchase

Funding to purchase or lease products available under this contract may be available to State agencies via the GS $Mart (purchases) or Lease $Mart program. Local agencies are able to take advantage of all options in the WSCA Master Price Agreement without restrictions.

3. Changes:

For usage under this Participating Addendum by any Eligible Entity listed in Section 1, Scope, the following Changes apply:

a. The California General Provisions (CAGP) **Revision 9/30/2009 (GSPD-401IT based on April 12, 2007 standard)** for Western States Contracting Alliance (WSCA) **Multifunction Copiers & Related Software** as attached become a part of this Participating Addendum.

b. The California General Provisions (CAGP) shall prevail if there is a conflict between the terms and conditions of the contractor's WSCA State of Nevada, Master Price Agreement, packaging, invoices, catalogs, brochures and technical data sheets.

c. State of Nevada, Master Price Agreement number 1715 changed for California to Contract Number 7-09-36-01.

d. State of Nevada, Master Price Agreement cover page, is hereby modified as follows: "Original Award Date" changed to "Effective Date 9/15/2009".

e. **Delivery:**
As negotiated between agency and contractor and included in the purchase order, or as otherwise stipulated in the contract.

f. DGS Termination of Contract:

The State may terminate this contract at any time upon 30 day prior written notice. Upon termination or other expiration of this contract, each party will assist the other party in orderly termination of the contract and the transfer of all assets, tangible and intangible, as may facilitate the orderly, nondisrupted business continuation of each party. This provision shall not relieve the contractor of the obligation to perform under any purchase order or other similar ordering document executed prior to the termination becoming effective.

g. Reports & Administrative Fee:

Contractor shall submit report to the California Contract Administrator for all California purchases providing the following information:

Agency Name	Agency Contact Name
Purchase Order Number	Agency Address
Purchase Order Date	Agency Telephone Number
WSCA Contract Number	Total Dollars for the quarter
WSCA Administrative Fee Dollar Amount	

The Contractor shall submit a check, in addition to the report, payable to the State of California, Contract Administrator for the calculated administrative fee for an amount equal to one percent (0.01) of the sales for the quarterly period. This fee shall be included as an adjustment to contractors WSCA pricing and not invoiced or charged to the purchasing entity.

Payment of the administrative fee by Contractor due irrespective of status of payments on orders from users to Contractor.

A report is due even when there is no activity. Any report that does not follow the required format or that excludes information will be deemed incomplete. Failure to submit reports and fees on a timely basis shall constitute grounds for suspension of this agreement. Reports and fee delivery will be in accordance with the following schedule.

Calendar Quarter 1	(JUL 1 to SEP 30)	Due OCT 31
Calendar Quarter 2	(OCT 1 to DEC 31)	Due JAN 31
Calendar Quarter 3	(JAN 1 to MAR 31)	Due APR 30
Calendar Quarter 4	(APR 1 to JUN 30)	Due JUL 31

The administrative fee check and report should be submitted to the following address:

Cynthia Okoroike
Department of General Services
Procurement Division
Multiple Award Program - WSCA
707 Third Street, 2nd Floor, MS # 202, West Sacramento, CA 95605-2811

h. The primary state government contact for this Participating Addendum is as follows:

Department of General Services, Procurement Division
Multiple Award Program - WSCA
707 Third Street, 2nd Floor, MS # 202
West Sacramento, CA 95605

Contact: Cynthia Okoroike
E-mail: cynthia.okoroike@dgs.ca.gov
Phone: (916) 375-4389
Fax: (916) 375-4663

Lead State:
Name: Lyn Callison
Address: 515 East Musser Street
Telephone: (775) 684-0198
Fax: (775) 684-0188
E-mail: lcalliso@purchasing.state.nv.us

Contractor's Contact:
Name: Kim Talbot
Address: 2120 Washington Boulevard, Suite 450, Arlington, VA 22204
Telephone: (703) 842-3213
Fax: (703) 271-1188
E-mail: talbotk@kmbs.konicaminolta.us

i. The primary Konica Minolta Business Solution U.S.A, Inc. CUSTOMER contact for this Participating Addendum is as follows:

Konica Minolta Business Solution U.S.A, Inc.

Address: 2120 Washington Boulevard, Suite 450
Arlington, VA 22204

Contact: Michelle Lovely

E-Mail: mlovely@kmbs.konicaminolta.us

Phone: (303) 717-3108

Fax: (703) 271-1188

j. Price Agreement Number:

The Master Price Agreement number for the Participating State is 7-09-36-01. The Master Price Agreement Number MUST be shown on all Purchase Orders issued against this Master Price Agreement.

k. Effective Dates:

This Participating Addendum shall be effective upon approval by the Department of General Services and will continue until the End Date of the Master Price Agreement. Lead State amendments to extend the term date are automatically incorporated into this Participating Addendum unless terminated early in accordance with the terms and conditions of the Master Price Agreement or this Participating Addendum.

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I. **Servicing Subcontractors:**

Please use web site below and type in zip code:
http://kmbsapps.konicaminolta.us/wheretobuy/home.jspx?productCategory=Office%20Systems&printerBrand=&howToBuy=&howMany=&cat=&subcat=&model=&wtbProdLine.

This Addendum and the Price Agreement together with its exhibits and/or amendments, 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 inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Price Agreement, together with its exhibits and/or amendments, shall not be added to or incorporated into this Addendum or the Price Agreement and its exhibits and/or amendments, 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 and/or amendments shall prevail and govern in the case of any such inconsistent or additional terms.

By Signing below Konica Minolta Business Solution U.S.A, Inc. agrees to offer the same products/and or services as on the State of Nevada at prices equal to or lower than the prices on this contract.

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

State of California:		Konica Minolta Business Solution U.S.A, Inc.	
By:		By:	
Name:	Jim Butler	Name:	~~Michelle Levely~~ Kimberly Larbor
Title:	Deputy Director	Title:	Manager, Government Contracts
Date:		Date:	10/12/09