

**MODIFICATION #5
TO
CONTRACT NUMBER VA-191201-BCI
BETWEEN THE
COMMONWEALTH OF VIRGINIA
AND
BRIGHTSTAR COMMUNICATIONS INC**

This MODIFICATION #1 (the “**Fifth Modification**”) is an agreement between the Virginia Information Technologies Agency (“**VITA**”), pursuant to § 2.2-2012 of the *Code of Virginia* and on behalf of the Commonwealth of Virginia (“**Commonwealth**” or “**State**”), and Brightstar Communications Inc, (“**Supplier**”). This Modification is hereby incorporated into and made an integral part of Contract VA-191201-BCI, as amended, between VITA and the Supplier (the “**Supplier**”).

This Modification documents both parties’ agreement to amend the Contract as follows:

1. Add to Exhibit A (Pricing)

STARLINK Fixed Site Land Only Service Plan	Monthly Data Allotment	Download Speed	Managed Installation (One-Time Fee)	Monthly Managed Service Cost	Priority Overage (Per GB)	5 GB Wireless Failover Internet Service
1 TB	1 TB	200 Mbps	\$4,000.00	\$826.00	N/A	\$0.00
2 TB	2 TB	200 Mbps	\$4,000.00	\$1,327.00	N/A	\$0.00

- Plans require one-year service commitment. Service available to all locations in state of Virginia.
- Managed Installation is required, and billed at the end of month service is installed.
- Installation includes all travel, transportation costs for any/all materials, required STARLINK hardware, installation of the normal, standard software, equipment and testing of the services to ensure proper operation.
- 5GB Wireless Failover Internet Service is required for service redundancy, at no extra cost.
- 1 TB Service Plan provides 1 TB of High Priority Data consumption per month, and unlimited Standard Data Service thereafter. This non-metered service has no priority overage charges.
- 2 TB Service Plan provides 2 TB of High Priority Data consumption per month, and unlimited Standard Data Service thereafter. This non-metered service has no priority overage charges.
- One (1) Static IP Address per location is provided
- Monthly Managed Service Cost is all inclusive of products or services required for operation, and is billed monthly.
- Customer Provided Equipment (CPE) will connect to the provided STARLINK service via an Industry Standard physical interface (RJ-45 Ethernet jack or similar). No customer access is allowed to any supplied hardware or software which would allow configuration or feature changes. All supplied hardware shall remain the property of Supplier.
- Customer Wi-Fi access will not be included.
- Monthly Managed Service Cost is inclusive of all Taxes and Fees.
- 5GB Wireless Failover Internet Service provides monthly data allocation of 5 GB. Agency has the option to either have failover service turned off once 5 GB of monthly data is consumed (default), or to maintain service and agree to pay monthly overage charges of \$20.00 per GB.
- Supplier shall provide 24x7 telephonic support.

The foregoing is the complete and final expression of the parties' agreement to modify Contract VA-191201-BCI and cannot be modified, except by a writing signed by duly authorized representatives of both parties.

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

PERSONS SIGNING THIS CONTRACT ARE AUTHORIZED REPRESENTATIVES OF EACH PARTY TO THIS CONTRACT AND ACKNOWLEDGE THAT EACH PARTY AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CONTRACT.

BRIGHTSTAR COMMUNICATIONS, INC

**VITA, on behalf of the
COMMONWEALTH OF VIRGINIA**

BY: Randall W Rhine/COO/BCI

BY: 

NAME: Randall W Rhine

NAME: JB Edmonds

TITLE: COO

TITLE: Telecommunications Supplier Mgr

DATE: 07/03/2024

DATE: 7/3/2024