

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

SUBGRANT are used in their entirety by SUBRECIPIENT and SUBRECIPIENT has been audited by the governmental entities in charge of auditing the uses of ARRA funds received by SUBRECIPIENT and no further action is required of SUBRECIPIENT pursuant to EECBG and ARRA or as a result of such audits. Notwithstanding the term of this Agreement, SUBRECIPIENT shall obtain permits, pass inspection and complete the Project by September 30, 2012; said time period may be extended upon written request by PRIFA".-----

---**THIRD**: All other terms and conditions of the Agreement Number 2011-000064 executed by and between parties no amended herein shall remain in full force and effect.-----

---**FOURTH**: This amendment does not involve additional funds as provided in the original contract as amended.-----

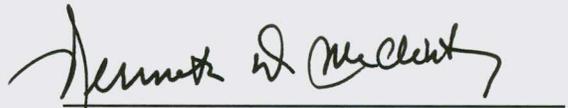
---**FIFTH**: This amendment shall take effect from the date of signature until September 30, 2012.-----

-----**EXECUTION**-----

IN WITNESS WHEREOF, the parties hereto execute this Third Amendment to Agreement in San Juan, Puerto Rico on July, ^{August} 20, 2012.-----



José E. Basora Fagundo
Executive Director
Puerto Rico Infrastructure Financing
Authority

Kenneth D. McClintock
Secretary
Department of State
Government of Puerto Rico