

CONTRACT AGREEMENT

THIS AGREEMENT made the 2 day of MAY 2023 between **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **MARA LINUX AND BUSINESS SOLUTIONS INC.** of **Unit 205 First Capitol Place, 1st Street cor. Phil-Am St. Brgy. Kapitolyo, Pasig City** (hereinafter called "the Service Provider") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **Server Network Infra and Security Software License Maintenance and Support Services – Lot 2: Anti-DDoS Protection Service of the Department of Energy (DOE)**, and has accepted a Bid by the Service Provider for those goods and services in the sum of **Two Million Four Hundred Ninety-Nine Thousand Pesos Only (Php2,499,000.00)** (hereinafter called "the Contract Price").

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as integral part of this Agreement, *viz.*:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract;
 - iv. Supplemental or Bid Bulletins, if any
 - ii. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (*e.g.*, Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
 - iii. Performance Security;
 - iv. Notice of Award of Contract; and the Bidder's conforme thereto; and
 - v. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum of **Two Million Four Hundred Ninety-Nine Thousand Pesos Only (Php2,499,000.00)** or such other sums as may be ascertained, **Mara Linux and Business Solutions Inc.** agrees to the **Server Network Infra and Security Software License Maintenance and Support Services – Lot 2: Anti-DDoS Protection Service of the Department of Energy (DOE)** in accordance with its Bid.
4. The **Department of Energy** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

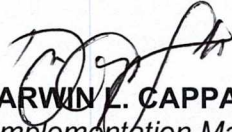
IN WITNESS whereof the parties hereto have caused this Agreement to be executed in accordance with the laws of the Republic of the Philippines on the day and year first above written.



FELIX WILLIAM B. FUENTEBELLA
Undersecretary

for:

Department of Energy

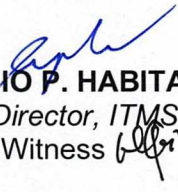


DARWIN L. CAPPAL
Field Implementation Manager

for:

**Mara Linux and Business Solutions
Inc.**

SIGNED IN THE PRESENCE OF:



ARTEMIO P. HABITAN
OIC-Director, ITMS
Witness

K. Vicanon

KRISTINE V. VICANON

Witness



HELEN C. ROLDAN
OIC-Chief Accounting Division
Witness

OAF No. 01-23-04-070
OAF Date. April 19, 2023
REGULAR AGENCY FUND
₱ 2,499,000.00

REPUBLIC OF THE PHILIPPINES

) S. S.

PASIG CITY

ACKNOWLEDGEMENT

Before me, a Notary Public for and in the City of PASIG CITY, Metro Manila, on this MAY 03 2023 day of 2023, personal appeared:

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA	Company ID	160915-1371
DARWIN L. CAPPAL	DRIVERS LICENSE	N02-12-007758

Both known to me and to me known to be the same persons who executed the foregoing Contract for the Server Network Infra and Security Software License Maintenance and Support Services – Lot 2: Anti-DDoS Protection Service of the Department of Energy (DOE) and they acknowledged to me the same is their free act and deed and that of the agency and the corporation which they respectively represent. This agreement consisting of three (3) pages, including the page upon which this Acknowledgement is written, has been signed by the Parties and their instrumental witnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed mu notarial seal on the date and at the place first above written.

Doc No. 96
Page No. 71
Book No. 718
Series of 2023

FERDINAND D. AYAHAO
Notary Public
For Pasig City, Pateros and San Juan City
Appointment No.108 (2022-2023) valid until 12/31/2023
MCLE Exemption No.VII-BEP003719 valid until 04/14/25
Roll No. 46377; IBP LRN 02459; OR 535886; 06/21/2001
TIN 123-011-785; PTR 0161665; 01/06/23; Pasig City
Unit 5, West Tower PSE, Exchange Road
Orugas Center, Pasig City Tel:+632-86314090