

CONTRACT AGREEMENT

AUG 02 2023

THIS AGREEMENT made the _____ day of _____ 2023 between **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **PINNACLE TECHNOLOGIES, INC.** of **52 8TH Ave. West, Grace Park, Caloocan City** (hereinafter called "the Service Provider") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the **Virtual System Management Software License Subscription** and has accepted a Bid by the Service Provider for the supply of those goods and services in the sum of **One Million Four Hundred Twenty Thousand Pesos Only (PhP1,420,000.00)** (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 **One Million Four Hundred Twenty Thousand Pesos Only (PhP1,420,000.00)** or such other sums as may be ascertained, **Pinnacle Technologies, Inc.** agrees to the **Virtual System Management Software License Subscription** 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



SHARMAINE TAJANTAJAN
Authorized Representative

for:

Pinnacle Technologies, Inc.

SIGNED IN THE PRESENCE OF:



ATTY. PAOLO G. FONDEVILLA
OIC-Director, ITMS
Witness



Rissa Marie Gallagan
Witness



HELEN C. ROLDAN
OIC-Chief Accounting Division
Witness

App # 01-29-07-159
date date. 7/19/2023
regular Agency fund
P 1,420,000.00

REPUBLIC OF THE PHILIPPINES

CALOOCAN CITY

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ACKNOWLEDGEMENT

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

AUG 02 2023

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA		
SHARMAINE TAJANTAJAN	TIN ID	342-893-328

Both known to me and to me known to be the same persons who executed the foregoing Contract for the **Virtual System Management Software License Subscription** 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 my notarial seal on the date and at the place first above written.

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Series of 2023

ATTY ARSENIOP. ALILAM
NOTARY PUBLIC NC-NO. 417
UNTIL DEC 31 2023
PTR# 1264538 / CAL CITY / 1-3-2023
IBP# 258640 / 12-19-2022 / PASIG CITY
MCLE # VII-0015492 / ON 4-2-22 / 04-14-2025
IN PASIG CITY ROLL# 36281
UNIT 9, 2ND FLR. MLA. BULLETIN BL DG.
10TH AVE CAL. CITY / TEL# 8425-33-41