

# International Business Machines Corporation

Please direct inquiries and correspondence to  
 IBM CORPORATION  
 1551 SO WASHINGTON AVE  
 PISCATAWAY NJ 08854

Customer Number  
 6463165

Invoice Number  
 SRV2996

Invoice date  
 10/17/2014

Page  
 1

Or call IBM at: (877) 426-6006  
 e-mail: ASKAR@US.IBM.COM



Installed at

STATE OF NEW YORK  
 EXEC DEPT OFC GEN SVCS  
 TOWER BLDG 39TH FLR  
 EMPIRE STATE PLAZA  
 ALBANY NY 122033702

STATE OF NEW YORK  
 EXEC DEPT OFC GEN SVCS  
 TOWER BLDG 39TH FLR  
 EMPIRE STATE PLAZA  
 ALBANY NY 00000

Customer reference

PO# 0000002996

Please remit payments to

Terms

P.O. BOX 643600  
 PITTSBURGH, PA 15264-3600

PAYMENT DUE UPON RECEIPT OF  
 INVOICE. LATE PAYMENT FEES  
 MAY APPLY

## INVOICE FOR MAINTENANCE AGREEMENT SERVICE

TYPE/DESCR. MOD/SERIAL	FROM DATE	THRU DATE	QTY	CHARGES MINIMUM	APPL. ADDNL. DISC./%	TAX AMOU
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NYS CONTRACT PT63994

PER INVENTORY QUOTES LISTED ON PURCHASE ORDER OGS1-0000002996 AS NOTED BELOW

ANNUAL PRICE = \$1,577,626.55  
 ANNUAL PRICE MINUS 5% PREPAY (\$78,881.33CR) = \$1,498,745.22\*

\*PREPAY APPLIES ONLY IF PAYMENT RECEIVED BY IBM NO LATER THAN NOVEMBER 18, 2014\*

IBM CONTRACT# AFBCJT - Dept of Crim Just	C/N 2483334	\$ 363,748.69	10/1/14-9/30/15
IBM CONTRACT# AVCGF8 - Dept of Labor	C/N 6678471	\$ 841,423.94	10/1/14-9/30/15
IBM CONTRACT# AD8YFG - OASAS	C/N 6917364	\$ 100,123.26	10/1/14-9/30/15
IBM CONTRACT# AB8ZBL - OPWDD	C/N 6757175	\$ 252,471.26	10/1/14-9/30/15
IBM CONTRACT# AV94BC - OTDA	C/N 8762754	\$ 19,859.40	10/1/14-9/30/15

THIS IS ISSUED PURSUANT TO THE IBM CUSTOMER AGREEMENT OR THE EQUIVALENT AGREEMENT BETWEEN US.

Original Invoice	PLEASE PAY THIS AMOUNT	<del>\$1,577,626.55</del>
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# INVOICE

**Please Remit To:**

NYS Office of General Services  
PO Box 2117  
Corning Tower  
Empire State Plaza  
Albany NY 12220-0117

Page: 1  
Invoice No: SSOGS-IBM1501  
Invoice Date: 02/17/2015  
Customer Number: OFT01  
Vendor Name:  
Payment Terms: Immediate  
Due Date: 02/17/2015  
AMOUNT DUE: 1,498,745.22 USD

**Bill To:**

OFFICE FOR TECHNOLOGY  
State Capitol  
Empire State Plaza  
P.O. Box 2062  
Albany NY 12220  
postal barcode



For billing questions, please call 518-486-1908

Line	Date	Identifier	Description	Quantity	UOM	Unit Amt	Net Amount
1			IBM PO#002996 Maint-Server	1.00	EA	1,498,745.2200	1,498,745.22
<b>SUBTOTAL:</b>							<b>1,498,745.22</b>
<b>TOTAL AMOUNT DUE :</b>							<b>1,498,745.22</b>

# LETTER OF INTENT

## New York State Strategic Sourcing Group

The New York State Office of General Service, Corning Tower, 38th Floor, Albany, NY 12224

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Dear New York State Agency,

On behalf of the State, the New York State Office of General Services (OGS) is administering an aggregation for the acquisition of IBM hardware maintenance. OGS has agreed to aggregate all identified associated purchase orders into a single New York State purchase order in order to obtain additional discounts and savings for the State. By signing this letter, the Agency agrees:

- The maintenance schedule(s) provided to the Agency signing this Letter of Intent have been reviewed and the accuracy of the Agency's scope of acquisition is confirmed.
- All items contained in the maintenance schedule(s) are on OGS contract and are at, or below, OGS contract pricing.
- As an Agency, you agree to reimburse OGS, for all the hardware maintenance included in the aggregation, no later than 30 days from OGS invoicing your Agency.
- This Letter of Intent (LOI) is signed by an individual at your Agency with the legal authority to commit your Agency.

Thank you in advance for your participation in this cost savings effort. Please send the signed document to the individual noted below no later than COB on Friday, September 26, 2014.

If you have any questions, please contact Dewan Bristo at: [Dewan.Bristo@ogs.ny.gov](mailto:Dewan.Bristo@ogs.ny.gov) or 474-8855.

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### Contact Information for the Agency Participating in the Aggregation:

Signature: Elaine K. Blanchet

Name (print): Elaine K. Blanchet

Title: Supervisor Contract Administration

Agency: Office of Information Technology Services

Phone #: 518-474-9411 Email: elaine.blanchet@its.ny.gov

## Information for Agency Invoices

**Procurement Type:** Maintenance - Hardware Server/Storage

**Maintenance Period:** 10/1/14 - 9/30/15

**Contractor:** International Business Machines Corp.

**Vendor ID:** 1000001053

**Federal ID:** 13-0871985

<b>Enterprise Systems</b>		
<b>Group: 76200, Award: NEG-21159, Contract: PT63994</b>		
<b>Invoice #</b>	<b>Agency</b>	<b>Invoice Amount</b>
1	ITS	\$1,498,745.22

<b>Systems and Peripherals (Storage)</b>		
<b>Group: 75050, Award: NEG-20754, Contract No.: PT63039</b>		
<b>Invoice #</b>	<b>Agency</b>	<b>Invoice Amount</b>
1	ITS	\$620,214.58

**Karius, Terri (OGS)**

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IBM15

**From:** Bristo, Dewan H (OGS)  
**Sent:** Tuesday, February 17, 2015 11:33 AM  
**To:** Karius, Terri (OGS)  
**Subject:** IBM Aggregation Sub-bills  
**Attachments:** Info for Agency Bills (DOL - 10-1-14 HW Maint. Agg.).xlsx; LOI- IBM Maintenance Aggregation.pdf; SRV2996.pdf; STO2994.pdf

Terri,

Please create two sub-bills for ITS in accordance with the attachments. The LOI and the invoices that OGS paid on ITS' behalf are attached.

Please let me know if you need anything else.

Thanks,

**Dewan Bristo, CPPB**  
Contract Management Specialist 2

**Office of General Services | Procurement Services**  
38th Floor, Corning Tower, ESP, Albany, NY 12242  
p. (518) 474-8855 | [dewan.bristo@ogs.ny.gov](mailto:dewan.bristo@ogs.ny.gov)  
[www.ogs.ny.gov](http://www.ogs.ny.gov)

# Purchase Order

## Office of General Services

PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

**Vendor:** 1000001053  
 INTERNATIONAL BUSINESS MACHINE  
 C/O CHQ TAX DEPT  
 PO BOX 643600  
 PITTSBURGH PA 15264-3600

**Master Cntrct Id:** OGS01-PT63994-1140268

Dispatch via Print

<b>Purchase Order</b> OGS01-0000002996	<b>Date</b> 09/30/2014	<b>Revision</b>	<b>Page</b> 1
<b>Payment Terms</b> Net 30	<b>Freight Terms</b> FOB Destination	<b>Ship Via</b> Common	
<b>Buyer</b> SEYMOUR, PATRICIA	<b>Phone</b>	<b>Currency</b> USD	

**Ship To:** See Detail Below

**Bill To:** PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

*IBM 15*

<b>Tax Exempt?</b> Y	<b>Tax Exempt ID:</b> 14740026K	<b>Replenishment Option:</b> Standard					
<b>Line-Sch</b>	<b>Item/Description</b>	<b>Mfg ID</b>	<b>Quantity</b>	<b>UOM</b>	<b>PO Price</b>	<b>Extended Amt</b>	<b>Due Date</b>

1-1 DCJS - Maintenance-Hardware Server  
 Maintenance Dates 10/1/14-9/30/15  
 Ship To: Customer Service & Admin  
 Corning Tower-38th Fl  
 Empire State Plaza  
 Albany NY 12242  
 United States

**Schedule Total** 363,748.69000

**Item Total** 363,748.69000

2-1 DOL - Maintenance-Hardware Server  
 Maintenance Dates 10/1/14-9/30/15  
 Ship To: Customer Service & Admin  
 Corning Tower-38th Fl  
 Empire State Plaza  
 Albany NY 12242  
 United States

**Schedule Total** 841,423.94000

**Item Total** 841,423.94000

3-1 OASAS - Maintenance-Hardware Server  
 Maintenance Dates 10/1/14-9/30/15  
 Ship To: Customer Service & Admin  
 Corning Tower-38th Fl  
 Empire State Plaza  
 Albany NY 12242  
 United States

**Schedule Total** 100,123.26000

**Item Total** 100,123.26000

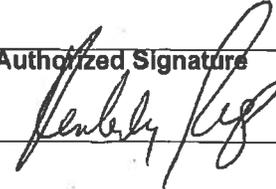
4-1 OPWDD - Maintenance-Hardware Server  
 Maintenance Dates 10/1/14-9/30/15  
 Ship To: Customer Service & Admin  
 Corning Tower-38th Fl  
 Empire State Plaza  
 Albany NY 12242  
 United States

**Schedule Total** 252,471.26000

**Item Total** 252,471.26000

5-1 OTDA - Maintenance-Hardware Server  
 Maintenance Dates 10/1/14-9/30/15

Att: Terri Karius

Authorized Signature  


# Purchase Order

## Office of General Services

PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

Dispatch via Print

<b>Purchase Order</b>	<b>Date</b>	<b>Revision</b>	<b>Page</b>
OGS01-0000002996	09/30/2014		2
<b>Payment Terms</b>	<b>Freight Terms</b>	<b>Ship Via</b>	
Net 30	FOB Destination	Common	
<b>Buyer</b>	<b>Phone</b>	<b>Currency</b>	
SEYMOUR, PATRICIA		USD	

**Vendor:** 1000001053  
 INTERNATIONAL BUSINESS MACHINE  
 C/O CHQ TAX DEPT  
 PO BOX 643600  
 PITTSBURGH PA 15264-3600

**Master Cntrct Id:** OGS01-PT63994-1140268

**Ship To:** See Detail Below

**Bill To:** PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

**Tax Exempt?** Y    **Tax Exempt ID:** 14740026K    **Replenishment Option:** Standard

Line-Sch	Item/Description	Mfg ID	Quantity	UOM	PO Price	Extended Amt	Due Date
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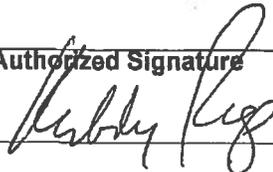
**Ship To:** Customer Service & Admin  
 Corning Tower-38th Fl  
 Empire State Plaza  
 Albany NY 12242  
 United States

**Schedule Total** 19,859.40000

**Item Total** 19,859.40000

**Total PO Amount** 1,577,626.55000

Authorized Signature



# Purchase Order

## Office of General Services

PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

Dispatch via Print

Purchase Order	Date	Revision	Page
OGS01-0000002996	09/30/2014		3
Payment Terms	Freight Terms	Ship Via	
Net 30	FOB Destination	Common	
Buyer	Phone	Currency	
SEYMOUR, PATRICIA		USD	

**Vendor:** 1000001053  
 INTERNATIONAL BUSINESS MACHINE  
 C/O CHQ TAX DEPT  
 PO BOX 643600  
 PITTSBURGH PA 15264-3600

**Ship To:** See Detail Below

**Bill To:** PO Box 2117  
 Corning Tower  
 Empire State Plaza  
 Albany NY 12220-0117  
 United States

**Master Cntrct Id:** OGS01-PT63994-1140268

Tax Exempt? Y	Tax Exempt ID: 14740026K	Replenishment Option: Standard					
Line-Sch	Item/Description	Mfg ID	Quantity	UOM	PO Price	Extended Amt	Due Date

**NOTICE TO VENDORS:**

All purchase orders from New York State agencies are exempt from certain federal taxes and New York State and local sales taxes pursuant to Articles 28 and 29 of the New York State Tax Law. All such purchase orders must be accepted in lieu of tax exempt certificates. Taxes from which the State exempt shall not be included when submitting invoices.

All invoices or State of New York "Claim for Payment" forms submitted for payment must include the vendor's NYS Vendor Identification Number and a reference to the purchase order number that the invoice or claim is charged against. Failure to include these numbers may delay payment.

The contract established by this purchase order is governed by Appendix A, Standard Clauses for All New York State Contracts, which is incorporated herein and made a part hereof, a copy of which is available upon request or at <http://www.ogs.state.ny.us/procurecounc/pdfdoc/appendixa.pdf>. Vendor signifies its acceptance of the terms and conditions of Appendix A by delivery of the goods or services and/or by the acceptance of payment. In the event of a conflict between the purchase order document and any referenced documents contained within the purchase order, the order of precedence shall be as follows:

1. Appendix A,
2. Purchase Order document,
3. Any agency specific standard clauses,
4. Agency solicitation document or specifications,
5. Vendor's offer / proposal.

If a Purchase Order is issued pursuant to a contract previously entered into between the vendor and state agency, the terms and conditions of the contract agreement take precedence and supersede any terms and conditions specified on the Purchase Order.

By accepting this Purchase Order the vendor certifies and affirms its understanding of the New York State Procurement Lobbying Law (State Finance Law Sections 139-j and 139-k).

New York State is an Equal Employment Opportunity/Affirmative Action Employer.

**SHIPPING INSTRUCTIONS:**

1. Delivered goods must be identical to samples furnished with proposals.
2. Duplicate invoices with shipping receipts attached must be sent to the "Bill To" address shown on the front of this copy
3. New York State is not liable for overshipments, which will be returned at vendor's expense.
4. Unless otherwise specified, all shipments are FOB Destination

**SUMMARY OF PROMPT PAYMENT PROVISIONS**

Article 11A of the State Finance Law requires New York State to pay vendors in a manner consistent with accepted business practices. Specifically, the law requires that when vendors are not paid within 30 calendar days (excluding legal holidays) after delivering goods/services and a proper invoice, interest will begin to accrue. Interest will be calculated using the "overpayment rate" set by the Commissioner of Taxation and Finance in Section 1096(e) of the New York State Tax Law. Interest will only be paid when it exceeds \$10 per invoice and when payment is made directly by the State rather than through an intermediary organization, such as Trustee for Certificates of Participation, issued pursuant to Article 5-A of the State Finance Law.

**Authorized Signature**