

International Business Machines Corporation

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

Customer Number
6463165

Invoice Number
STO2994

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 OF GEN SVCS
 TOWER BLDG 39TH FLR
 EMPIRE STATE PLAZA
 ALBANY NY 122033702

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

Customer reference

PO# 0000002994

Please remit payments to

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

Terms

**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 ADDNL.	APPL. DISC./%	TAX AMOU
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NYS CONTRACT PT63039
 PER INVENTORY QUOTES LISTED ON PURCHASE ORDER OGS1-0000002994 AS NOTED BELOW

ANNUAL PRICE = \$652,857.45
 ANNUAL PRICE MINUS 5% PREPAY (\$32,642.87 CR) = \$620,214.58*

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

IBM CONTRACT# AV8GBP - Department of Criminal Justice	C/N 6485361	\$342,322.10	10/1/14-9/30/15
IBM CONTRACT# ADCGG3 - Department of Labor	C/N 6485019	\$142,969.39	10/1/14-9/30/15
IBM CONTRACT# A78Z09 - OPWDD	C/N 6757175	\$156,986.92	10/1/14-9/30/15
IBM CONTRACT# AK8CL6 - OPWDD	C/N 6757175	\$5,650.50	10/1/14-9/30/15
IBM CONTRACT# AP9LCT - OTDA	C/N 6545417	\$4,928.54	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

~~\$652,857.45~~

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-IBM1601
Invoice Date: 02/17/2015
Customer Number: OFT01
Vendor Name:
Payment Terms: Immediate
Due Date: 02/17/2015
AMOUNT DUE: 620,214.58 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 #002994 Maint-Storage	1.00	EA	620,214.5800	620,214.58
SUBTOTAL:							620,214.58
TOTAL AMOUNT DUE :							620,214.58

LETTER OF INTENT

New York State Strategic Sourcing Group

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

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 or 474-8855.

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

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

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

Karius, Terri (OGS)

IBM14

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 now 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
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-PT63039-1140268

Dispatch via Print

Purchase Order OGS01-0000002994	Date 09/30/2014	Revision 1	Page 1
Payment Terms Net 30	Freight Terms FOB Destination	Ship Via Common	
Buyer SEYMOUR, PATRICIA	Phone	Currency USD	

Ship To: See Detail Below

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

IBM IL6

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

1-1 DCJS - Maintenance-Hardware Storage
 Maintenance Dates 10/1/14-9/30/15
 Ship To: Customer Service & Admin
 Corning Tower - 37th Floor
 Empire State Plaza
 Albany NY 12242
 United States

Schedule Total 342,322.10000

Item Total 342,322.10000

2-1 DOL - Maintenance-Hardware Storage
 Maintenance Dates 10/1/14-9/30/15
 Ship To: Customer Service & Admin
 Corning Tower - 37th Floor
 Empire State Plaza
 Albany NY 12242
 United States

Schedule Total 142,969.39000

Item Total 142,969.39000

3-1 OPWDD - Maintenance-Hardware Storage
 Maintenance Dates 10/1/14-9/30/15
 Ship To: Customer Service & Admin
 Corning Tower - 37th Floor
 Empire State Plaza
 Albany NY 12242
 United States

Schedule Total 156,986.92000

Item Total 156,986.92000

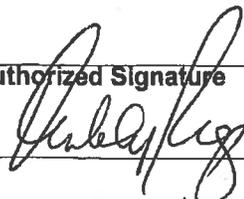
4-1 OPWDD - Maintenance-Hardware Storage
 Maintenance Dates 10/1/14-9/30/15
 Ship To: Customer Service & Admin
 Corning Tower - 37th Floor
 Empire State Plaza
 Albany NY 12242
 United States

Schedule Total 5,650.50000

Item Total 5,650.50000

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

Authorized Signature



Purchase Order

Dispatch via Print

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-PT63039-1140268

Purchase Order OGS01-0000002994	Date 09/30/2014	Revision	Page 2
Payment Terms Net 30	Freight Terms FOB Destination		Ship Via Common
Buyer SEYMOUR, PATRICIA	Phone	Currency USD	

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

1.00 EA 4,928.54000 4,928.54000 09/30/2014

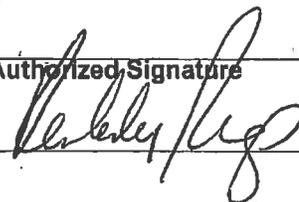
Attn: Terri Karius
Ship To: Customer Service & Admin
 Corning Tower - 37th Floor
 Empire State Plaza
 Albany NY 12242
 United States

Schedule Total 4,928.54000

Item Total 4,928.54000

Total PO Amount 652,857.45000

Authorized Signature



Purchase Order

Dispatch via Print

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-PT63039-1140268

Purchase Order OGS01-0000002994	Date 09/30/2014	Revision	Page 3
Payment Terms Net 30	Freight Terms FOB Destination		Ship Via Common
Buyer SEYMOUR, PATRICIA	Phone	Currency USD	

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

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
