

AMENDATORY AGREEMENT

THIS AMENDATORY AGREEMENT is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”), and **FSH Communications, LLC**, a Delaware limited liability company (the “Consultant” or “FSH”). Each party may individually be referred to as a “Party” or collectively as the “Parties.”

WITNESSETH:

WHEREAS, the Parties entered into an Agreement dated December 1, 2009 to provide payphone operations (the “Agreement”); and

WHEREAS, the Parties wish to amend the Agreement to update the locations of the pay phones, amend the Term, and to update other contract language as follows: and

NOW, THEREFORE, in consideration of the premises and the mutual covenants and obligations herein set forth, the Parties agree as follows:

1. All references to “...Schedule B...” in the existing Agreement shall be amended to read: “...Schedule B-1, as applicable...”. The Exhibit marked as Schedule B-1 is attached and incorporated by reference.

2. Article **4** of the Agreement entitled “**TERM OF AGREEMENT**” is hereby amended to read as follows:

“**4. TERM:** The term of the Agreement is from July 1, 2009 through June 30, 2015, unless terminated earlier pursuant to the provisions of this Agreement.”

3. A new paragraph numbered **36** is hereby added to the Agreement reading as follows:

36. ELECTRONIC SIGNATURES AND ELECTRONIC RECORDS: Consultant consents to the use of electronic signatures by the City. The Agreement, and any other documents requiring a signature hereunder, may be signed electronically by the City in the manner specified by the City. The Parties agree not to deny the legal effect or enforceability of the Agreement solely because it is in electronic form or because an electronic record was used in its formation. The Parties agree not to object to the admissibility of the Agreement in the form of an electronic record, or a paper copy of an electronic document, or a paper copy of a document bearing an electronic signature, on the ground that it is an electronic record or electronic signature or that it is not in its original form or is not an original.

4. This Amendatory Agreement may be executed in counterparts, each of which shall be deemed to be an original, and all of which, taken together, shall constitute one and the

same instrument.

5. Except as herein amended, the Agreement is affirmed and ratified in each and every particular.

**EXHIBIT LIST:
SCHEDULE B-1-LOCATIONS**

[SIGNATURE PAGES FOLLOW]

SCHEDULE B-1

Telephone No	Customer Name
3034369934	City & County Of Denver 16th St Mall
3034469801	Denver City & County
3038329945	City & County Of Denver
3038329964	City & County Of Denver
3038619987	City & County Of Denver Sidewalk
3033759006	City & County Of Denver County Jail
3033759003	City & County Of Denver County Jail
3034469936	Denver City & County
3034369936	City & County Of Denver 16th St Mall
3038619939	City & County Of Denver Sidewalk
3038259040	City & County Of Denver Human Svcs
3038259043	City & County Of Denver Human Svcs
3034469721	City & County Of Denver Human Svcs
3038259041	City & County Of Denver Human Svcs
3034369929	City & County Of Denver 16th St Mall
3034469820	City & County Of Denver 16th St Mall
3035349191	City & County Of Denver
3035349192	City & County Of Denver
3034469791	City & County Of Denver Library
3035349194	City & County Of Denver
3035349193	City & County Of Denver
3034469792	City & County Of Denver Library
3035729771	Denver City & County Govt
3038259497	City & County Of Denver
3034469928	Denver City & County
3034369941	City & County Of Denver 16th St Mall
3035349294	City & County Of Denver Municipal Bldg
3032959550	City & County of Denver
3032959066	City & County Of Denver
3034469930	Denver City & County
3034469929	Denver City & County
3034469924	Denver City & County
3032939433	Denver City & County
3032959372	Denver City & County Govt
3036299881	City Sidewalk
3034469927	Denver City & County
3034469945	Denver City & County
3034369932	City & County Of Denver 16th St Mall
3034469946	Denver City & County
3038250105	Justice Center Detention Facility
3034469925	Denver City & County
3034469926	Denver City & County
3034469944	Denver City & County
3034469931	Denver City & County
7209327365	Denver Convention Center

7209327379	Denver Convention Center
7209327371	Denver Convention Center
3035349254	City & County Of Denver Sidewalk
3038259931	Denver City & County

Street Address & General Phone Location	City	State Code
1001 16TH ST EAST PHONE	DENVER	CO
1001 16TH ST WEST PHONE	DENVER	CO
1025 E 12TH AVE EAST PHONE	DENVER	CO
1025 E 12TH AVE NORTH PHONE	DENVER	CO
1027 E COLFAX AVE OUTSIDE	DENVER	CO
10500 SMITH RD LOBBY LEFT PHONE	DENVER	CO
10500 SMITH RD LOBBY RIGHT PHONE	DENVER	CO
1101 16TH ST EAST PHONE	DENVER	CO
1101 16TH ST WEST PHONE	DENVER	CO
1130 E 16TH AVE OUTSIDE - 1200 BLOCK	DENVER	CO
1200 FEDERAL BLVD 1ST FLR/BY STAIRWELL PHONE #2	DENVER	CO
1200 FEDERAL BLVD 2ND FLR/BY STAIRWELL PHONE #3	DENVER	CO
1200 FEDERAL BLVD SVS CENTER/BY STAIRWELL/2ND FLR PHONE #2	DENVER	CO
1200 FEDERAL BLVD 1ST FLR/BY STAIRWELL PHONE #3	DENVER	CO
1301 16TH ST EAST PHONE	DENVER	CO
1301 16TH ST WEST PHONE	DENVER	CO
1357 BROADWAY 2ND FLR	DENVER	CO
1357 BROADWAY 3RD FLR	DENVER	CO
1357 BROADWAY 1ST FLR BY RSTRMS	DENVER	CO
1357 BROADWAY 5TH FLR	DENVER	CO
1357 BROADWAY ELEVATOR-4TH FLOOR	DENVER	CO
1357 BROADWAY FIRST FLOOR #2	DENVER	CO
1371 LIPAN ST - OUTSIDE	DENVER	CO
1495 KALAMATH ST - OUTSIDE	DENVER	CO
201 16TH ST EAST PHONE	DENVER	CO
201 16TH ST WEST PHONE	DENVER	CO
201 W COLFAX AVE 1ST FL WEST LOBBY #2	DENVER	CO
2155 LARIMER ST LOCATED B/W LARIMAR & MARKET- RIGHT SIDE SOUTH/BUS STOP ON 22ND	DENVER	CO
2199 CHAMPA ST - OUTSIDE	DENVER	CO
265 16TH ST WEST PHONE	DENVER	CO
265 16TH ST EAST PHONE	DENVER	CO
301 16TH ST EAST PHONE	DENVER	CO
3201 CURTIS ST NW CORNER SIDEWALK	DENVER	CO
3401 ARAPAHOE ST - OUTSIDE	DENVER	CO
350 W 13TH AVE - OUTSIDE	DENVER	CO
365 16TH ST WEST PHONE	DENVER	CO
365 16TH ST - OUTSIDE	DENVER	CO
465 16TH ST WEST PHONE	DENVER	CO
465 16TH ST EAST PHONE	DENVER	CO
490 W COLFAX LOBBY	DENVER	CO
501 16TH ST EAST PHONE	DENVER	CO
501 16TH ST WEST PHONE	DENVER	CO
565 16TH ST EAST PHONE	DENVER	CO
565 16TH ST WEST PHONE	DENVER	CO
700 14TH ST LOBBY A	DENVER	CO

700 14TH ST NEW CENTER LOBBY PHONE #1	DENVER	CO
700 14TH ST NEW CENTER LOBBY PHONE #3	DENVER	CO
820 15TH ST - OUTSIDE	DENVER	CO
921 17TH ST - OUTSIDE	DENVER	CO

Contract Control Number:

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of

SEAL

CITY AND COUNTY OF DENVER

ATTEST:

By _____

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

By _____

By _____

By _____



Contract Control Number: TECHS-RC83004-01

Contractor Name: FSH Communications, LLC

By: Steven Loggans

Name: STEVEN LOGGANS
(please print)

Title: VICE PRESIDENT
(please print)
JANUARY 20, 2013

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

