

# CONTRACT AGREEMENT

(CA No. 2019-20)

## KNOWN ALL MEN BY THESE PRESENT:

This Contract is executed and entered into for all intents and in all respects at Quezon City, Philippines on this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by and between:

**THE OFFICE OF THE OMBUDSMAN**, with principal office address at Ombudsman Building, Agham Road, Diliman, Quezon City, represented by **HON. EDILBERTO G. SANDOVAL**, Acting Overall Deputy Ombudsman/ Special Prosecutor, OSP, hereinafter referred to as "the ENTITY":

- AND -

**AMERICAN TECHNOLOGIES INC.**, with business address at #5 Ideal corner McCollough St., Addition Hills, Mandaluyong City, represented by **MS. ANDREI LISSE C. KHO**, Senior Account Manager, hereinafter referred to as "the SUPPLIER".

## WITNESSETH

WHEREAS, the Entity invited Bids for certain goods and ancillary services, viz., **One (1) Year Hardware Maintenance and Software Subscription for Hitachi and Red Hat Systems for the Office of the Ombudsman for Lot 1** (PB 2019-05) and has accepted a bid by the Supplier for the supply of those goods and services in the sum of Two Million Five Hundred Sixty-Six Thousand Six Hundred Fifty-Nine Pesos (**₱2,566,659.00**) (hereinafter called "the Contract Price"), to wit:

Quantity	Item Description	Total Amount in Figures	Total Amount in Words
One (1) Lot	<b>LOT 1 Hardware Maintenance for Hitachi Storage System and its Interrelated Components and Other Professional Services</b>	<b>₱2,566,659.00</b>	Two Million Five Hundred Sixty-Six Thousand Six Hundred Fifty-Nine Pesos

## 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 shall be deemed to form and be read and construed as part of this Agreement, viz.:

- (a) the Financial Proposals (Annex "A");
- (b) the Technical Proposals and Omnibus Sworn Statement with Secretary's Certificate (Annex "B" and "B-1");
- (c) the Schedule of Requirements (Annex "C");
- (d) the Technical Specifications (Annex "D");
- (e) the General Conditions of Contract (Annex "E");
- (f) the Special Conditions of Contract (Annex "F");
- (g) the Entity's Notice of Award (Annex "G"); and
- (h) the Performance Security (Annex "H")

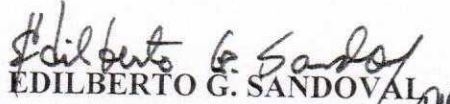

3. In consideration of the payments to be made by the Entity to the Supplier as hereinafter mentioned, the Supplier hereby covenants with the Entity to provide the goods and services and to remedy defects therein in conformity in all respects with the provisions of the Contract

4. The Entity hereby covenants to pay the Supplier in consideration of the provision of the goods and services and the remedying of defects therein, the Contract Price or such other sum as may become payable under the provisions of the contract at the time and in the manner prescribed by the contract.

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.

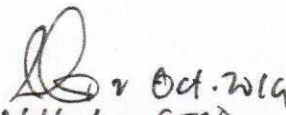
**OFFICE OF THE OMBUDSMAN**

**AMERICAN TECHNOLOGIES INC.**


  
EDILBERTO G. SANDOVAL  
Acting Overall Deputy Ombudsman  
Special Prosecutor, OSP 

 OCT. 4, 2019  
ANDREILASSE C. KHO  
Senior Account Manager

WITNESSES:

  
ISAGANI L. OSLON

(Witness-Ombudsman)  
Signature over printed name

 OCT. 4, 2019  
MARIA LOURDES C. FERRER  
(Witness-Supplier)  
Signature over printed name

**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)  
City of **QUEZON CITY** ) S.S.

BEFORE ME, a Notary Public in and for the above jurisdiction on this OCT 04 2019 day of \_\_\_\_\_, personally appeared **Edilberto G. Sandoval**, with Ombudsman ID No. 170074, issued on \_\_\_\_\_, at Quezon City and **Andrei Lisse C. Kho**, with UMID No. 0111-22607445 issued on \_\_\_\_\_ at \_\_\_\_\_, known to me and to me known to be the same persons who executed the foregoing instrument which they acknowledged before as their free and voluntary act and deed.

This Contract Agreement, which consists of three (3) pages, is signed by the parties and their witnesses on each and every page thereof.

IN WITNESS WHEREOF, I hereby set my hand and seal on the date and at the place first above-written.



Notary Public

**ATTY. LAURRIE LAYNE P. CRISTOBAL**  
Notary Public for Quezon City (NP-294)  
Commission expires on 31 December 2019  
Roll of Attorney No. 55446  
IBP Lifemember No. 8728 (OR#810678/01-08-10)  
PTR No. 7376845 C/1-08-19 Quezon City  
MCLE Compliance No. VI-0013143

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