

CONTRACT AGREEMENT
(CA No. 2024-02)

KNOWN ALL MEN BY THESE PRESENT:

THIS AGREEMENT made this FEB 02 2024 between:

OFFICE OF THE OMBUDSMAN, with principal office address at Ombudsman Building , Sen. Miriam P. Defensor-Santiago Avenue, (formerly Agham Road) Diliman, Quezon City, represented by **Hon. SAMUEL R. MARTIRES**, Ombudsman, (hereinafter called “the ENTITY”) of the one part,

-AND-

INFOBAHN COMMUNICATIONS, INC., with business address 2/F DRB (Fil-American) Hardware Bldg., 923 Aurora Blvd., Cubao, Quezon City, represented by **Ms. AIRENE C. CARLOS**, Account Manager (hereinafter called “the SUPPLIER”) of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly **PB2023-09: Public Bidding for the Supply, Delivery, Installation, Integration and Commissioning of One (1) Lot of Firewall-SDWAN Infrastructure for the Office of the Ombudsman with Maintenance and Support Services** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **SEVENTEEN MILLION EIGHT HUNDRED PESOS (P17,000,800.00)** (hereinafter called “the Contract Price”), to wit:

| Item Description | Total Amount in Figures | Total Amount in Words |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| Supply, Delivery, Installation, Integration and Commissioning of One (1) Lot of Firewall-SDWAN Infrastructure for the Office of the Ombudsman with Maintenance and Support Services | P17,000,800.00 <i>(Note: This amount inclusive of all applicable government taxes and charges. Also, this is based on the total calculated bid price, as evaluated and corrected for computational errors pursuant to 32.2.3 and 32.2.4 of the 2016 IRR, RA 9184)</i> | Seventeen Million Eight Hundred Pesos |

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

- In this Agreement words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract referred to.
- 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.:
 - Philippine Bidding Documents (PBDs);
 - Schedule of Requirements;
 - Technical Specifications;

- iii. General and Special Conditions of Contract; and
 - 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 **SEVENTEEN MILLION EIGHT HUNDRED PESOS (P17,000,800.00)** or such other sums as may be ascertained, **INFOBAHN COMMUNICATIONS, INC.** agrees to the **Supply, Delivery, Installation, Integration and Commissioning of One (1) Lot of Firewall-SDWAN Infrastructure for the Office of the Ombudsman with Maintenance and Support Services** in accordance with its Bid.
4. The **OFFICE OF THE OMBUDSMAN** 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.


OFFICE OF THE OMBUDSMAN


INFOBAHN COMMUNICATIONS,
INC.


SAMUEL R. MARTIRES
Ombudsman


AIRENE C. CARLOS
Account Manager

WITNESSES:


(Witness-Office of the Ombudsman)
Signature over printed name


BABY SHAILINE WAGE
(Witness-Infobahn Communications, Inc.)
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
day of FEB 02 2024, personally appeared
Samuel R. Martires, with Ombudsman ID No. 180062, issued on 15 October 2018 at Quezon
City and Airene C. Carlos, with JMID 10 No.
CRN-0111-1531823-3 issued on _____ at
BSS Main Office, East Ave, Quezon City, known to me and to me known to be the same persons
who executed the foregoing statement 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

Doc. No. 243 ;
Page No. 70 ;
Book No. 7111 ;
Series of 2024.

Michael Joseph C. Capinpin
ATTY. MICHAEL JOSEPH C. CAPINPIN
Notary Public for Quezon City
Valid Until December 31, 2024
PTR No. 5561586 Issued Date 01/02/2024
IBP Lifetime No. 8330
Roll No. 56499
MCLE Compliance No. VII-001874
Valid Until April 14, 2025
Adm. Matter NP 044 (2024-2025)
101 Malakas Lane Brgy. Central Q.C.

SM SW