

**ADDENDUM**

In furtherance of section 6.2 Application Contractor's Performance Bond or Alternatives, of the Contract between **The Florida Department of Financial Services and BearingPoint, Inc.**, dated August 27, 2003, referenced as the FLAIR/CMS Replacement Project, Software and Implementation Services, ("Contract") the parties, BearingPoint, Inc. ("Application Contractor") and the State of Florida Department of Financial Services ("Department") agree to the following terms which implements the requirement for obtaining a performance bond under the Contract.

The Application Contractor shall furnish the Department with a surety bond in the amount of \$52,422,188, guaranteeing all goods and services to be provided under the contract by the Application Contractor and its listed subcontractors except for the PeopleSoft Software (Schedule 1) and PeopleSoft training kits, as well as potential future PeopleSoft maintenance.

Any Change Request executed pursuant to this Contract shall cause the amount of the Performance Bond to be increased or reduced, with the consent of surety, commensurate with the amount of the Change Request. If the Performance Bond is not so increased, the \$52,422,188 aggregate amount of the bond shall also apply to services provided under the Change Request. Options defined in Exhibit A will only be invoked through the Change Request Process.

The Application Contractor will deposit into an escrow account the amount of the cost for an additional performance bond in accordance with the terms of the escrow agreement executed contemporaneous with this addendum. The escrow account will be controlled and administered by the Department.

The parties hereto have caused this Addendum to be duly executed by their respective authorized representatives on the dates indicated below

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**FOR APPLICATION CONTRACTOR:**  
BearingPoint, Inc., Application Contractor

By *Mark Britton*  
Managing Director

Its \_\_\_\_\_

Dated: November 4, 2003

**FOR THE DEPARTMENT:**  
Florida Department of Financial Services

By *Tom Jall*  
AGENCY HEAD

Its \_\_\_\_\_

Dated: NOV. 5<sup>TH</sup>, 2003