

AGREEMENT FOR SERVICES

#546-PHD0906

with

DADE BEHRING, INC.

for

Laboratory Reagents, Equipment, Maintenance, and Technical
Support

Amendment I

THIS AMENDMENT to that AGREEMENT made and entered into on December 12, 2006 by and between the County of El Dorado, a political subdivision of the State of California (hereinafter referred to as "County") and **Dade Behring, Inc. SYVA, a Delaware Corporation**, now owned and operating as Siemens Healthcare Diagnostics Inc., an Illinois Corporation, duly qualified to conduct business in the State of California, whose principle place of business is 1717 Deerfield Road, Deerfield, IL, 60015; (hereinafter referred to as "Contractor");

WITNESSETH

WHEREAS, Dade Behring, Inc., provides drug testing equipment and supplies for the County Public Health Laboratory; and

WHEREAS, Dade Behring, Inc., has been acquired by Siemens Healthcare Diagnostics Inc., effective November 1, 2007; and

WHEREAS, Siemens Healthcare Diagnostics Inc., has requested that County accept work under the Agreement for Services #546-PHD0906 with Dade Behring, Inc.; and

WHEREAS, Dade Behring, Inc., has merged with and into Siemens Healthcare Diagnostics Inc. with respect to all obligations, covenants, and conditions, and/or liabilities for services performed prior to November 1, 2007 under the terms and conditions of Agreement for Services #546-PHD0906, as approved by the El Dorado County Board of Supervisors and executed on December 12, 2006; and

WHEREAS, Siemens Healthcare Diagnostics Inc., acknowledges and agrees that all existing indemnity and insurance obligations of Dade Behring, Inc., will remain in full force and effect for

services performed prior to November 1, 2007 for the duration of the Agreement for Services #546-PHD0906; and

WHEREAS, Siemens Healthcare Diagnostics Inc., will assume all Contractor's duties, responsibilities and obligations under the terms and conditions of Agreement for Services #546-PHD0906; and

WHEREAS, the parties hereto have determined and agreed to amend **ARTICLE XIV – Notice to Parties**; and

WHEREAS, County will accept this Amendment I on condition that Dade Behring, Inc., and Siemens Healthcare Diagnostics Inc., fulfill the terms and conditions of this Amendment I to said Agreement, and the original Agreement for Services #546-PHD0906;

NOW, THEREFORE, the parties agree to the assignment of the subject Agreement from Dade Behring, Inc., to Siemens Healthcare Diagnostics Inc., and that Siemens Healthcare Diagnostics Inc., assumes all duties, covenants and obligations of Dade Behring, Inc., under this Agreement and is responsible for performing all services required under the Agreement for Services #546-PHD0906, as amended, effective November 1, 2007, in accordance with all terms and conditions as defined in the Agreement. Additionally, the parties do hereby agree that Agreement for Services #546-PHD0906 shall be amended to read as follows:

ARTICLE XIV

Notice to Parties: All notices to be given by the parties hereto shall be in writing and served by depositing same in the United States Post Office, postage prepaid and return receipt requested.

Notices to County shall be addressed as follows:

EL DORADO COUNTY PUBLIC HEALTH DEPARTMENT
931 SPRING STREET
PLACERVILLE, CA 95667
ATTN: GAYLE ERBE-HAMLIN, DIRECTOR

or to such other location as the County directs.


Notices to Contractor shall be addressed as follows:

SIEMANS HEALTHCARE DIAGNOSTICS INC.
1717 DEERFIELD ROAD
P.O. BOX 778
DEERFIELD, IL 60015-0778
ATTN: CUSTOMER MANAGEMENT

or to such other location as the Contractor directs.


IN WITNESS WHEREOF, The parties do hereby agree that all other provisions of the Agreement are to remain in full force and effect and that this amended Agreement remains subject to early termination by County as set forth in the original document.

DEPARTMENT HEAD CONCURRENCE


By: 
Gayle Erbe-Hamlin, Director
Public Health Department

Date: 5/27/08

CONTRACTOR

By: 
James Reid-Anderson, President and CEO
Siemens Healthcare Diagnostics Inc.,

Date: May 8, 2008

By: 
Jochen Schmitz, CFO
Siemens Healthcare Diagnostics Inc.,

Date: May 20, 2008

COUNTY OF EL DORADO

By: _____
Rusty Dupray, Chairman
El Dorado County Board of Supervisors

Date: _____

ATTEST:
Cindy Keck, Clerk

By: _____ Date: _____
Deputy Clerk