

CONTRACT AGREEMENT

THIS AGREEMENT made the ____ day of _____ 2024 between the **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **OPTIMAL SYSTEMS DISTRIBUTION, INC.** of **120 E. Rod. Jr. Ave. cor. Ortigas Ave., Brgy. Ugong, Pasig City, Metro Manila** (hereinafter called "the Supplier") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the **Supply and Delivery of One Lot Toners and Other Consumables for Lexmark Printers for CY 2024** and has accepted a Bid by the Supplier for the supply of those goods and services in the sum of **One Million Seven Hundred Thirty-Two Thousand Four Hundred Two Pesos Only (Php1,732,402.00)** (hereinafter called "the Contract Price").

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 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.*:
 - i. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract;
 - 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 in the sum of **One Million Seven Hundred Thirty-Two Thousand Four Hundred Two Pesos Only (Php1,732,402.00)** or such other sums as may be ascertained, **Optimal Systems Distribution, Inc.** agrees to the **Supply and Delivery of One Lot Toners and Other Consumables for Lexmark Printers for CY 2024** in accordance with its Bid.
4. The **Department of Energy** 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.


FELIX WILLIAM B. FUENTEBELLA
Undersecretary
for:

Department of Energy


PERCY P. GALARCE
Account Manager
for:

Optimal Systems Distribution, Inc.

SIGNED IN THE PRESENCE OF:


PAOLO G. FONDEVILLA
Director, ITMS
Witness

Witness


HELEN C. ROLDAN
OIC, Accounting Division
Witness

CAF NO: 01-24-12-534
CAF DATE: 12-26-2024
PR NO: 01-0101-2024-08-0399
AMOUNT: ₱ 1,732,402.00

REPUBLIC OF THE PHILIPPINES)
City of Manila) S. S.

ACKNOWLEDGEMENT

Before me, a Notary Public for and in the City of Manila, Metro Manila, on this _____ day of DEC 27 2024, 2024, personally appeared:

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA	Passport	P7154955B
PERCY P. GALARCE		

Both known to me and to me known to be the same persons who executed the foregoing Contract for the **Supply and Delivery of One Lot Toners and Other Consumables for Lexmark Printers for CY 2024**, and they acknowledged to me the same is their free act and deed and that of the agency and the corporation which they respectively represent. This agreement consisting of three (3) pages, including the page upon which this Acknowledgment is written, has been signed by the Parties and their instrumental witnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the date and at the place first above written.

Doc No. 124
Page No. 26
Book No. 82
Series of 1026


ATTY. ISIDRO W. ALMENTEROS
NOTARY PUBLIC
Until December 31, 2024
1626 Estrada Street, San Andres, Manila
IBP OR No. 248072(2023) 9-23-2022/MLA
PTR No. 0862227/1-03-2023/MLA
MCLE Compliance No. VII-0007108/4-14-2025
Attorney's Roll No. 34272

DEC 1 3 1954

ATTY. ISIDRO V. ALMENDROS
NOTARY PUBLIC
Unit 2, Room 31, 2024
2020 Pineda St., San Andres, Manila
IDP OR NO. 2480715023) 9-23-2023/MIA
PTR NO. 08623717-03-2023/MIA
MCLE Compliance No. VII-00071024-14-2022
Attorney's Roll No. 34275