

## CONTRACT AGREEMENT

THIS AGREEMENT made this \_\_\_\_ day of \_\_\_\_\_ 2023 between **DEPARTMENT OF ENERGY (DOE)** of the Philippines (hereinafter called "the Entity") of the one part and **OPTIMAL SYSTEMS DISTRIBUTION, INC.** of **120 E. Rodriguez Jr. Ave. Cor. Ortigas Ave., Brgy. Ugong, Pasig City** (hereinafter called "the Service Provider") of the other part;

WHEREAS, the Entity invited Bids for certain goods and ancillary services, particularly for the **Supply and Delivery of Inks/Toners and Other Printer Consumables** and has accepted a Bid by the Service Provider for the supply of those goods and services in the sum of **Three Million One Hundred Ninety-Eight Thousand Nine Hundred Sixteen Pesos Only (Php3,198,916.00)** (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 for the sum of **Three Million One Hundred Ninety-Eight Thousand Nine Hundred Sixteen Pesos Only (Php3,198,916.00)** or such other sums as may be ascertained, **Optimal Systems Distribution, Inc.** agrees to the **Supply and Delivery of Inks/Toners and Other Printer Consumables**, 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:

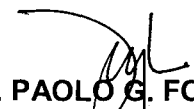
**Department of Energy**


  
**PERCYP P. GALARCE**  
Account Manager


for:

**Optimal Systems Distribution, Inc.**

SIGNED IN THE PRESENCE OF:

  
**ATTY. PAOLO G. FONDEVILLA**  
OIC-Director, ITMS  
Witness

  
**AARON JOSHUA BARTOLOME**  
Optimal Systems Distribution, Inc.  
Witness

  
**HELEN C. ROLDAN**  
OIC-Chief Accounting Division  
Witness

OFF No. 01-23-12-407  
OFF Date: Nov. 7, 2023  
Regular Agency Fund  
\$ 3,178,916.00

REPUBLIC OF THE PHILIPPINES

) S. S.

City of Manila

**ACKNOWLEDGEMENT**


Before me, a Notary Public for and in the City of Manila, Metro Manila, on this \_\_\_\_\_ day of 18 DEC 2023 2023, personally appeared:

NAME	PROOF OF IDENTIFICATION	ID NUMBER
FELIX WILLIAM B. FUENTEBELLA		
PERCY P. GALARCE	UMID	0033-2306166-8

Both known to me and to me known to be the same persons who executed the foregoing Contract for the **Supply and Delivery of Inks/Toners and Other Printer Consumables**, 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. 228  
Page No. 44  
Book No. 88  
Series of 1005

  
 ATTY. ISIDRO V. 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

*[Handwritten signatures and initials]*