



AMENDMENT FIVE

ORACLE CONTRACT INFORMATION

This amendment amends the Volume Pricing Contract, aka "Master Agreement 2004" (SLSA-10608755-28-FEB-2004), dated February 28, 2004, and all amendments and addenda thereto (the "agreement") between The University of Texas System ("you") and Oracle America, Inc. ("Oracle") formally Oracle USA, Inc ("Oracle").

The parties agree to amend the agreement as follows:

1. Section 2. MASTER AGREEMENT 2004 TERM

Delete the first sentence under Section 2. "Master Agreement 2004 Term", and replace it with the following:

"The term of this Master Agreement 2004 shall be from February 28, 2004 through November 23, 2012 (the "primary term")."

2. Section 4. Definitions

Subsection h Education Units is deleted

3. Section 9. Related Services

Subsection 9.02 Education Units is deleted

4. Section 22. HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) COMPLIANCE

Delete the texts of the section in its entirety and replace it with the following:

"If an Authorized User has determined that it is a Covered Entity (as defined in HIPAA), and if the Authorized User seeks to have Oracle perform services (other than standard technical support services) then such parties jointly agree in writing whether (a) that Oracle will have access to Protected Health Information (as defined by HIPAA) held or created by the Authorized User and (b) that they need to enter into a Business Associate (BA) agreement (as provided by HIPAA). If appropriate, the Authorized User and Oracle will, in good faith, make reasonable efforts to negotiate and enter into such BA agreement. Oracle and the Authorized Users acknowledge they must comply with all applicable laws and regulations regarding the protection of Protected Health Information (as defined in HIPAA)."

Subject to the modifications herein, the agreement shall remain in full force and effect.

The effective date of this amendment five is _____, 2012. (to be completed by Oracle)

The University of Texas System

Authorized Signature: _____

Name: Scott C. Kelley

Title: Executive Vice Chancellor
for Business Affairs

Signature Date: OCT 12 2012

Oracle America, Inc.

Authorized Signature: _____

Name: _____

Title: _____

Signature Date: _____

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