

AMENDMENT TO THE AGREEMENT

THIS AGREEMENT, entered into this _____ day of _____, 20____, by and between the COUNTY OF SAN MATEO (hereinafter called "County") and Diamond Pharmacy Services, (hereinafter called "Contractor"),

W I T N E S S E T H:

WHEREAS, on December 18, 2001 parties hereto entered into an agreement (hereinafter referred to as the "Original Agreement") for the furnishing of certain services by Contractor to County as set forth in that Original Agreement; and

WHEREAS, on August 5, 2003 parties hereto entered into an agreement to extend the term and increase the total amount of the agreement; and

WHEREAS, it is now the mutual desire and intent of the parties hereto to further amend and clarify that Original Agreement;

NOW, THEREFORE, IT IS HEREBY AGREED between the parties that the Original Agreement is amended as follows:

1. Section 2, Payments, Paragraph A, Maximum Amount, of the Original Agreement is hereby amended to read as follows:

“2. Payments

A. Maximum Amount. In full consideration of Contractor's performance of the services described in Schedule A, the amount that County shall be obligated to pay for services rendered under this Agreement shall not exceed TWO MILLION TWO HUNDRED FIFTY-FIVE THOUSAND (\$2,255,000) for the contract term.”

2 Section 12, Term of the Agreement, of the Original Agreement is hereby

amended to read as follows:

“12. Term of the Agreement

Subject to compliance with the terms and conditions of this Agreement, the term of this Agreement for services provided to both Public Health and Correctional Health shall be from January 1, 2002 through June 30, 2005. This Agreement may be terminated by Contractor, Director of Health Services or her designee at any time upon sixty (60) days' written notice to the other party.”

6. Schedule B, Payments, Section J of the Original Agreement is hereby amended to read as follows:

“J. The term of this agreement is January 1, 2002 through June 30, 2005. The maximum allowable of this three (3) year contract shall be TWO MILLION TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$2,255,000).”

NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES that:

1. These amendments are hereby incorporated and made a part of the Original Agreement and subject to all provisions therein.
2. All provisions of the Original Agreement, including all references to audit and fiscal management requirements unless otherwise amended hereinabove, shall be binding on all the parties hereto.
3. All provisions of the Original Agreement, including all monitoring and evaluation requirements, shall be applicable to all amendments herein.

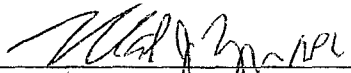
NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES that the Agreement of December 18, 2001, as amended on August 5, 2003, be amended accordingly.

IN WITNESS WHEREOF, the parties hereto, by their duly authorized representatives, have affixed their hand on the day and year first above written.

COUNTY OF SAN MATEO

DIAMOND DRUGS, INC., DBA
DIAMOND PHARMACY SERVICES

By: _____
Mark Church, President
Board of Supervisors, County of San Mateo

By:  _____
MARK J. ZILBER

Date: _____

Date: 10/15/04

ATTEST:

By: _____
Clerk of Said Board

Date: _____



BOARD OF PHARMACY
400 R STREET, SUITE 4070
SACRAMENTO, CA 95814-6237
(916) 445-5014

Nonresident Pharmacy Permit

LICENSE NO. NRP 261-
RECEIPT NO. 04800145

VALID UNTIL APRIL 01, 2005

DIAMOND PHARMACY SERVICES
645 KOLTER DRIVE
INDIANA PA 15701

In accordance with the Provisions of Chapter 9 of Division 2 of the Business and Professions Code, the Perm name hereon is licensed at the address shown and is subject to the rules and regulations of the California State Board of Pharmacy.

This permit is non-transferable. Contact the California State Board of Pharmacy within 30 days when there is a change of ownership, location, corporate officer, director, shareholder (more than 10 percent share change) or pharmacist-in-charge. This permit is valid only at the address shown.

02/27/04
02/27/04

----- NON-TRANSFERABLE --- POST IN PUBLIC VIEW -----

WPHIRP 09/30/04

DISPLAY THIS CERTIFICATE PROMINENTLY AT YOUR AGENCY WITHIN 10 DAYS OF ANY CHANGE

Commonwealth of Pennsylvania
Department of State
Bureau of Professional and Occupational Affairs
PO Box 2649 Harrisburg PA 17105-2649

E02-260175

License Type
Pharmacy Retail

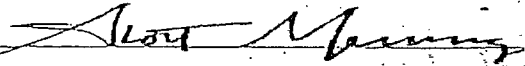
License Status
Active

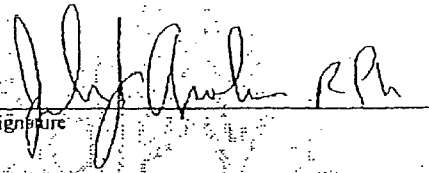
Initial License Date
02/17/1989

DIAMOND PHARMACY SERVICES
JOHN JOSEPH AVOLIO
645 KOLTER DRIVE
INDIANA PA 15701

License Number
PP414152L

Expiration Date
08/31/2005


Deputy Commissioner of Professional and Occupational Affairs


Signature

ALTERATION OF THIS DOCUMENT IS A CRIMINAL OFFENSE UNDER 18 PA.C.S. § 911

Original Contract	Budget		Budget			Totals
	Jan 1, 2002 - June 30 2002	July 1, 2002 - June 30 2003	Jul 1 - Dec 31, 2003	Jan 1 - Jun 30, 2004	Jul 1 - Dec 31 2004	
Correctional Health	212500	425000	212500			850000
Public Health	7500	17500	10000			35000
Total	220000	442500	222500			885000

Amendment 1

	Jan 1, 2002 - June 30 2002	July 1, 2002 - June 30 2003	Jul 1 - Dec 31, 2003	Jan 1 - Jun 30, 2004	Jul 1 - Dec 31 2004
Correctional Health	na	na	300000	360000	-564078
Public Health	na	na	18000	19000	2078
Total			318000	379000	

Original 885000
 Amendment adds 1020000
 New Total 1905000

Correctional Health 1795922 945922
 Public Health 109078 74078
 1905000 1020000

REVISION	IFAS, as of 30 june 2003	projected	projected	projected	Total Contract need	
		Jul 1 - Dec 31, 2003	Jan 1 - Jun 30, 2004	Jul 1 - Dec 31 2004		
Expenditures.						
Correctional Health	745922	300000	360000	390000	1795922	
Public Health	51078	18000	19000	21000	109078	
Total	797000	318000	379000	411000	1905000	
Contract increase.		230000	379000	411000	1020000	
		actual	actual	projected	projected	
	IFAS, as of 30 june 2003	Jul 1 - Dec 31, 2003	Jan 1 - Jun 30, 2004	Jul 1 - Dec 31 2004	Jan-Jun 2005	
Revision of Jan-Jun 2005						
Expenditures	745922	290958	303628	303628	315000	1959136
Correctional Health	51078	32267	22842	25000	35000	166187
Public Health	797000	323225	326470	328628	350000	2125323
Total						
Difference of projected to actuals		-5225	52530	82372		
Amount needed through June 2005	2125323					
Contract Rec Amt	2255000					
Slack	129677					