

PURCHASE CONTRACT

This PURCHASE CONTRACT (the "CONTRACT") is entered into and executed by and between:

PHILIPPINE AMUSEMENT AND GAMING CORPORATION (PAGCOR), a government-owned and controlled corporation created and existing by virtue of Presidential Decree 1869, as amended, with office address at the PAGCOR Executive Office, Fifth (5th) Floor, New World Manila Bay Hotel, M.H Del Pilar cor. Pedro Gil Sts. Malate, Manila, represented in this act by its Chairman and Chief Executive Officer, **ANDREA D. DOMINGO**, hereinafter referred to as "PAGCOR";



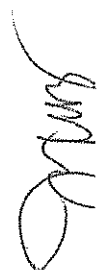
-and-


SANTIS DELICATESSEN, a sole proprietorship duly registered under the laws of the Republic of the Philippines, with office address at 7431 Yakal St., San Antonio Village, Makati City, represented in this act by its Executive Secretary, **MS. JENIME A. RUZ**, duly authorized for this purpose by a Special Power of Attorney dated October 11, 2016, hereto attached as Annex "A", hereinafter referred to as the "SUPPLIER".

TERMS AND CONDITIONS

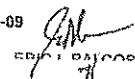
The rights and obligations of the parties are set forth as follows:

1. The SUPPLIER shall undertake the *Supply and Delivery of Four (4) Lots Christmas Giveaways for CY2016 under ITB No. PB16-089COR-09* with the following technical specifications:



LOT 1: Supply and Delivery of Regular Christmas Food Package	
DESCRIPTION	QTY
REGULAR CHRISTMAS FOOD PACKAGE	1,745 packs*
<i>(Packaging may not be exactly as shown in the picture)</i>	<i>*(1 pack = 1 set)</i>
	
<p>PACKAGING: Abaca basket with sinamay pouch tied with Christmas-themed ribbon/trimmings.</p>	





<p>BASKET: Material: Abaca rope with metal frame Dimension: Approx. 30cm x 23cm x 11cm Color: Natural</p> <p>POUCH: Material: Sinamay with rotex/gold lining Dimension: Approx. 24" (length) X 36"(height) Color: Natural</p> <p>GIFT RIBBON: Material: Velvet/Satin Dimension: 1.5" – 2.5" (W); Approx. 36" (L) Color: Red with gold lining Embellishment: Christmas trimmings</p>		
<p>1. RED WINE – MAISON GUILLOT MERLOT</p> <ul style="list-style-type: none"> • Volume: 750mL • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ 2014 Merlot ✓ At least 13% Alc. / Vol. 		1,745 bottles
<p>2. QUESO DE BOLA - MAGNOLIA</p> <ul style="list-style-type: none"> • Weight: 350g • Packaging: Box • Ingredients: <ul style="list-style-type: none"> ✓ Cheese, Skim Milk Powder, Water, Phosphates and Monoglyceride as emulsifier, Modified Starch, Iodized Salt, Flavors, Potassium sorbate, Nisin and Natamycin 		1,745 pieces
<p>3. CANNED HAM - BRISTOL</p> <ul style="list-style-type: none"> • Weight: 326g • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Chopped Ham (Water added) ✓ Fully cooked, Ready to eat • Ingredients: <ul style="list-style-type: none"> ✓ Chopped ham (cured with water, salt, sugar, spices, Sodium Phosphates, Sodium Erythorbate, Sodium Nitrite) 		1,745 cans
<p>4. CORNED BEEF - DELIMONDO</p> <ul style="list-style-type: none"> • Weight: 260g • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Ranch Style Corned Beef ✓ 100% cattle beef cut into long strands specially cured and seasoned • Ingredients: <ul style="list-style-type: none"> ✓ Beef, beef broth, iodized salt, sugar, spices, Polyphosphates, Sodium Erythorbate, Sodium Nitrite 		1,745 cans
<p>5. FRUIT COCKTAIL – TODAY'S</p> <ul style="list-style-type: none"> • Weight: 836g • Packaging: Tin Canister • Description: <ul style="list-style-type: none"> ✓ Sweetened Mixed Fruits in Extra Light Syrup • Ingredients: <ul style="list-style-type: none"> ✓ Fruits in varying proportion, clarified pineapple juice, water, sugar, Nata de coco, artificially colored cherry pieces, citric acid, sucralose (sweetener) 		1,745 cans
<p>6. ALL-PURPOSE CREAM - NESTLE</p> <ul style="list-style-type: none"> • Weight: 300g • Packaging: Tin Canister 		1,745 cans

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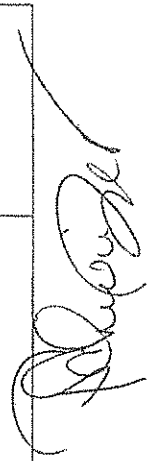
<p>GIFT RIBBON: Material: Velvet/Satin Dimension: 1.5" – 2.5" (W); Approx. 36" (L) Color: Gold Embellishment: Christmas trimmings</p>		
<p>1. RED WINE – VENTISQUERO CABERNET SAUVIGNON RESERVA</p> <ul style="list-style-type: none"> • Volume: 750mL • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ 2013 or older Cabernet Sauvignon ✓ A Cabernet of intense and deep ruby color with aromas of ripe fruits and vanilla due to aging in American oak barrels. ✓ 13.5% Alc. / Vol. ✓ Contains Sulphites 		1,234 bottles
<p>2. EDAM CHEESE – MARCA PINA</p> <ul style="list-style-type: none"> • Weight: 740g • Packaging: Plastic Wrap • Description: <ul style="list-style-type: none"> ✓ Edam Cheese Ball (Queso de Bola) • Ingredients: <ul style="list-style-type: none"> ✓ Pasteurized milk, cheese cultures, enzymes, salt, carotene-color 		1,234 pieces
<p>3. CANNED HAM - HEREFORD</p> <ul style="list-style-type: none"> • Weight: 1 Lb/454 g (16 oz.) • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Cooked Ham (Water Added) • Ingredients: <ul style="list-style-type: none"> ✓ Ham cured with water, salt, sugar, Sodium Phosphates, Carrageenan, Sodium Erythorbate, Sodium Nitrite 		1,234 cans
<p>4. SANDWICH CREAM - PIZOLER</p> <ul style="list-style-type: none"> • Weight: 115 g • Packaging: Plastic Cup • Description: <ul style="list-style-type: none"> ✓ Liver Sandwich Spread • Ingredients: <ul style="list-style-type: none"> ✓ Pork meat, water, pork liver, bacon, veal meat, beef meat, milk protein, nitrite salt, preservative E250, antioxidant E300, milk sugar, sugar, yeast, Monosodium Glutamate E621 		1,234 cups
<p>5. CRACKERS – FINN CRISP</p> <ul style="list-style-type: none"> • Weight: 200 g • Packaging: Box • Description: <ul style="list-style-type: none"> ✓ Thin Sourdough Rye Crispbread, 20% fibre, 100% wholegrain, no additives • Ingredients: <ul style="list-style-type: none"> ✓ Wholegrain rye flour 67%, wholegrain oat flour and flakes 8%, wholegrain barley flour 4%, wholegrain wheat flour 4%, sugar syrup, linseeds, water, rye malt, millet 2%, sesame seeds, salt and yeast 		1,234 boxes
<p>6. CORNED BEEF - DELIMONDO</p> <ul style="list-style-type: none"> • Weight: 260 g • Packaging: Tin Canister (easy open) 		1,234 cans

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<ul style="list-style-type: none"> • Description: <ul style="list-style-type: none"> ✓ Garlic and Chili Corned Beef ✓ 100% cattle beef cut into long strands specially cured and seasoned with garlic and chili • Ingredients: <ul style="list-style-type: none"> ✓ Beef, beef broth, iodized salt, sugar, spices, garlic, chili, Polyphosphates, Sodium Erythorbate, Sodium Nitrite 		
<p>7. FETA CHEESE AND OLIVES - HELENA</p> <ul style="list-style-type: none"> • Weight: 280 g • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ Feta Cheese and Mixed Olives • Ingredients: <ul style="list-style-type: none"> ✓ Sunflower oil, cheese cubes made from cow's milk, Kalamata olives unpitted, green olives stuffed with paprika paste, sun dried tomatoes, table salt, oregano, rosemary 		1,234 bottles
<p>8. PEACH IN SUGAR SYRUP – PIACELLI</p> <ul style="list-style-type: none"> • Weight: 560 g • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ Peaches in Light Syrup • Ingredients: <ul style="list-style-type: none"> ✓ Peach halves, water, sugar, acid: E330 		1,234 bottles
<p>9. CHOCOLATE COOKIES - BALOCCO</p> <ul style="list-style-type: none"> • Weight: 350 g • Packaging: Laminated Paper Pack • Description: <ul style="list-style-type: none"> ✓ Chocolate Cookies with Glaze • Ingredients: <ul style="list-style-type: none"> ✓ Wheat flour, sugar, butter, sunflower seed oil, cocoa, chocolate, glaze, dried skimmed milk, fresh eggs, raising agents, hazelnuts, honey, salt, flavoring 		1,234 packs
LOT 3: Supply and Delivery of VVIP Christmas Food Package		
DESCRIPTION	QTY	
VVIP CHRISTMAS FOOD PACKAGE	877 packs* *(1 pack = 1 set)	
<i>(Packaging may not be exactly as shown in the picture)</i>		
		
<p>PACKAGING: Abaca basket with sinamay pouch tied with Christmas-themed ribbon/trimmings</p>		
<p>BASKET: Material: Abaca rope with metal frame Dimension: Approx. 35cm x 48cm x 43cm x 15cm Color: Red</p>		








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<p>POUCH: Material: Sinamay with rotex/gold lining Dimension: Approx. 30"(Length)X39"(Height) Color: Red</p> <p>GIFT RIBBON: Material: Velvet/Satin Dimension: 1.5" – 2.5" (W); Approx. 36" (L) Color: Gold Embellishment: Christmas balls</p>		
<p>1. RED WINE – WILD ROCK CUPIDS ARROW</p> <ul style="list-style-type: none"> • Volume: 750mL • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ 2013 Pinot Noir ✓ 13.5% Alc. / Vol. ✓ Flavor: All red fruits and wild herbs, soft succulent, delicious ✓ The wine was fined with traditional fining agents based on egg and fish products 		877 bottles
<p>2. EDAM CHEESE – MARCA PIÑA</p> <ul style="list-style-type: none"> • Weight: 1.4 Kg • Packaging: Plastic Wrap • Description: <ul style="list-style-type: none"> ✓ Edam Cheese Ball (Queso de Bola) • Ingredients: <ul style="list-style-type: none"> ✓ Pasteurized milk, cheese cultures, enzymes, salt, carotene-color 		877 pieces
<p>3. CANNED HAM - TULIP</p> <ul style="list-style-type: none"> • Weight: 340 g • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Cooked Ham (Water Added) • Ingredients: <ul style="list-style-type: none"> ✓ Ham (84%), water, salt, gelatin, sugar, stabilizer (Sodium Triphosphate), anti-oxidant(Sodium Ascorbate), Sodium Nitrite 		877 cans
<p>4. SARDINES IN OLIVE OIL - OLMEDA</p> <ul style="list-style-type: none"> • Weight: 115 g • Packaging: Box • Description: <ul style="list-style-type: none"> ✓ Spanish Little Sardines in Olive Oil • Ingredients: <ul style="list-style-type: none"> ✓ Sardine Pilchardus, olive oil, salt 		877 boxes
<p>5. MIXED OLIVES – ALWAYS FRESH</p> <ul style="list-style-type: none"> • Weight: 220 g • Packaging: Breakable bottle with lid • Description: <ul style="list-style-type: none"> ✓ Always fresh, deli style ✓ Pitted Kalamata and Stuffed Green Olives with Aromatic Herbs • Ingredients: <ul style="list-style-type: none"> ✓ Mixed pitted kalamata and pimento stuffed olives (61%), canola oil, extra virgin olive oil, white balsamic vinegar, garlic, herbs (0.5%) 		877 bottles
<p>6. PATE – SOLFA LEBERWURST</p> <ul style="list-style-type: none"> • Weight: 160 g • Packaging: Breakable bottle with lid 		877 bottles

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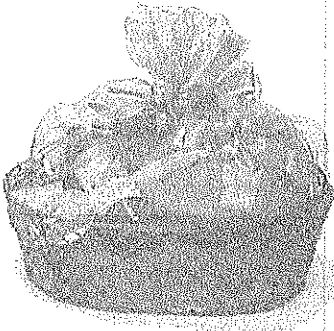
<ul style="list-style-type: none"> • Description: <ul style="list-style-type: none"> ✓ Liver Spread • Ingredients: <ul style="list-style-type: none"> ✓ Pork meat, pork liver, bacon, salt, emulsifier, citric acid, diglycerides, spices, dextrose, onion extract, spice extract, preservative, Sodium Nitrite 		
<p>7. WAFER STICKS - HELENA</p> <ul style="list-style-type: none"> • Weight: 400 g • Packaging: Tin Canister • Description: <ul style="list-style-type: none"> ✓ Cocoa Hazelnut Wafer Sticks • Ingredients: <ul style="list-style-type: none"> ✓ Sugar, wheat flour (22.5%), palm oil, corn starch, fat reduced cocoa powder, whey powder, skimmed milk powder, roasted hazelnuts (2%), dextrose, dark chocolate, cocoa mass, E322 soya, glucose syrup, E150c, E160b, butter concentrate, egg yolk powder, flavoring, vanillin, table salt 		877 cans
<p>8. CHOCOLATE CHIP BISCUITS - BALOCCO</p> <ul style="list-style-type: none"> • Weight: 350 g • Packaging: Laminated Paper • Description: <ul style="list-style-type: none"> ✓ Shortbread Biscuits with Chocolate Chips • Ingredients: <ul style="list-style-type: none"> ✓ Wheat flour, vegetable margarine, chocolate chips, sugar, butter, glucose syrup, raising agents, salt, wheat starch, vanillin flavor 		877 packs
<p>9. CORNED BEEF - DELIMONDO</p> <ul style="list-style-type: none"> • Weight: 380 g • Packaging: Tin Canister • Description: <ul style="list-style-type: none"> ✓ Garlic and Chili Corned Beef ✓ 100% cattle beef cut into long strands specially cured and seasoned with garlic and chili • Ingredients: <ul style="list-style-type: none"> ✓ Beef, beef broth, iodized salt, sugar, spices, garlic, chili, Polyphosphates, Sodium Erythorbate, Sodium Nitrite 		877 cans
<p>10. PRETZEL MIX - SNACKLINE</p> <ul style="list-style-type: none"> • Weight: 300 g • Packaging: Plastic Pack • Description: <ul style="list-style-type: none"> ✓ Pretzel and Cracker Mix • Ingredients: <ul style="list-style-type: none"> ✓ Wheat flour, palm oil, salt, raising agents, sugar, wheat malt, yeast, sesame, poppy, maltodextrin, acidity regulator 		877 packs
<p>11. TEA - TWININGS</p> <ul style="list-style-type: none"> • Weight: 50 g (2g x 25) • Packaging: Box with Plastic • Description: <ul style="list-style-type: none"> ✓ Earl Grey Tea • Ingredients: <ul style="list-style-type: none"> ✓ Black tea, citrus bergamot flavoring (3%) 		877 boxes
<p>12. ORANGE JUICE - RAMESEIER</p> <ul style="list-style-type: none"> • Volume: 1 L • Packaging: Tetra Pack • Description: <ul style="list-style-type: none"> ✓ Natural Orange Juice 		877 packs

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<ul style="list-style-type: none"> Ingredients: <ul style="list-style-type: none"> ✓ Concentrated pasteurized orange 		
13. PEACH IN SUGAR SYRUP - PIACELLI <ul style="list-style-type: none"> Weight: 560 g Packaging: Breakable bottle with lid Description: <ul style="list-style-type: none"> ✓ Peaches in Light Syrup Ingredients: <ul style="list-style-type: none"> ✓ Peach halves, water, sugar, acid: E330 		877 bottles
14. FRUIT CAKE - BALOCCO <ul style="list-style-type: none"> Weight: 1Kg Packaging: Gift Wrapping Colored Aluminum Foil Description: <ul style="list-style-type: none"> ✓ Fruit Cake with Candied Fruits Ingredients: <ul style="list-style-type: none"> ✓ Wheat flour, raisin (17.2%), butter, hazelnut glaze (9.3%), fresh egg yolk, natural yeast (wheat), candied orange peels (4.2%), fresh pasteurized milk (3.5%), frosted sugar (3%), almonds (2.5%), emulsifiers, inverted sugar, salt, flavorings 		877 pieces
LOT 4: Supply and Delivery of Deluxe Christmas Food Package		
DESCRIPTION		QTY
<u>DELUXE CHRISTMAS FOOD PACKAGE</u>		972 packs*
<i>(Packaging may not be exactly as shown in the picture)</i>		<i>*(1 pack = 1 set)</i>
		
<p>PACKAGING: Abaca basket with sinamay pouch tied with Christmas-themed ribbon/trimmings</p> <p>BASKET: Material: Abaca rope with metal frame Dimension: Approx. 33cm x 46cm x 41cm x 13cm Color: Green</p> <p>POUCH: Material: Sinamay with rotex/gold lining Dimension: Approx. 30"(Length)X39"(Height) Color: Green</p> <p>GIFT RIBBON: Material: Velvet/Satin Dimension: 1.5" – 2.5" (W); Approx. 36" (L) Color: Red with gold lining Embellishment: Christmas balls</p>		

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<p>1. RED WINE – ST. JACQUES DE SIRAN</p> <ul style="list-style-type: none"> • Volume: 750mL • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ 2012 Bordeaux Blend ✓ 13.5% Alc. / Vol. ✓ Blend of Cabernet Sauvignon, Cabernet Franc, and Merlot 		972 bottles
<p>2. EDAM CHEESE – MARCA PIÑA</p> <ul style="list-style-type: none"> • Weight: 1.4 Kg • Packaging: Plastic Wrap • Description: <ul style="list-style-type: none"> ✓ Edam Cheese Ball (Queso de Bola) • Ingredients: <ul style="list-style-type: none"> ✓ Pasteurized milk, cheese cultures, enzymes, salt, carotene-color 		972 pieces
<p>3. CANNED HAM - TULIP</p> <ul style="list-style-type: none"> • Weight: 340 g • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Cooked Ham (Water Added) • Ingredients: <ul style="list-style-type: none"> ✓ Ham (84%), water, salt, gelatin, sugar, Sodium Triphosphate, Sodium Ascorbate, Sodium Nitrite 		972 cans
<p>4. FETA CHEESE AND MIXED OLIVES - HELENA</p> <ul style="list-style-type: none"> • Weight: 280 g • Packaging: Breakable Bottle with Lid • Description: <ul style="list-style-type: none"> ✓ Feta Cheese and Mixed Olives • Ingredients: <ul style="list-style-type: none"> ✓ Sunflower oil, cheese cubes made from cow's milk, Kalamata olives unpitted, green olives stuffed with paprika paste, sun dried tomatoes, table salt, oregano, rosemary 		972 bottles
<p>5. SANDWICH CREAM - PIZOLER</p> <ul style="list-style-type: none"> • Weight: 115 g • Packaging: Plastic Cup • Description: <ul style="list-style-type: none"> ✓ Liver Sandwich Spread • Ingredients: <ul style="list-style-type: none"> ✓ Pork meat, water, pork liver, bacon, veal meat, beef meat, milk protein, nitrite salt, preservative E250, antioxidant E300, milk sugar, sugar, yeast, Monosodium Glutamate E621 		972 cups
<p>6. SARDINES IN OLIVE OIL - OLMEDA</p> <ul style="list-style-type: none"> • Weight: 115 g • Packaging: Box • Description: <ul style="list-style-type: none"> ✓ Spanish Little Sardines in Olive Oil • Ingredients: <ul style="list-style-type: none"> ✓ Sardine Pilchardus, olive oil, salt 		972 boxes
<p>7. CORNED BEEF - DELIMONDO</p> <ul style="list-style-type: none"> • Weight: 380 g • Packaging: Tin Canister (easy open) • Description: <ul style="list-style-type: none"> ✓ Ranch Style Corned Beef ✓ 100% cattle beef cut into long strands specially cured and seasoned 		972 cans

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<ul style="list-style-type: none"> Ingredients: <ul style="list-style-type: none"> ✓ Beef, beef broth, iodized salt, sugar, spices, Polyphosphates, Sodium Erythorbate, Sodium Nitrite 	
8. APRICOT IN SUGAR SYRUP - PIACELLI <ul style="list-style-type: none"> Weight: 570 g Packaging: Breakable bottle with lid Description: <ul style="list-style-type: none"> ✓ Apricot in Light Syrup Ingredients: <ul style="list-style-type: none"> ✓ Apricot halves, water, sugar, acid: E330 	972 bottles
9. CRACKERS – FINN CRISP <ul style="list-style-type: none"> Weight: 200 g Packaging: Box Description: <ul style="list-style-type: none"> ✓ Thin Sourdough Rye Crispbread, 20% fibre, 100% wholegrain, no additives Ingredients: <ul style="list-style-type: none"> ✓ Wholegrain rye flour 67%, wholegrain oat flour and flakes 8%, wholegrain barley flour 4%, wholegrain wheat flour 4%, sugar syrup, linseeds, water, rye malt, millet 2%, sesame seeds, salt and yeast 	972 boxes
10. WAFER STICKS - HELENA <ul style="list-style-type: none"> Weight: 400 g Packaging: Tin Canister Description: <ul style="list-style-type: none"> ✓ Cocoa Hazelnut Wafer Sticks Ingredients: <ul style="list-style-type: none"> ✓ Sugar, wheat flour (22.5%), palm oil, corn starch, fat reduced cocoa powder, whey powder, skimmed milk powder, roasted hazelnuts (2%), dextrose, dark chocolate, cocoa mass, E322 soya, glucose syrup, E150c, E160b, butter concentrate, egg yolk powder, flavoring, vanillin, table salt 	972 cans
11. FRUIT CAKE - BALOCCO <ul style="list-style-type: none"> Weight: 1 Kg Packaging: Gift Wrapping Colored Aluminum Foil Description: <ul style="list-style-type: none"> ✓ Fruit Cake with Candied Fruits Ingredients: <ul style="list-style-type: none"> ✓ Wheat flour, raisin (17.2%), butter, hazelnut glaze (9.3%), fresh egg yolk, natural yeast (wheat), candied orange peels (4.2%), fresh pasteurized milk (3.5%), frosted sugar (3%), almonds (2.5%), emulsifiers,, inverted sugar, salt, flavorings 	972 pieces

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ADDITIONAL CONDITION:

The **SUPPLIER** shall put the expiration date [minimum of six (6) months from the date of delivery and acceptance] of each item to guarantee quality and safety.

2. The total contract price shall be in the amount of Fifteen Million Five Hundred Ninety-Eight Thousand Six Hundred Seventy-Two Pesos and 75/100 (PhP15,598,672.75), VAT Exclusive, Zero-Rated Transaction, with breakdown as follows:

LOT NO. AND DESCRIPTION	CONTRACT PRICE
	VAT-EXCLUSIVE, ZERO-RATED TRANSACTION
Lot 1: Supply and Delivery of Regular Christmas Food Package	Two Million Four Hundred Seventy-Eight Thousand Three Hundred Thirty-Six Pesos and 25/100 (PhP2,478,336.25)

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Lot 2: Supply and Delivery of VIP Christmas Food Package	Three Million Eighty-Two Thousand Five Hundred Thirty-Two Pesos (PhP3,082,532.00)
Lot 3: Supply and Delivery of VVIP Christmas Food Package	Five Million One Hundred Ninety-Five Thousand Seven Hundred Eighty-Six Pesos and 50/100 (PhP5,195,786.50)
Lot 4: Supply and Delivery of Deluxe Christmas Food Package	Four Million Eight Hundred Forty-Two Thousand Eighteen Pesos (PhP4,842,018.00)

PAGCOR and the SUPPLIER agree that the contract price already includes all applicable taxes, fees and charges required by the government. The SUPPLIER holds PAGCOR free from liability for any or all taxes arising out of this transaction.

The prices herein agreed shall be considered as fixed prices, and therefore not subject to price adjustment and escalation during contract implementation, except under extraordinary circumstances and upon prior approval of the Government Procurement Policy Board (GPPB) pursuant to Section 61 of Republic Act (R.A.) No. 9184 and its revised Implementing Rules and Regulations (IRR) and the Revised Guidelines for Contract Price Escalation.

- The SUPPLIER shall complete the supply and delivery of said items effective on the date specified in the Notice to Proceed at the Unit 301, Amvel Mansions Condominium, Phase II Access Road, Amvel Commercial Complex, San Dionisio, Parañaque City, based on the following schedule:

LOT 1: SUPPLY AND DELIVERY OF REGULAR CHRISTMAS FOOD PACKAGE

	QUANTITY	DATE OF DELIVERY
1 st Delivery	Two Hundred Fifty (250)	November 21, 2016
2 nd Delivery	Two Hundred Fifty (250)	November 23, 2016
3 rd Delivery	Two Hundred Fifty (250)	November 25, 2016
4 th Delivery	Two Hundred Fifty (250)	November 29, 2016
5 th Delivery	Two Hundred Fifty (250)	December 2, 2016
6 th Delivery	Four Hundred Ninety-Five (495)	December 5, 2016
TOTAL	One Thousand Seven Hundred Forty-Five (1,745)	

LOT 2: SUPPLY AND DELIVERY OF VIP CHRISTMAS FOOD PACKAGE

	QUANTITY	DATE OF DELIVERY
1 st Delivery	Two Hundred Fifty (250)	November 22, 2016
2 nd Delivery	Two Hundred Fifty (250)	November 24, 2016
3 rd Delivery	Two Hundred Fifty (250)	November 28, 2016
4 th Delivery	Two Hundred Fifty (250)	December 1, 2016
5 th Delivery	Two Hundred Thirty-Four (234)	December 2, 2016
TOTAL	One Thousand Two Hundred Thirty-Four (1,234)	

LOT 3: SUPPLY AND DELIVERY OF VVIP CHRISTMAS FOOD PACKAGE

	QUANTITY	DATE OF DELIVERY
1 st Delivery	Two Hundred Fifty (250)	November 21, 2016
2 nd Delivery	Two Hundred Fifty (250)	November 23, 2016
3 rd Delivery	Two Hundred Fifty (250)	November 25, 2016
4 th Delivery	One Hundred Twenty-Seven (127)	November 29, 2016
TOTAL	Eight Hundred Seventy-Seven (877)	

LOT 4: SUPPLY AND DELIVERY OF DELUXE CHRISTMAS FOOD PACKAGE

	QUANTITY	DATE OF DELIVERY
1 st Delivery	Two Hundred Fifty (250)	November 22, 2016
2 nd Delivery	Two Hundred Fifty (250)	November 24, 2016
3 rd Delivery	Two Hundred Fifty (250)	November 28, 2016
4 th Delivery	Two Hundred Twenty-Two (222)	December 1, 2016
TOTAL	Nine Hundred Seventy-Two (972)	

4. PAGCOR shall pay the total amount of Fifteen Million Five Hundred Ninety-Eight Thousand Six Hundred Seventy-Two Pesos and 75/100 (PhP15,598,672.75), VAT Exclusive, Zero-Rated Transaction, based on the following schedule:

90% of the costs of the items delivered, subject to PAGCOR's acceptance [issuance of the Inspection and Acceptance Report (IAR)] in writing of the items described in the purchase contract.	Lot 1	Two Million Two Hundred Thirty Thousand Five Hundred Two Pesos and 63/100 (PhP2,230,502.63)
	Lot 2	Two Million Seven Hundred Seventy-Four Thousand Two Hundred Seventy-Eight Pesos and 80/100 (PhP2,774,278.80)
	Lot 3	Four Million Six Hundred Seventy-Six Thousand Two Hundred Seven Pesos and 85/100 (PhP4,676,207.85)
	Lot 4	Four Million Three Hundred Fifty-Seven Thousand Eight Hundred Sixteen Pesos and 20/100 (PhP4,357,816.20)
	Total for Lots 1 to 4	Fourteen Million Thirty-Eight Thousand Eight Hundred Five Pesos and 48/100 (PhP14,038,805.48)
10% Retention per staggered delivery to be paid after three (3) months from the formal acceptance (issuance of the IAR), if and when no patent and latent defects are noted (issuance of the Certificate of No Patent and Latent Defects)	Lot 1	Two Hundred Forty-Seven Thousand Eight Hundred Thirty-Three Pesos and 63/100 (PhP247,833.63)
	Lot 2	Three Hundred Eight Thousand Two Hundred Fifty-Three Pesos and 20/100 (PhP308,253.20)
	Lot 3	Five Hundred Nineteen Thousand Five Hundred Seventy-Eight Pesos and 65/100 (PhP519,578.65)
	Lot 4	Four Hundred Eighty-Four Thousand Two Hundred One Pesos and 80/100 (PhP484,201.80)
	Total for Lots 1 to 4	One Million Five Hundred Fifty-Nine Thousand Eight Hundred Sixty-Seven Pesos and 28/100 (PhP1,559,867.28)

OR

100% of the costs of the items delivered, provided that the goods supplied are free from patent and latent defects and all conditions imposed under the contract have been fully met; subject to PAGCOR's acceptance (issuance of the IAR) in writing of the items described in the purchase contract and upon submission of a Special Bank Guarantee at least ten percent (10%) of the total amount valid for three (3) months from issuance of the final Certificate of Acceptance (issuance of the IAR).	Lot 1	Two Million Four Hundred Seventy-Eight Thousand Three Hundred Thirty-Six Pesos and 25/100 (PhP2,478,336.25)
	Lot 2	Three Million Eighty-Two Thousand Five Hundred Thirty-Two Pesos (PhP3,082,532.00)
	Lot 3	Five Million One Hundred Ninety-Five Thousand Seven Hundred Eighty-Six Pesos and 50/100 (PhP5,195,786.50)
	Lot 4	Four Million Eight Hundred Forty-Two Thousand Eighteen Pesos (PhP4,842,018.00)
	Total for Lots 1 to 4	Fifteen Million Five Hundred Ninety-Eight Thousand Six Hundred Seventy-Two Pesos and 75/100 (PhP15,598,672.75)

5. The SUPPLIER shall complete the supply and delivery of goods within the time agreed by both parties. Should the SUPPLIER incur delay in its performance, it shall pay a penalty of one-tenth of one percent (1/10 of 1%) of the total cost of the unperformed portion for each day of delay. The maximum deduction shall be ten percent (10%) of the amount of the contract. Once the cumulative amount of liquidated damages reaches ten percent (10%) of the amount of the contract, PAGCOR shall have the option to rescind the contract, without prejudice to other courses of action and remedies open to it.

In case the SUPPLIER still fails to deliver the item after the lapse of thirty (30) days from the supposed date of delivery, in addition to the forfeiture of the Performance Security and the penalties agreed upon, PAGCOR shall have the option to terminate the Contract.

6. In the event that the SUPPLIER fails to comply with its undertakings under this Contract, PAGCOR shall be released from its obligations without prejudice to its rights of restitution, recovery and damages.
7. In the event that the facts and circumstances arise or are discovered which render this Contract disadvantageous to the Government, the parties hereto agree immediately to re-negotiate its terms and conditions, or at the option of PAGCOR terminate the same.
8. No terms or conditions of this Contract shall be deemed waived and no breach or default excused unless such waiver shall be in writing and signed by the party affected.
9. The rights or obligations under this Contract are of a personal nature and compliance thereof may not be assigned or subcontracted to another without the written consent of the other party. This Contract or any interest in it may not be assigned without the prior written consent of the other party.
10. This Contract contains all the covenants and stipulations agreed upon by the parties and shall be modified, revised or amended only upon written agreement of both parties.
11. This Contract constitutes the entire contract between the parties pertaining to the subject matter contained in it, and supersedes all prior and contemporaneous agreements, representations, warranties and understandings of the parties. No supplement, variation or amendment of this Contract shall be binding UNLESS executed in writing by the parties. No waiver of any of the provisions of this Contract shall be deemed, or shall constitute, a waiver of any other provision, whether similar or not similar, nor shall any waiver constitute a continuing waiver. No waiver shall be binding UNLESS in writing and signed by the party making the waiver.
12. The relationship between the parties shall be limited to the performance of the terms and conditions of this Contract. Nothing herein shall be construed to create a general partnership/agency/employer-employee or any other relationship between the parties, or to authorize any party to bind the other except as set forth herein, or to borrow money on behalf of another party, or to use the credit of any party for any purpose other than what has been set forth herein.
13. The parties, waiving for this purpose any other venue, hereby agree that the courts of the City of Manila shall be the exclusive venue of any and all actions or suits between the parties relative to this Contract, to the exclusion of all other courts and venues. This exclusive venue provision shall apply even in cases for declaration of nullity of this Contract in its entirety or in part and in cases arising after or by reason of the declaration of nullity of this Contract in its entirety or in part.
14. The SUPPLIER hereby further warrants and represents that:
 - a. The goods and specifications shall be described in no. 1 of this Contract.

- b. It has good title to the goods described in the Bidding Documents/Request for Quotation, full authority to sell and transfer the same and that the items are sold free and clear of all liens, encumbrances, liabilities and adverse claims, of every nature and description.
 - c. It will fully defend, protect, indemnify, and hold PAGCOR harmless from any and all adverse claims that may be made by any party for the possession and/or the use of the goods.
 - d. The defective items shall be replaced within seven (7) calendar days upon receipt of notice. Failure to replace the defective items within the same period shall make SUPPLIER liable for a penalty of one-tenth of one percent (1/10 of 1%) of the total cost of the unperformed portion for each day of delay, including Sundays and Holidays.
 - e. PAGCOR accepts no liability for the damage of the goods during transit. Title to the goods will be deemed to have passed to PAGCOR only upon receipt and final acceptance of the Goods.
 - f. It shall pay taxes in full and on time, failure to do so will entitle PAGCOR to suspend payment.
 - g. Without prejudice to manufacturer's warranty, in order to assure that manufacturing defects shall be corrected by the SUPPLIER, a warranty shall be required from it for a minimum period of three (3) months from the date of delivery and acceptance of goods.
 - h. The obligation for the warranty shall be covered by either Retention Money equivalent to at least ten percent (10%) of every progress payment or a special bank guarantee equivalent to at least ten percent (10%) of the total contract price.
 - i. The said amount shall only be released after the lapse of the warranty period provided the goods supplied are free from patent and latent defects and all conditions imposed under the contract have been fully met.
15. To guarantee the faithful performance of the SUPPLIER under this Contract, it shall post a Performance Security prior to the execution of the Contract, in accordance with any of the following schedule:

Form of Security	Amount in Percentage of Total Contract Price
Cash, cashier's/ manager's check issued by a Universal or Commercial Bank. Bank draft/guarantee or irrevocable letter of credit issued by a Universal or Commercial Bank: Provided, however, that it shall be confirmed or authenticated by a Universal or Commercial Bank, if issued by a foreign bank.	Five Percent (5%) Seven Hundred Seventy-Nine Thousand Nine Hundred Thirty-Three Pesos and 64/100 (PhP779,933.64)
	Lot 1 One Hundred Twenty-Three Thousand Nine Hundred Sixteen Pesos and 81/100 (PhP123,916.81)
	Lot 2 One Hundred Fifty-Four Thousand One Hundred Twenty-Six Pesos and 60/100 (PhP154,126.60)
	Lot 3 Two Hundred Fifty-Nine Thousand Seven Hundred Eighty-Nine Pesos and 33/100 (PhP259,789.33)
	Lot 4 Two Hundred Forty-Two Thousand One Hundred Pesos and 90/100 (PhP242,100.90)

[Signature]
 ERIC T. RAJOS

Surety Bond callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorize to issue such security.	Thirty Percent (30%)	
	Four Million Six Hundred Seventy-Nine Thousand Six Hundred One Pesos and 83/100 (PhP4,679,601.83)	
	Lot 1	Seven Hundred Forty-Three Thousand Five Hundred Pesos and 88/100 (PhP743,500.88)
	Lot 2	Nine Hundred Twenty-Four Thousand Seven Hundred Fifty-Nine Pesos and 60/100 (PhP924,759.60)
	Lot 3	One Million Five Hundred Fifty-Eight Thousand Sven Hundred Thirty-Five Pesos and 95/100 (PhP1,558,735.95)
Lot 4	One Million Four Hundred Fifty-Two Thousand Six Hundred Five Pesos and 40/100 (PhP1,452,605.40)	

[Handwritten signature]

In case the SUPPLIER posted a Bid Security in the form of Cash, Cashier's or Manager's Check, the same may be utilize as additional payment to complete the amount of the performance security

The Performance Security shall remain valid for the entire contract duration and shall only be released after the issuance of the IAR, provided that there are no claims filed against the SUPPLIER or the surety or insurance company.

IN WITNESS WHEREOF, the parties have signed these presents on this day NOV 16 2016, 2016 at MAKATI CITY

PHILIPPINE AMUSEMENT AND GAMING CORPORATION
TIN: 000-887-972

SANTIS DELICATESSEN
TIN: 206-925-584

Represented by:

Represented by:

[Signature]
ANDREA D. DOMINGO
Chairman and Chief Executive Officer
TIN: 118-684-814

[Signature]
JENIME A. RUZ
Executive Secretary
TIN: 400-024-674

Signed in the presence of:

[Signature]

[Signature]

[Signature]
ERIC RAJONG

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
MAKATI CITY) S.S.

BEFORE ME, a Notary Public for and in City of Manila, Philippines, this NOV 16 2016 day of _____, 2016, personally appeared:

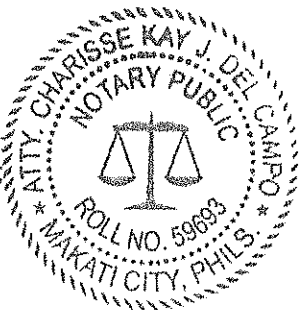
NAME
JENIME A. RUZ

Government ID No.
PHILIPPINE PASSPORT NO. EB46415955
DATE OF ISSUE: 07 FEB 2012
PLACE OF ISSUANCE: DFA MANILA

known to me and known to be the same person who execute the foregoing instrument consisting of seventeen (17) pages, including the page whereon the acknowledgments is written and acknowledged before me that the same is her free and voluntary act and deed and that of the Corporation she represents.

WITNESS MY HAND AND NOTARIAL SEAL, at the place and on the date first above written.

Doc No. 224
Page No. 43
Book No. XXXII
Series of 2016.



Charisse
CHARISSE KAY J. DEL CAMPO
Appt. No. M-45 Makati City
Until Dec. 31, 2017
Unit 3C LTA Building, 118 Perea St.
Legaspi Village, Makati City
MCLE Compliance No. V-00137772-5-16
Roll of Attorney No. 59893
PTR No. 53309B4-Makati 01-13-16
IDP No. 1010635-Pasig City 11-03-15
TIN No. 308-875-801

[Handwritten signature]

[Handwritten signature]

[Handwritten mark]

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
CITY OF MANILA) S.S.

BEFORE ME, a Notary Public for and in City of Manila, Philippines, this NOV 21 2016 day of
 , 2016, personally appeared:

NAME

ANDREA D. DOMINGO

Government ID No.

Philippine Passport No. EC0241404
Issuance Date: February 07, 2014
Place of Issuance: DFA-Manila
Expiry Date: February 06, 2019

known to me and known to be the same person who execute the foregoing instrument consisting of seventeen (17) pages, including the page whereon the acknowledgments is written and acknowledged before me that the same is her free and voluntary act and deed and that of the Corporation she represents.

WITNESS MY HAND AND NOTARIAL SEAL, at the place and on the date first above written.

Doc No. 1094
Page No. 40
Book No. XV
Series of 2016.

GERARDO P. S. NOBLEJAS
NOTARY PUBLIC
IN AND FOR THE CITY OF MANILA
6TH FLR, NEW WORLD MANILA BAY HOTEL & CASINO
M.H. DEL PILAR ST, MALATE, MANILA
COMM. NO. 2916 - 139, UNTIL DEC.31, 2017
ROLL NO. 50410/BP LIFETIME NO. 08837
MCLE COMPLIANCE NO. V-0010130
RSM CHAPTER
PTR NO. 4909235/JAN.8, 2016/MANILA

ERIC F. BALCOS

SPECIAL POWER OF ATTORNEY

I, LUIS RAMON A. SENN of legal age, legally separated with business address at WIC Building, 7431 Yakal Street, San Antonio Village, Makati City, after being duly sworn to in accordance with law hereby depose and state that:

- 1) I am the owner of Santis Delicatessen, a sole proprietorship duly organized and existing in accordance with the Philippine laws, with the same business address as stated above;
- 2) That I am designating Jenime A. Ruz, Executive Secretary to be my true and lawful attorney in-fact, for me and in my name, place and stead, to do and perform and or all of the foregoing acts and deeds;

"To make, sign, execute, deliver all documents and other writings in my name of whatever nature or kind, the appropriate application as a requisite for the public bidding of the Philippine Amusement and Gaming Corporation (PAGCOR).

HEREBY GIVING AND GRANTING unto my said Attorney-in-fact, full power and authority to do and perform any and every act thing whatsoever required and necessary to be done as I might or could do, I personally present and acting in person, HERBY RATIFYING AND CONFIRMING all that my said Attorney-in-Fact may also do or cause to be done and by virtue these presents.

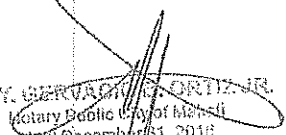
IN WITNESS WHEREOF, I have hereunto affixed my signature this 3rd day of October 2016 at Makati City.


LUIS RAMON A. SENN

Affiant
OCT 11 2016

SUBSCRIBED AND SWORN to before me this ___ day of ___ 2016 in CITY OF MAKATI.
Affiant is personally known to me and exhibited to me his driving license NO1-90-104941 which is valid until April 22, 2017.

DOC. NO.: 152
PAGE NO.: 32
BOOK NO.: LXVII
SERIES OF 2016


ATTY. GERARDO C. ORTIZ JR.
Notary Public City of Makati
Until December 31, 2016
ICP No. 856155-Lifetime Member
MCLE Compliance No. V-0008934
Appointment No. 14-56-(2015-2016)
PTR No. 8323584 Jan. 4, 2010
Makati City Roll No. 40051
441 Union Ave. Campes Ruada Bldg.
Atty. Pio Del Pilar, Makati City

