

AMENDMENT AGREEMENT TO THE FIXED-PRICE ACQUISITION CONTRACT, WHICH IS CELEBRATED, ON THE ONE PART, BY CENTRO DE INVESTIGACIÓN EN MATERIALES AVANZADOS S.C., WHO WILL HEREBY BE CALLED "EL CIMAV", REPRESENTED IN THIS ACT BY EVA ACEVEDO VILLAFUERTE, IN HER CHARACTER OF LEGAL MANDATORY; AND ON THE OTHER PART NIKON METROLOGY INC., REPRESENTED IN THIS ACT BY JIM CLARK, WHO WILL HEREBY BE CALLED AND FOR THE PURPOSES OF THIS AGREEMENT AS "THE VENDOR", IN THE TAKING OF THE FOLLOWING DEFINITIONS, STATEMENTS AND CLAUSES:

RECORD:

1. ON APRIL 8, 2021, "EL CIMAV" CELEBRATED A FIXED PRICE ACQUISITION CONTRACT HEREINAFTER "THE CONTRACT" WITH "THE VENDOR", WITH THE PURPOSE ESTABLISHED IN CLAUSE ONE.
2. "THE CONTRACT" IDENTIFIED WITH THE NUMBER 1A210152, WAS AWARDED THROUGH THE DIRECT AWARD PROCEDURE. THE FOREGOING BASED ON THE PROVISIONS OF ARTICLE 41, SECTION I OF THE LAW OF ACQUISITIONS, LEASES AND SERVICES OF THE MEXICAN PUBLIC SECTOR, AS AN EXCEPTION TO THE PUBLIC TENDER.
3. IN THE SECOND CLAUSE OF "THE CONTRACT" CALLED "AMOUNT", A PAYMENT WAS ESTABLISHED FOR THE AMOUNT OF \$ 5,400.00 (FIVE THOUSAND FOUR HUNDRED US DOLLARS 00/100 USD), PAYABLE ACCORDING TO THE PAYMENT PROGRAM AND IN THE TERMS THAT WERE DETERMINED IN "THE CONTRACT".
4. "THE VENDOR" GENERATED THE INVOICE NUMBER SINMI21-78126 FOR THE AMOUNT OF \$ 3,441.34 (THREE THOUSAND FOUR HUNDRED FORTY ONE US DOLLARS 34/100 USD), DATED ON JUNE 8, 2021.
5. "THE VENDOR" THROUGH AN EMAIL DATED AUGUST 10, STATES TO "EL CIMAV" THAT THE SERVICE PROVIDED IT IS CHARGED FOR THE NUMBER OF HOURS WORKED AND ACTUAL TRAVEL EXPENSES, SO THE SERVICE ENDED IN LESS TIME AND THE INVOICE IS FOR A LOWER PRICE.

STATEMENTS:

1. "THE PARTIES" DECLARE THAT IT IS THEIR WILL TO SIGN THIS INSTRUMENT WITH THE CHARACTER OF MODIFICATION AND THEY MUTUALLY RECOGNIZE THEIR PERSONALITY, REPRODUCING AS IF TO THE LETTER THEY WERE INSERTED, THE DECLARATIONS MADE IN "THE CONTRACT" IN THE CORRELATIVE SECTION OF THE MAIN INSTRUMENT THAT GIVES RISE TO THE PRESENT.
2. THEY AGREE THAT THIS AMENDMENT AGREEMENT IS CARRIED OUT BASED ON ARTICLE 52 OF THE REGULATIONS OF THE LAW ON ACQUISITIONS, LEASES AND SERVICES OF THE MEXICAN PUBLIC SECTOR, IN ACCORDANCE WITH THE FOLLOWING:

CLAUSES:

FIRST. PURPOSE OF THE AMENDING AGREEMENT: "EL CIMAV" AND "THE VENDOR" AGREE THAT THE PURPOSE OF THIS AGREEMENT IS TO MODIFY "THE CONTRACT". THEREFORE, THE PARTIES AGREE TO MODIFY THE THIRD CLAUSE, SO THAT AS OF THE SIGNING OF THIS AMENDING AGREEMENT THEY REMAIN AS FOLLOWS:

WHAT DOES IT SAY:

THIRD: AMOUNT. - THE TOTAL AMOUNT OF THIS CONTRACT IS \$ 5,400.00 (FIVE THOUSAND FOUR HUNDRED US DOLLARS 00/100 USD), AMOUNT THAT INCLUDES ALL TAXES, EXPENSES AND FREIGHT RATES RELATED TO THE PURCHASE ORDER NUMBER 1A210152.

SHOULD SAY:

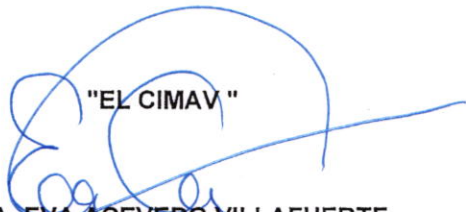
THIRD: AMOUNT. - THE TOTAL AMOUNT OF THIS CONTRACT IS \$ 3,441.34 (THREE THOUSAND FOUR HUNDRED FORTY ONE US DOLLARS 34/100 USD), AMOUNT THAT INCLUDES ALL TAXES, EXPENSES AND FREIGHT RATES RELATED TO THE PURCHASE ORDER NUMBER 1A210152.

SECOND. INALTERABILITY: BOTH PARTIES AGREE THAT WITH THE EXCEPTION OF WHAT IS EXPRESSLY STIPULATED IN THIS AMENDING AGREEMENT, EACH AND EVERY ONE OF THE CLAUSES OF "THE CONTRACT" SUBSISTS WITH THEIR LEGAL FORCE.

THIRD. VICES OF CONSENT: "THE VENDOR" AND "EL CIMAV", ACKNOWLEDGE THAT, IN THE CELEBRATION AND DRAFTING OF THIS AMENDING AGREEMENT, THERE HAS BEEN NO ERROR, FRAUD, INJURY, VIOLENCE, OR ANY VICE OF CONSENT THAT COULD INVALIDATE OR NULLIFY IT.

FOURTH.- JURISDICTION AND INTERPRETATION: FOR ANYTHING NOT PROVIDED AND/OR AGREED UPON EXPRESSLY IN THIS CONTRACT THE PARTIES WILL SUBMIT TO THE FEDERAL CIVIL CODE IN ARTICLES 2248 TO 2322 IN MATTERS OF SALES AND PURCHASES, FOR THE SETTLEMENT OF ANY CONTROVERSY THAT ARISES FROM THE INTERPRETATION AND COMPLIANCE OF THIS CONTRACT, AS WELL AS FOR ANYTHING THAT IS NOT EXPRESSLY PROVIDED FOR IN THE SAME, THE PARTIES SUBMIT TO THE JURISDICTION OF THE FEDERAL COURTS LOCATED IN AV. MIRADOR NO. 6500, CAMPESTRE WASHINGTON, CHIHUAHUA, CHIHUAHUA., CP 31215 WAIVING ANY OTHER JURISDICTION THAT MAY CORRESPOND TO THEM FOR ANY CURRENT OR FUTURE REASON.

PRIOR READING OF THE CONTENT OF THIS AMENDING AGREEMENT, THE PARTIES SIGN IN THE CITY OF CHIHUAHUA, STATE OF CHIHUAHUA, ON SEPTEMBER 15, 2021.



"EL CIMAV"

MTRA. EVA ACEVEDO VILLAFUERTE
LEGAL MANDATORY

"THE VENDOR"



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