Amendment/Addendum # 2

DATE:  Thursday July 3, 2008
TO:  All Offerors of Record
FROM:  Greg Van Wart, CNM  Buyer
SUBJECT:  Amendment/Addendum #2 to P-272 “Nurse Student Standardized Testing Program”.

This addendum becomes part of the Contract Documents.

Offerors are required to acknowledge receipt of this addendum in the space provided on page 11, Section E.

Request for exception to certain Terms and Conditions

1. Question:  Section A, Item 26: Vendor does not have audited financial statements but can provide the audited financial statements of its ultimate parent company.

   Answer: CNM may request vendor to furnish audited financial statements in writing. Vendor is not required to submit financial statements with their offer.

2. Question:  Section B, Item 6: Vendor is willing to be responsible for all damage to persons or property that occurs as a result of it fault or negligence, or that of any of its employees, agents or subcontractors; however, Vendor must limit its liability for any loss or liability arising in connection with the performance of the agreement to the fees paid to vendor under the agreement.

   Answer: CNM will accept this change.

3. Question:  Section B, Item 15: Vendor would retain ownership of all tests and other materials provided by vendor to CNM under the agreement.

   Answer: Request is too vague for CNM to respond.

4. Question:  Section C, Item 12: If CNM terminates the agreement due to seller’s default, Seller’s must limit its liability to the fees paid to Seller under the order/agreement. In no event would Seller be responsible for incidental or consequential damages.
Answer: CNM accepts this change

5. Question: **Section C, Item 12:** Seller would retain title to all test and other materials provided by Seller to CNM under any order/agreement

   Answer: Request is too vague for CNM to respond.