

AMENDMENT NO. 5
CONTRACT NO. 455-23-1020J FOR
STATEWIDE SITE REMEDIATION AND RELATED SERVICES
BETWEEN
THE RAILROAD COMMISSION OF TEXAS AND
SULLIVAN ENVIRONMENTAL ENTERPRISES, LLC

THIS AMENDMENT NO. 5 to Contract No. 455-23-1020J (“Contract”) is entered into by and between the State of Texas, acting through the Railroad Commission of Texas (“RRC”), located at 1701 N. Congress Avenue, Austin, Texas 78701 and Sullivan Environmental Enterprises, LLC (“Contractor”), located at 142 E. Big Lake Road, Trinity, Texas 75862 (individually “Party”; collectively “Parties”).

WHEREAS, SECTION 7.06. of the Contract provides the Parties may amend the Contract through written agreement; and

WHEREAS, on November 23, 2024, the Parties executed **Amendment No. 1** to the Contract to modify Section **3.01. CONTRACT LIMIT, FEES AND EXPENSES.**, changing the not-to-exceed amount of the Contract from THREE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$375,000.00) to SEVEN HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$775,000.00), as approved by the Commissioners on November 19, 2024.

WHEREAS, on August 1, 2025, the Parties executed **Amendment No. 2** to the Contract to modify Section **2.01. Contract Award.**, subparagraph (a.) to exercise renewal option one (1) of three (3) to continue the Contract through August 31, 2026, and to modify Section **3.01. CONTRACT LIMIT, FEES AND EXPENSES.**, changing the not-to-exceed amount of the Contract from SEVEN HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$775,000.00) to ONE MILLION THREE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$1,375,000.00), as approved by the Commissioners on June 17, 2025.

WHEREAS, on September 19, 2025, the Parties executed **Amendment No. 3** to the Contract to modify Section **3.22. ASSIGNMENTS AND SUBCONTRACTORS.**, assigning all contract duties and obligations from Ensource Corporation to Sullivan Environmental Enterprises, LLC.

WHEREAS, on April 2, 2026, the Parties executed **Amendment No. 4** to the Contract to modify Section **3.01. CONTRACT LIMIT, FEES AND EXPENSES.**, changing the not-to-exceed amount of the Contract from ONE MILLION THREE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$1,375,000.00) to ONE MILLION FIVE HUNDRED TWENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$1,525,000.00), as approved by the Commissioners on February 24, 2026.

WHEREAS, the Parties desire to further amend the Contract terms to their mutual benefit to reflect changed circumstances.

NOW, THEREFORE, the Parties agree to amend the Contract as follows:

I. **SECTION 3.01. CONTRACT LIMIT, FEES AND EXPENSES.**, is deleted in its entirety and replaced with the following:

“**CONTRACT LIMIT, FEES AND EXPENSES.** The total amount of fees to be paid by RRC to Contractor under the Contract through the Contract Term shall not exceed **TWO MILLION ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$2,175,000.00)**, the total of which includes the current NTE amount of **ONE MILLION FIVE HUNDRED TWENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$1,525,000.00)**, plus the addition of **SIX HUNDRED FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$650,000.00)**, as approved by the Commissioners on March 25, 2026.”

Except as expressly amended above, all provisions of the Contract, as amended, remain in full force and effect. In the event of a conflict among provisions of the Contract, the order of precedence shall be: this Amendment No. 5; then Amendment No. 4; then Amendment No. 3; then Amendment No. 2; then Amendment No. 1; and then the original Contract in accordance with Section 1.03. ORDER OF PRECEDENCE., therein.

IN WITNESS WHEREOF, the Parties hereto have made and executed this Amendment No. 5 to the Contract to be effective as of the date of the last Party's signature hereto. By signatures below, each signatory represents and warrants that they have the authority to amend the Contract on behalf of the respective Party.

RAILROAD COMMISSION OF TEXAS



Wei Wang
Executive Director

Date of Execution: 4. 24. 24

SULLIVAN ENVIRONMENTAL ENTERPRISES, LLC



Jerry M. Sullivan
President

Date of Execution: 4/23/2026

RRC use only below this line.

Division Director:	<u>DS</u>	Date:	<u>4/17/2026</u>
Chief Administrative Officer:	<u>LS</u>	Date:	<u>4/17/2026</u>
Director of Operations:	<u>tl</u>	Date:	<u>4/15/2026</u>
Office of General Counsel:	<u>FL</u>	Date:	<u>4/16/2026</u>