Liquidated Damages

The following table lists the events that constitute breaches of the Agreement’s standard of performance warranting the imposition of liquidated damages; the acceptable performance level, and the amount of liquidated damages for failure to meet the contractually required standards of performance.

<table>
<thead>
<tr>
<th>Event of Non-Performance</th>
<th>Acceptable Performance Level (Allowed events per Fiscal Year)</th>
<th>Liquidated Damage Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Recycled Paper Use</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Failure to use 30% recycled content paper</td>
<td>1</td>
<td>$30 per each document</td>
</tr>
<tr>
<td><strong>Recyclable Packaging Materials</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Failure of vendor to use secondary and shipping packaging</td>
<td>1</td>
<td>$235 or a minimum of $50 if the combined product and shipping cost is $250 or less will be incurred if this is not adhered to.</td>
</tr>
<tr>
<td></td>
<td>1</td>
<td>$235 or a minimum of $50 if the combined product and shipping cost is $235 or less</td>
</tr>
<tr>
<td><strong>Expanded foam plastics</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Unapproved use of expanded foam plastics for secondary or shipping packaging</td>
<td>0</td>
<td>$235 or a minimum of $50 if the combined product and shipping cost is $235 or less</td>
</tr>
<tr>
<td><strong>Pallet use</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Failure of vendor to take-back and reuse pallets, recycling only broken pallets, at no additional cost to the City.</td>
<td>1</td>
<td>$262 or a minimum of $50 if the combined product and shipping cost is $262 or less</td>
</tr>
</tbody>
</table>