



**Special Terms and Conditions Applicable to Orders Placed Under
Commonwealth of Kentucky, Finance and Administration Cabinet, Commonwealth Office of
Technology (COT) Master Agreement MA758 2000000116**

These Special Terms and Conditions apply to Agreements (as defined herein) between the Finance and Administration Cabinet, Commonwealth Office of Technology (“Customer”) and Iron Mountain Information Management, LLC (IM) in connection with agreement number MA 758 2000000116-1 executed by the Parties on October 8, 2019, as amended (“Master Agreement”). The Master Agreement is available for use by all public education institutions and their affiliates, and local government entities, within the Commonwealth of Kentucky (“Eligible Entities”).

1. IM will perform the services, or deliver the items sold, licensed or used in performance of this Agreement, and Customer or Eligible Entities will pay IM for such services and items, according to the prices and provisions of a Statement of Work (SOW), Schedule, Purchase Order, or Task Order incorporating these Special Terms and Conditions, and any other IM Special Terms and Conditions identified therein (cumulatively “Agreement”).
2. The Commonwealth of Kentucky General Provisions, consisting of Addendum 1 of the Master Agreement, apply to all Agreements between Customer or Eligible Entities and IM in connection with the Master Agreement. Terms and conditions inconsistent with, contrary to or in addition to the terms and conditions of the General Provisions, together with its exhibits, may not be added to or incorporated into the General Provisions by any subsequent purchase order, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of the General Provisions and its exhibits will prevail and govern in the case of any such inconsistent or additional terms. A copy of the Commonwealth of Kentucky General Provisions is available [here](#):
3. The General and Service Specific Terms and Conditions incorporated in the Appendix of Price List for GSA Federal Supply Schedule Contract GS03F049GA (“GSA Terms”), current as of the date of the Agreement, apply to all Agreements between Customer or Eligible Entities and IM in connection with the Master Agreement. In the event of any conflict between the terms of the Commonwealth of Kentucky General Provisions and the GSA Terms, the Commonwealth of Kentucky General Provisions will take precedence. A copy of the GSA Terms is available [here under Contract Vehicles: GSA MAS Schedule Number GS-03F-049GA](#).