



P.O. Box 4120
Scottsdale, AZ 85261-4120

RELEASE OF ALL PROPERTY DAMAGE CLAIMS

Insurer: Scottsdale Insurance Company
Claim Number: 02010381

During the week of December 8, 2020, Garcom, Inc. performed emergency fiber-repair work for the City of El Paso (City) to repair damage that resulted from an incident that occurred on December 6, 2020. FOR AND IN CONSIDERATION of the payment to Garcom, Inc. of the sum of Eighty Three Thousand Three Hundred Eighty Four and 98/100 dollars (\$83,384.98) for performing the above-referenced repair work, the City does hereby release, acquit and forever discharge Ronan Boring, LLC, GW Communication Solutions, LLC of and from any and all actions, causes of action, claims, demands, damages, costs, loss of services, expenses and compensation, on account of, or in any way growing out of, any and all known and unknown property damage resulting or to result from an incident that occurred on or about the 6th day of December, 2020, at or near W San Antonio, El Paso, TX 79901.

The above sum stated as consideration of this Release will be paid upon receipt of this release as follows:

To: GarCom, Inc., 1008 Diesel Drive, El Paso, TX 79907.

It is understood and agreed that this settlement is a compromise of a disputed claim and that the payment is not to be construed as an admission of liability by the party or parties released.

It is further understood and agreed that this release and payment pursuant thereto is not to be construed as a waiver by or estoppel of any party released to prosecute a claim or action for any damages sustained.

This release contains the ENTIRE AGREEMENT between the parties hereto, and the terms of this release are contractual and not a mere recital.

SIGNED on this ____ day of _____ 2021.

THE CITY OF EL PASO:

Tomás Gonzalez
City Manger

APPROVED AS TO FORM:

Rebecca E. Quinn
Rebecca E. Quinn
Assistant City Attorney

APPROVED AS TO CONTENT:

Araceli Guerra
Araceli Guerra
Managing Director
Department of Information Technology Services

ACKNOWLEDGEMENT

THE STATE OF TEXAS §

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COUNTY OF EL PASO §

This instrument was acknowledged before me on this ____ day of _____, 2021, by **Tomás Gonzalez** as **City Manager** of the **City of El Paso, Texas**.

Notary Public, in and for the State of Texas

My commission expires:

Applicable in Texas

Any person who knowingly presents a false or fraudulent claim for the payment of a loss is guilty of a crime and may be subject to fines and confinement in state prison.