

**AMENDMENT #2 TO THE UH/RCUH INTERNAL AGREEMENT**

This Agreement is entered into this 30th day of April 2003, by and between the UNIVERSITY OF HAWAII, hereinafter referred to as the "UNIVERSITY," and THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII, hereinafter referred to as the "CORPORATION."

**WITNESSETH:**

WHEREAS, the UNIVERSITY and the CORPORATION entered into that certain Internal Agreement dated June 28, 1996 and amended on August 1, 2000; and

WHEREAS, the parties desire to amend that certain Internal Agreement.

NOW, THEREFORE, in consideration of the mutual promises herein contained, the parties agree as follows:

Article 6.2 of the Internal Agreement is amended to read as follows:

"Schedule A. The following Schedule A shall apply to all extramurally sponsored research and training awards, except for the University of Hawaii at Hilo:

Effective May 1, 2003, 3% of MTDC, provided that if MTDC exceeds \$100 million for any fiscal year, the rate shall be 2.5% for the following fiscal year, provided further that if MTDC exceeds \$125 million for any fiscal year, the rate shall be 2% for the following fiscal year, and if MTDC does not amount to at least \$75 million for any fiscal year, the rate shall be 3.5% for the succeeding fiscal year.

The parties shall evaluate and negotiate such amendments as may be necessary due to changes in responsibilities or for any other reasons during the fiscal year 2004-05 to become effective July 1, 2005."

IN WITNESS WHEREOF, the parties have executed this Agreement, on the day and year first above written.

UNIVERSITY OF HAWAII:

By: \_\_\_\_\_

Its President

Date

*[Handwritten Signature]*  
*4/30/03*

RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII:

By: \_\_\_\_\_

Its Executive Director

Date

*[Handwritten Signature]*  
*5/13/03*