

**AMENDMENT NO. 3
TO
TDA CONTRACT NO. 5510000149-01-FND
BETWEEN
STATE OF TEXAS, ACTING BY AND THROUGH TEXAS DEPARTMENT OF AGRICULTURE
AND
GOLD STAR FOODS
REGIONS 1, 2, 3, 5, AND 8**

Whereas, the Texas Department of Agriculture (TDA) and the undersigned Contractor, Gold Star Foods, located at 3781 East Airport Drive, Ontario, California, 91761 (Contractor) (collectively, the Parties), entered into a contract designated as TDA Contract No. 5510000149-01-FND for Commercial Warehouse and Food Distribution Services (the Contract), with an effective date of June 1, 2024;

Whereas, the Contract has an initial contract term ending on May 31, 2025.

Whereas, TDA exercised Amendment 1 to renew the Contract for an additional year from June 1, 2025, to May 31, 2026.

Whereas, TDA exercised Amendment 2 of the Contract to update the rates based on the revised Consumer Price Index from June 1, 2025, to May 31, 2026.

Whereas, TDA seeks to exercise to exercise Amendment 3 to renew the Contract for an additional one-year term.

Whereas, collectively, the initial agreement signed by TDA on February 1, 2024, Amendment No. 1, Amendment No. 2, and this Amendment No. 3 are referred to herein as the "Contract"; and

Whereas, this renewal is essential to maintain Warehouse and Food Distribution Services for USDA food purchases to Contracting Entities throughout the State of Texas.

Now, therefore, in consideration of the foregoing, it is mutually understood and agreed by the Parties to amend the Contract, effective on the date of TDA's official signature, as follows:

- I. Pursuant to Article II of the Contract and the renewal language contained herein, this Contract is renewed for an additional one-year renewal term (Option Year 2), commencing June 1, 2026, through May 31, 2027, unless terminated earlier pursuant to the Contract. The Parties may renew the Contract for two (2) additional one-year terms, contingent upon the performance, satisfactory to TDA, of all the Contractor's functions and duties under this Contract.

II. PAYMENT UNDER THE CONTRACT

There will be no direct funding provided from TDA to Contractor under the Contract or this Amendment. Contractor shall be paid by the applicable regional Contracting Entity (CE) for the storage and delivery of USDA Foods, pursuant to the contract, at the rates listed on C1.2.

- III. Neither the terms of this Amendment No. 3 mentioned above, nor any conduct by a TDA representative under the Contract shall be considered a waiver of any common law, constitutional, or statutory defenses

Release Date:

Revision Date: 06.11.2025

or limitations that would otherwise apply to the Contract or this Amendment, including sovereign immunity to suit.

- IV. Each person signing this Amendment No. 3 mentioned above represents and warrants that he or she is authorized to execute and bind such party to this Amendment. If the individual lacks such authority, this Amendment No. 3 mentioned above shall be null and void and of no force whatsoever.
- V. All oral and written agreements between the Parties relating to the subject matter of this Amendment No. 3 mentioned above have been reduced to writing and are contained herein. Except as specifically amended herein, the Contract, as amended, remains in full force and effect. If there is a conflict between this Amendment No. 3 and the Contract or any earlier Amendment, the terms of this Amendment No. 3 shall prevail.

In witness whereof, the Parties hereby execute this amendment to be effective as of the date of the last signature.

Gold Star Foods

Typed Name: John Cho

DocuSigned by:

0943CB053508489...
Authorized Signature

Typed Title: EVP Revenue Management

Date: 4/1/2026

The State of Texas, acting by and through Texas Department of Agriculture

DocuSigned by:

Terry Keel
672743D1FEBE445...
Terry Keel, Deputy Commissioner

Date: 4/1/2026

Release Date:

Revision Date: 06.11.2025

Texas Department of Agriculture

Contract No. 5510000149-01-FND

Amendment No. 3, Exhibit C1

Schedule of Rates for Delivery Service

Co. Name: Gold Star Foods

Region # 1

Case (s)	Delivery Rates
1	\$16.91
2	\$16.91
3	\$16.91
4	\$16.91
5	\$16.91
6	\$16.91
7	\$16.91
8	\$16.91
9	\$16.91
10	\$16.91
11	\$12.52
12	\$12.52
13	\$12.52
14	\$12.52
15	\$12.52
16	\$7.36
17	\$7.05
18	\$6.79
19	\$6.54
20	\$6.33
21	\$6.33
22	\$6.33
23	\$6.33
24	\$6.33
25	\$6.27
26	\$6.27
27	\$6.27
28	\$6.27
29	\$6.27
30	\$6.16
31	\$6.16
32	\$6.16
33	\$6.16
34	\$6.16
35	\$6.16
36	\$6.16
37	\$6.16
38	\$6.16
39	\$6.16
40	\$6.16
41	\$6.16
42	\$6.16

Case (s)	Delivery Rates
43	\$6.16
44	\$6.16
45	\$6.16
46	\$6.16
47	\$6.16
48	\$6.16
49	\$6.16
50	\$6.10
51	\$6.10
52	\$6.10
53	\$6.10
54	\$6.10
55	\$6.10
56	\$6.10
57	\$6.10
58	\$6.10
59	\$6.10
60	\$6.10
61	\$6.10
62	\$6.10
63	\$6.10
64	\$6.10
65	\$6.10
66	\$6.10
67	\$6.10
68	\$6.10
69	\$6.10
70	\$6.05
71	\$6.05
72	\$6.05
73	\$6.05
74	\$6.05
75	\$6.05
76	\$6.05
77	\$6.05
78	\$6.05
79	\$6.05
80	\$6.05
81	\$6.05
82	\$6.05
83	\$6.05
84	\$6.05

Case (s)	Delivery Rates
85	\$6.05
86	\$6.05
87	\$6.05
88	\$6.05
89	\$6.05
90	\$6.05
91	\$6.05
92	\$6.05
93	\$6.05
94	\$6.05
95	\$6.05
96	\$6.05
97	\$6.05
98	\$6.05
99	\$6.05
100	\$5.97
150	\$5.92
200	\$5.91
250	\$5.90
300	\$5.89
350	\$5.88
400	\$5.87
450	\$5.85
500	\$5.84
600	\$5.83
700	\$5.81
800	\$5.80
900	\$5.79
1000	\$5.78
1200	\$5.77
1400	\$5.70
1600	\$5.62
1800	\$5.57
2000	\$5.52
2000+	\$5.45

Co. Name: Gold Star Foods

Region # 2

Case (s)	Delivery Rates
1	\$16.91
2	\$16.91
3	\$16.91
4	\$16.91
5	\$16.91
6	\$16.91
7	\$16.91
8	\$16.91
9	\$16.91
10	\$16.91
11	\$12.52
12	\$12.52
13	\$12.52
14	\$12.52
15	\$12.52
16	\$7.87
17	\$7.53
18	\$7.24
19	\$6.97
20	\$6.75
21	\$6.75
22	\$6.75
23	\$6.75
24	\$6.75
25	\$6.68
26	\$6.68
27	\$6.68
28	\$6.68
29	\$6.68
30	\$6.55
31	\$6.55
32	\$6.55
33	\$6.55
34	\$6.55
35	\$6.55
36	\$6.55
37	\$6.55
38	\$6.55
39	\$6.55
40	\$6.55
41	\$6.55
42	\$6.55

Case (s)	Delivery Rates
43	\$6.55
44	\$6.55
45	\$6.55
46	\$6.55
47	\$6.55
48	\$6.55
49	\$6.55
50	\$6.48
51	\$6.48
52	\$6.48
53	\$6.48
54	\$6.48
55	\$6.48
56	\$6.48
57	\$6.48
58	\$6.48
59	\$6.48
60	\$6.48
61	\$6.48
62	\$6.48
63	\$6.48
64	\$6.48
65	\$6.48
66	\$6.48
67	\$6.48
68	\$6.48
69	\$6.48
70	\$6.43
71	\$6.43
72	\$6.43
73	\$6.43
74	\$6.43
75	\$6.43
76	\$6.43
77	\$6.43
78	\$6.43
79	\$6.43
80	\$6.43
81	\$6.43
82	\$6.43
83	\$6.43
84	\$6.43

Case (s)	Delivery Rates
85	\$6.43
86	\$6.43
87	\$6.43
88	\$6.43
89	\$6.43
90	\$6.43
91	\$6.43
92	\$6.43
93	\$6.43
94	\$6.43
95	\$6.43
96	\$6.43
97	\$6.43
98	\$6.43
99	\$6.43
100	\$6.35
150	\$6.29
200	\$6.27
250	\$6.26
300	\$6.25
350	\$6.24
400	\$6.23
450	\$6.22
500	\$6.20
600	\$6.19
700	\$6.18
800	\$6.17
900	\$6.13
1000	\$6.13
1200	\$6.10
1400	\$6.05
1600	\$5.96
1800	\$5.91
2000	\$5.84
2000+	\$5.78

Co. Name: Gold Star Foods

Region # 3

Case (s)	Delivery Rates
1	\$16.91
2	\$16.91
3	\$16.91
4	\$16.91
5	\$16.91
6	\$16.91
7	\$16.91
8	\$16.91
9	\$16.91
10	\$16.91
11	\$12.52
12	\$12.52
13	\$12.52
14	\$12.52
15	\$12.52
16	\$6.79
17	\$6.79
18	\$6.79
19	\$6.79
20	\$6.79
21	\$5.58
22	\$5.58
23	\$5.58
24	\$5.58
25	\$5.58
26	\$5.58
27	\$5.58
28	\$5.58
29	\$5.58
30	\$5.58
31	\$5.07
32	\$5.07
33	\$5.07
34	\$5.07
35	\$5.07
36	\$5.07
37	\$5.07
38	\$5.07
39	\$5.07
40	\$5.07
41	\$4.79
42	\$4.79

Case (s)	Delivery Rates
43	\$4.79
44	\$4.79
45	\$4.79
46	\$4.79
47	\$4.79
48	\$4.79
49	\$4.79
50	\$4.79
51	\$4.62
52	\$4.62
53	\$4.62
54	\$4.62
55	\$4.62
56	\$4.62
57	\$4.62
58	\$4.62
59	\$4.62
60	\$4.62
61	\$4.48
62	\$4.48
63	\$4.48
64	\$4.48
65	\$4.48
66	\$4.48
67	\$4.48
68	\$4.48
69	\$4.48
70	\$4.48
71	\$4.40
72	\$4.40
73	\$4.40
74	\$4.40
75	\$4.40
76	\$4.40
77	\$4.40
78	\$4.40
79	\$4.40
80	\$4.40
81	\$4.33
82	\$4.33
83	\$4.33
84	\$4.33

Case (s)	Delivery Rates
85	\$4.33
86	\$4.33
87	\$4.33
88	\$4.33
89	\$4.33
90	\$4.33
91	\$4.27
92	\$4.27
93	\$4.27
94	\$4.27
95	\$4.27
96	\$4.27
97	\$4.27
98	\$4.27
99	\$4.27
100	\$4.12
150	\$4.12
200	\$3.99
250	\$3.99
300	\$3.93
350	\$3.93
400	\$3.91
450	\$3.91
500	\$3.87
600	\$3.87
700	\$3.87
800	\$3.86
900	\$3.86
1000	\$3.85
1200	\$3.85
1400	\$3.84
1600	\$3.84
1800	\$3.82
2000	\$3.82
2000+	\$3.82

Co. Name: Gold Star Foods

Region # 5

Case (s)	Delivery Rates
1	\$16.91
2	\$16.91
3	\$16.91
4	\$16.91
5	\$16.91
6	\$16.91
7	\$16.91
8	\$16.91
9	\$16.91
10	\$16.91
11	\$12.52
12	\$12.52
13	\$12.52
14	\$12.52
15	\$12.52
16	\$12.46
17	\$11.75
18	\$11.12
19	\$10.55
20	\$10.03
21	\$9.56
22	\$9.15
23	\$8.76
24	\$8.41
25	\$8.09
26	\$7.98
27	\$7.98
28	\$7.98
29	\$7.98
30	\$7.98
31	\$7.85
32	\$7.85
33	\$7.85
34	\$7.85
35	\$7.85
36	\$7.71
37	\$7.71
38	\$7.71
39	\$7.71
40	\$7.71
41	\$7.71
42	\$7.71

Case (s)	Delivery Rates
43	\$7.71
44	\$7.71
45	\$7.71
46	\$7.71
47	\$7.71
48	\$7.71
49	\$7.71
50	\$7.71
51	\$7.53
52	\$7.53
53	\$7.53
54	\$7.53
55	\$7.53
56	\$7.53
57	\$7.53
58	\$7.53
59	\$7.53
60	\$7.53
61	\$7.53
62	\$7.53
63	\$7.53
64	\$7.53
65	\$7.53
66	\$7.34
67	\$7.34
68	\$7.34
69	\$7.34
70	\$7.34
71	\$7.34
72	\$7.34
73	\$7.34
74	\$7.34
75	\$7.34
76	\$7.34
77	\$7.34
78	\$7.34
79	\$7.34
80	\$7.34
81	\$7.12
82	\$7.12
83	\$7.12
84	\$7.12

Case (s)	Delivery Rates
85	\$7.12
86	\$7.12
87	\$7.12
88	\$7.12
89	\$7.12
90	\$7.12
91	\$7.12
92	\$7.12
93	\$7.12
94	\$7.12
95	\$7.12
96	\$7.12
97	\$7.12
98	\$7.12
99	\$7.12
100	\$7.12
150	\$6.86
200	\$6.72
250	\$6.59
300	\$6.59
350	\$6.59
400	\$6.59
450	\$6.59
500	\$6.53
600	\$6.53
700	\$6.53
800	\$6.53
900	\$6.48
1000	\$6.48
1200	\$6.48
1400	\$6.48
1600	\$6.43
1800	\$6.43
2000	\$6.43
2000+	\$6.32

Co. Name: Gold Star Foods

Region # 8

Case (s)	Delivery Rates
1	\$16.91
2	\$16.91
3	\$16.91
4	\$16.91
5	\$16.91
6	\$16.91
7	\$16.91
8	\$16.91
9	\$16.91
10	\$16.91
11	\$12.52
12	\$12.52
13	\$12.52
14	\$12.52
15	\$12.52
16	\$5.90
17	\$5.79
18	\$5.79
19	\$5.74
20	\$5.74
21	\$5.72
22	\$5.72
23	\$5.70
24	\$5.70
25	\$5.67
26	\$5.67
27	\$5.63
28	\$5.63
29	\$5.61
30	\$5.61
31	\$5.59
32	\$5.59
33	\$5.55
34	\$5.55
35	\$5.54
36	\$5.54
37	\$5.52
38	\$5.52
39	\$5.47
40	\$5.47
41	\$5.45
42	\$5.45

Case (s)	Delivery Rates
43	\$5.43
44	\$5.43
45	\$5.41
46	\$5.41
47	\$5.39
48	\$5.39
49	\$5.37
50	\$5.37
51	\$5.32
52	\$5.32
53	\$5.30
54	\$5.25
55	\$5.25
56	\$5.22
57	\$5.22
58	\$5.19
59	\$5.19
60	\$5.16
61	\$5.16
62	\$5.12
63	\$5.12
64	\$5.07
65	\$5.07
66	\$5.04
67	\$5.04
68	\$5.00
69	\$5.00
70	\$4.94
71	\$4.94
72	\$4.91
73	\$4.91
74	\$4.88
75	\$4.88
76	\$4.83
77	\$4.83
78	\$4.79
79	\$4.79
80	\$4.77
81	\$4.77
82	\$4.74
83	\$4.74
84	\$4.71

Case (s)	Delivery Rates
85	\$4.71
86	\$4.69
87	\$4.69
88	\$4.64
89	\$4.64
90	\$4.61
91	\$4.61
92	\$4.61
93	\$4.57
94	\$4.57
95	\$4.57
96	\$4.53
97	\$4.53
98	\$4.53
99	\$4.50
100	\$4.50
150	\$4.50
200	\$4.46
250	\$4.46
300	\$4.46
350	\$4.43
400	\$4.43
450	\$4.43
500	\$4.39
600	\$4.39
700	\$4.39
800	\$4.39
900	\$4.34
1000	\$4.34
1200	\$4.34
1400	\$4.34
1600	\$4.32
1800	\$4.32
2000	\$4.32
2000+	\$4.32