

CONFIDENTIAL & PROPRIETARY



AMENDMENT #1 TO MEMORANDUM OF UNDERSTANDING  
BETWEEN WISCONSIN INDEPENDENT NETWORK, LLC AND CITY OF LA CROSSE

**THIS AMENDMENT** is entered into effective this 24th day of July, 2018, (“Effective Date”) by and between Wisconsin Independent Network, LLC (“WIN”), and City of La Crosse (“City”). WIN and City of La Crosse are also each individually referred to as a “Party” and collectively as “Parties”.

WHEREAS, the Parties executed a Memorandum of Understanding (“MOU”) on June 18, 2012;  
And

WHEREAS, the Parties desire to amend the MOU to exchange certain fiber segments as identified herein.

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt and sufficiency of which is acknowledged, the Parties agree as follows:

1. As of the Effective Date, City will receive 24 fibers on a WIN-owned 96-count lateral starting at the northwest corner of Main St. and 16<sup>th</sup> St. and terminating in Room 5, Graft Hall, UW-La Crosse, 1725 La Crosse St, La Crosse, Wisconsin. This fiber path is depicted on the attached Exhibit A.
2. In exchange for receipt of the fibers identified in Paragraph 1, City relinquishes its rights in and re-conveys to WIN 12 of the 24 strands of fiber in each of the fiber segments described in Paragraphs 2.e. through 2.p. of the MOU, such that as of the Effective Date, the City will have 12 fiber strands in each of the fiber segments described in Paragraphs 2.e. through 2.p. of the original MOU.
3. Except as expressly amended herein, all of the terms and conditions of the MOU are unaffected by this Amendment and shall remain in full force and effect.

**IN WITNESS WHEREOF:**

**CITY OF LA CROSSE**

**WISCONSIN INDEPENDENT NETWORK, LLC**

**BY:** \_\_\_\_\_  
**NAME:** Timothy Kabat  
 \_\_\_\_\_  
 Board of Public Works President,  
**TITLE:** Mayor  
 \_\_\_\_\_

**BY:** \_\_\_\_\_  
**NAME:** Scott A. Hoffmann  
 \_\_\_\_\_  
**TITLE:** CEO  
 \_\_\_\_\_

<sup>DS</sup> SP <sup>DS</sup> KMB WIN Internal Review  
 July 24, 2018

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EXHIBIT A TO  
AMENDMENT #1 TO MEMORANDUM OF UNDERSTANDING  
BETWEEN WISCONSIN INDEPENDENT NETWORK, LLC AND CITY OF LA CROSSE

