

**Mutual Cancellation of Contract/Engagement and Mutual Release of Claims**

This Mutual Cancellation of Contract/Engagement and Mutual Release of Claims (hereinafter "Agreement") is entered into by and between Collin County, Texas (hereinafter "County") and Guardian Power Cleaning of Dallas (hereinafter "Contractor") effective on the date of the last to sign.

**WHEREAS**, the County put out for bids floor maintenance on several of its buildings;

**WHEREAS**, Contractor was the successful bidder;

**WHEREAS**, Contractor's work on some of the buildings has been acceptable;

**WHEREAS**, Contractor's work on the Administration Building has not been acceptable to the County;

**WHEREAS**, the parties dispute the facts and deny any wrongdoing or breach; and

**WHEREAS**, this Agreement is made to avoid the costs and rigors of legal proceedings and is not an admission of liability.

**NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:**

1. The Contract/engagement between the County and the Contractor is mutually cancelled as to all work;
2. The County will pay Contractor half of the outstanding invoice amount being \$3,376.98.
3. The County releases the Contractor from any claims or causes of action it may have against the Contractor through the date of this Agreement whether known or unknown at this time;
4. The Contractor releases the County from any claims or causes of action it may have against the County through the date of this Agreement whether known or unknown at this time, including any amounts claimed to be owing under the Contract/engagement not paid under this Agreement;
5. Any dispute arising out of this Agreement shall be governed by Texas law and shall be brought in a court of competent jurisdiction sitting in Collin County, Texas; and
6. An electronic or PDF signature shall be considered the same as an original signature, and shall be binding.

COLLIN COUNTY, TEXAS

BY: \_\_\_\_\_

ITs: \_\_\_\_\_

DATE: \_\_\_\_\_

GUARDIAN POWER CLEANING OF DALLAS

BY:

Jim Cedar

ITS:

Jamie Pedder

President

DATE:

05/24/23