

**AMENDMENT TO ATHLETIC CONTEST AGREEMENT  
MEN'S BASKETBALL**

THIS AMENDMENT is entered effective the March 28, 2019 between The University of Texas at El Paso ("UTEP"), a public institution of higher education authorized under the Constitution and laws of the State of Texas and the Regents of the University of New Mexico.

**RECITALS**

The Parties entered into the Men's Basketball Contest Agreement (the "Agreement") on July 20, 2018 providing for the playing of a Men's Basketball Game between their respective institutions. The parties wish to amend the Agreement to change the Game Date outlined under Section 1. TEAM PLAY with respect to the second game to be played under the Agreement.

**AGREEMENT**

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to amend the Agreement as follows:

- A. *Section 1. First.* The game date for the agreement is hereby agreed to be Tuesday November 19, 2019 time 7:00pm at the Don Haskins Center in El Paso, TX.
- B. Except as modified by the provision of this Amendment, all other terms and conditions in the Agreement remain in full force and effect.

IN WITNESS WHEREOF, this Amendment has been executed on the dates below written.

University of New Mexico

THE UNIVERSITY OF TEXAS AT EL PASO

MM  
By:  

By: 

Name: EDDIE NUNEZ  
Title: Athletic Director

Jim Senter  
Athletic Director

Date: 4/23/19

Date: 5/6/19

**INTERCOLLEGIATE ATHLETICS CONTRACT  
BETWEEN**

The University of New Mexico (UNM)

and

The University of Texas-El Paso (UTEP)

THIS AGREEMENT, made and entered into this 20th day of July 2018, by and between the Regents of the University of New Mexico ("UNM") and The University of Texas-El Paso ("UTEP") stipulates as follows:

FIRST: That the Men's Basketball teams representing the above-named institutions agree to meet in Albuquerque, New Mexico Saturday, November 24<sup>th</sup>, 2018 at a time TBD at Dreamstyle Arena- The Pit. The men's basketball teams representing the above-named institutions agree to also meet in El Paso, TX at Date & Time TBD in 2019. The contract will continue for an additional 2 years (2020 & 2021) with the exact dates TBD.

SECOND: That in consideration for playing in the above-named contest(s), the management of the home team shall pay to the management of the visiting team the sum of zero dollars (\$0.00).

THIRD: That officials for such contest(s) shall be assigned by the Mountain West Conference, for games played in Albuquerque and by Conference USA for games played in El Paso, and that the officials shall apply the rules of basketball promulgated by the National Collegiate Athletic Association ("NCAA").

FOURTH: That the eligibility rules governing participation in such contest(s) shall be those established by the faculties of the respective institutions, the Athletic Conferences involved, and the NCAA.

FIFTH: That 50 complimentary tickets shall be provided to the visiting team for the above contest(s).

SIXTH: That The University of New Mexico retains all radio and television rights for games played in Albuquerque.

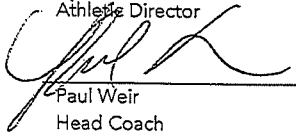
SEVENTH: That if either institution breaches this contract by refusing to play at the time and place agreed upon, the non-breaching party shall sustain damages that are difficult (if not impossible) to calculate. Therefore, the parties agree that in the event of one party refuses to play at the time and place agreed upon, it shall pay to the other party, as liquidated damages and not as a penalty, the sum of One Hundred Thousand Dollars and No Cents (\$100,000) Dollars.

FOR: The University of New Mexico ("UNM")

(Party of the First Part / Home Team)

 7/24/18  
Date

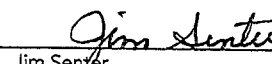

Eddie Nunez  
Athletic Director

 7/24/18  
Date

Paul Weir  
Head Coach

FOR: University Texas, El Paso ("UTEP")

(Party of the Second Part / Visiting Team)

 7/30/18   
Date

Jim Senter  
Athletics Director

 7/30/18  
Date

Rodney Terry  
Head Coach

PLEASE RETURN SIGNED COPIES TO ANTONETTE MARTINEZ AT AMART@UNM.EDU