

## RELEASE AND CANCELLATION OF CONTRACT

This Release and Cancellation of Contract is executed and delivered effective as of this \_\_\_ day of \_\_\_\_\_, 201\_\_\_, by the City of Key West, Florida, hereinafter (“City”) and OTAK Group, Inc. a Florida corporation, hereinafter (“OTAK”).

### WITNESSETH

WHEREAS, City and OTAK entered into a Contract on the 9<sup>th</sup> day of October, 2012, hereinafter (“Agreement”), pertaining to the project referred to as the marine sanitation system for Wahoo and Kingfish piers located at Garrison Bight Marina in Key West, Florida; and

WHEREAS, the City and OTAK now mutually desire to cancel the Agreement and release each other from liability for same.

NOW, THEREFORE, in mutual consideration of the benefits conferred upon the parties by the terms of this Amendment, City and OTAK agree as follows:

1. City and OTAK do hereby release each other and their successors and assigns forever and do herein cancel of record the Agreement, which pertains to the marine sanitation system for Wahoo and Kingfish piers located at Garrison Bight Marina in Key West, Florida.

2. City and OTAK do hereby remise, release, acquit, satisfy, and forever discharge each other of and from all, and all manner of action and actions, cause and causes of action, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, executions, claims and demands whatsoever, whether presently known or unknown, in law or in equity, which either party ever had, now has, or which any personal representative, successor, heir, officer, director, employee, shareholder, agent, administrator or assign of either party, hereafter can, shall or may have, against the other party, for, upon or by reason of any matter, cause or thing whatsoever, from the beginning of the world to the day of these presents, including, but not limited to, any and all claims arising out of or in any way related to the Agreement.

IN WITNESS WHEREOF, the parties have made this Release and Cancellation of Contract on the date first written above.

City of Key West, Florida

By: \_\_\_\_\_  
Bogdan Vitas, City Manager

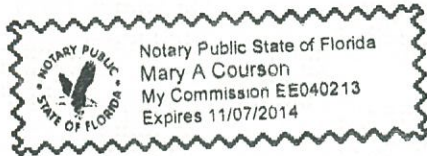
ATTEST: \_\_\_\_\_  
CITY CLERK

OTAK Group, Inc.

By: Michael Miller  
Michael Miller, Senior Vice President

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this 2nd day of January, 2014 by Michael Miller, as Senior Vice President of OTAK Group, Inc., who [check one]  is personally known to me or \_\_\_ produced evidence satisfactory to me as to his identity.



NOTARY PUBLIC

Sign: Mary A Courson

Print: MARY A COURSON