

BCC Mtg. Date: June 5, 2018

**TERMINATION OF ECONOMIC DEVELOPMENT
AD VALOREM TAX EXEMPTION AGREEMENT**

DaVita Rx, LLC
2252 Commerce Park Drive, Suite 350
Orlando, Florida 32819

THIS TERMINATION OF ECONOMIC DEVELOPMENT AD VALOREM TAX EXEMPTION AGREEMENT ("Termination") is made as of the date of last execution (the "Effective Date"), by and between Orange County, a charter county and political subdivision of the State of Florida ("County"), and DaVita Rx, LLC, a Delaware limited liability company registered to do business in Florida ("Company"). The foregoing entities individually may be referred to as a "Party" or collectively as the "Parties."

WITNESSETH:

WHEREAS, on January 28, 2014, the Orange County Board of County Commissioners ("Board") adopted Ordinance No. 2014-02 ("Exemption Ordinance") granting Company an economic development ad valorem tax exemption from fifty percent (50%) of the assessed value of all Improvements made by or for the use of Company's Expansion of an Existing Business located at 2252 Commerce Park Drive, Suite 350, Orlando, Orange County, Florida for a period of five (5) years ("Exemption"); and

WHEREAS, the granting of the Exemption was contingent upon Company's compliance with the terms and conditions of the Exemption Ordinance and of an Economic Development Ad Valorem Tax Exemption Agreement ("Agreement") entered into between the Company and the County; and

WHEREAS, the Parties entered into the Agreement on January 28, 2014, which set forth the requirements associated with the granting and continuation of Company's exemption, as well as the applicable policies and procedures related to County's program for granting such exemptions; and

WHEREAS, the Company's most recent annual report reflected that the Company did not attain certain job creation requirements required by the Exemption Ordinance and the Agreement; and

WHEREAS, the Exemption Ordinance provides that if the Company fails to satisfy the conditions of the Exemption, the Orange County Board of County Commissioners may revoke the Exemption or take such other action with respect to the Exemption that it deems appropriate; and

WHEREAS, pursuant to the requirements of County's economic development ad valorem tax exemption program, on April 25, 2018, County notified Company that it intended to revoke the Exemption effective January 1, 2018; and

WHEREAS, on June 5, 2018, the Board enacted an Ordinance revoking the Exemption effective January 1, 2018; and

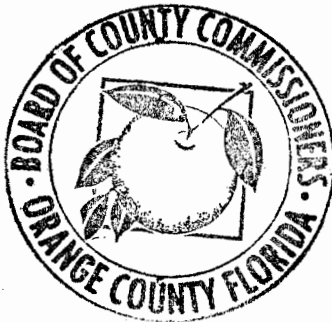
WHEREAS, the Parties mutually desire to terminate the Agreement as set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties hereto agree as follows:

Section 1. Recitals. The foregoing recitals are true and correct and are incorporated herein by reference.

Section 2. Termination of Agreement. The Parties hereby mutually agree to terminate the Economic Development Ad Valorem Tax Exemption Agreement dated January 28, 2014, and the Parties shall have no further rights or obligations under said Agreement.

IN WITNESS WHEREOF, the Parties have caused this Termination to be executed by their duly authorized representatives as of the date of last execution below.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs, County Mayor
Date: 6.19.18

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Kate Smith*
Deputy Clerk

Date: JUN 19 2018

DAVITA RX, LLC

By: Pat Harrell
Printed Name: Pat Harrell

Title: VP - Tax

STATE OF ~~FLORIDA~~ Washington
COUNTY OF King

The foregoing instrument was acknowledged before me this 14th day of June, 2018, by Pat Harrell (printed name), VP Global Tax (title) of DaVita Rx, LLC, a Florida foreign limited liability company, on behalf of the company. He/she is personally known to me or has produced _____ as identification.



L. Pamela Huntley
Notary Public

Name typed, printed or stamped:

L. Pamela Huntley

My Commission Expires: 10-19-21