

FIRST AMENDMENT TO TOLLING AGREEMENT

This First Amendment to Tolling Agreement (“Amendment”), dated as of November 28, 2023, is made and entered into by and between New Cingular Wireless PCS, LLC, a Delaware limited liability company d/b/a AT&T Mobility (“AT&T”) and the County of Contra Costa (“County”).

RECITALS

A. AT&T and the County are parties to that certain Tolling Agreement dated August 15, 2023 (the “Tolling Agreement”) by which the parties agreed to extend the deadlines under California and federal law for the County to act on the Application (as defined in the Tolling Agreement) through November 28, 2023.

B. The parties desire to further extend the deadlines for the County Planning Commission or the County Board of Supervisors to act on the Application through February 27, 2024.

NOW, THEREFORE, in consideration of, and in reliance upon, the mutual covenants, promises, and other obligations provided in this Amendment, the parties mutually agree as follows:

1. The Tolling Agreement is hereby amended to change all references to an extension date of November 28, 2023 in Section 1 and Section 2 thereof to February 27, 2024. Except as expressly modified herein, the Tolling Agreement remains in full force and effect without modification.

2. This Amendment may be executed in counterparts and facsimile, each of which shall be deemed an original. The individuals whose signatures appear below on behalf of each party are authorized to execute this Amendment on behalf of the respective parties, and to bind them to the terms thereof.

COUNTY OF CONTRA COSTA

**NEW CINGULAR WIRELESS
PCS, LLC
d/b/a AT&T MOBILITY**

By: _____

By: _____

Printed name: _____

Printed name: _____

Title: _____

Title: _____