

## AMENDING AGREEMENT

This Amending Agreement (the “**Agreement**”) is dated effective February 17, 2026 (the “**Effective Date**”).

**BETWEEN:**

**ACUTE CARE ALBERTA**

(“**ACA**”)

- and -

**12846284 CANADA INC.**

(the “**Service Provider**”)

**RECITALS:**

- A. Acute Care Alberta (“**ACA**”) and the Service Provider entered into an Agreement for Provision of Facility Services Relating to Insured Ophthalmology Surgical Services referenced as CLM207297 dated April 1, 2022, as amended by agreement dated October 30, 2024 (the “**Initial Agreement**”).
- B. The Initial Agreement, including all rights, title and interest in, to and under the Initial Agreement, has been assigned from AHS to ACA effective April 1, 2025.
- C. The parties wish to amend the Initial Agreement on the terms and subject to the conditions set forth in this Agreement.

**NOW THEREFORE** for good and valuable consideration, the adequacy of which is hereby acknowledged, the parties hereby agree on the terms and subject to the conditions set forth in this Agreement as follows:

### **ARTICLE 2 AMENDMENTS**

#### **2.1 Amendments to Initial Agreement**

The Initial Agreement is hereby amended as follows:

- (a) Schedule B, Section 1.6 - Service Fees, the Procedures table referenced as Calgary is hereby amended to include an additional 833 procedures for the period of January 1, 2026, through March 31, 2026, referred to as Contract year 4.
- (b) Schedule B, Section 1.7 – Maximum Service Fees Payable under the Calgary table is hereby amended to include an additional \$362,438.30 to the maximum contract value term for the period of April 1, 2025, through March 31, 2026, therefore increasing the total maximum contract value for Calgary to \$19,802,330.30.

## **ARTICLE 3 GENERAL**

### **3.1 Capitalized Terms**

Unless otherwise defined, the capitalized terms used in this Agreement have the respective meanings ascribed to them in the Initial Agreement.

### **3.2 Effect of Agreement**

Other than as expressly provided for herein, this Agreement does not serve to amend any terms or conditions of the Initial Agreement, all of which shall remain in full force and effect otherwise unamended. This Agreement is entered into as a supplementary document to the Initial Agreement and is subject to the other terms and conditions of the Initial Agreement and, in particular, all provisions and terms of general interpretation, construction and application (including but not limited to those relating to governing law, amendments, enurement, calculation of time periods and dispute resolution) are hereby incorporated by reference and deemed to be made a part hereof.

### **3.3 Entire Agreement**

This Agreement and the Initial Agreement and any other agreements and documents that have been, or are required or contemplated to be, delivered pursuant hereto or thereto constitute the entire agreement between the parties, setting out all the covenants, warranties, representations, conditions, understandings and agreements between the parties pertaining to the subject matter of the Initial Agreement, and supersede all prior agreements, understandings, negotiations and discussions, whether oral or written.

### **3.4 Further Assurances**

Each party shall, with reasonable diligence, do all such things, provide all such reasonable assurances and execute and deliver such further documents or instruments as may be required by the other party in order to give effect to and carry out the provisions of this Agreement or which otherwise may be reasonably necessary or desirable to effect the purpose of this Agreement.

### **3.5 Effective Date**

This Agreement is the written memorandum and documentation of a verbal agreement entered into between the parties on and as of the Effective Date. Notwithstanding the date on which this Agreement has been

signed, the parties agree that the terms and conditions of this Agreement have operated as between them and been effective as of the Effective Date.

### **3.6 Execution in Counterparts**

This Agreement may be executed by the parties in counterparts and may be executed and delivered by facsimile or other means of electronic transmission and all such counterparts shall together constitute one and the same agreement.

**IN WITNESS WHEREOF** the parties have caused this Agreement to be executed by their duly authorized representatives on the dates set forth below.

#### **ACUTE CARE ALBERTA**

Per: *Original Signed*  
Name:  
Title:  
Date:

Per: *Original Signed*  
Name:  
Title:  
Date:

#### **12846284 CANADA INC.**

Per: *Original Signed*  
Name:  
Title:  
Date:

Per: *Original Signed*  
Name:  
Title:  
Date: