

STATE OF ALABAMA )  
 )  
SHELBY COUNTY )

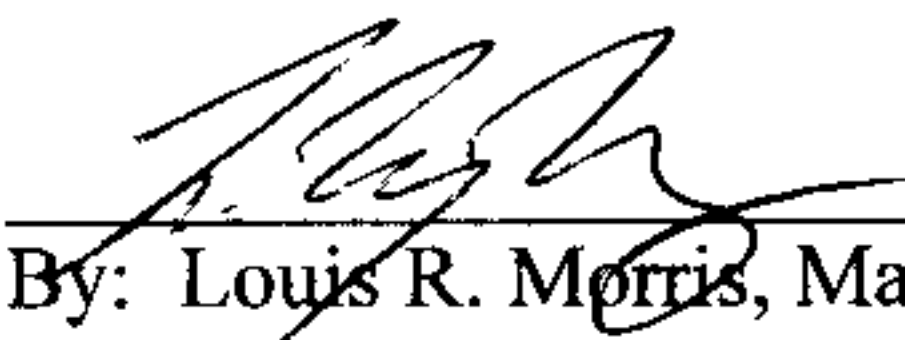
**FIRST AMENDMENT AND RESTATEMENT  
OF THE  
CERTIFICATE OF FORMATION  
OF  
DARK HORSE SOFTWARE SOLUTIONS, LLC**


Pursuant to Ala. Code § 10A-5A-2.02 of the Alabama Limited Liability Company Law of 2014, as amended (the "Act"), Dark Horse Software Solutions, LLC, a limited liability company organized and existing under the laws of the State of Alabama (the "Company") hereby adopts the Amended and Restated Certificate of Formation and certifies as follows:

1. The name of the Company is Dark Horse Software Solutions, LLC.
2. The Company's Certificate of Formation was filed with the Probate Court of Shelby County, Alabama on March 21, 2019.
3. The text of the Amended and Restated Certificate of Formation, which contains amendments to the Certificate of Formation is set forth in its entirety in "Exhibit A" attached hereto.

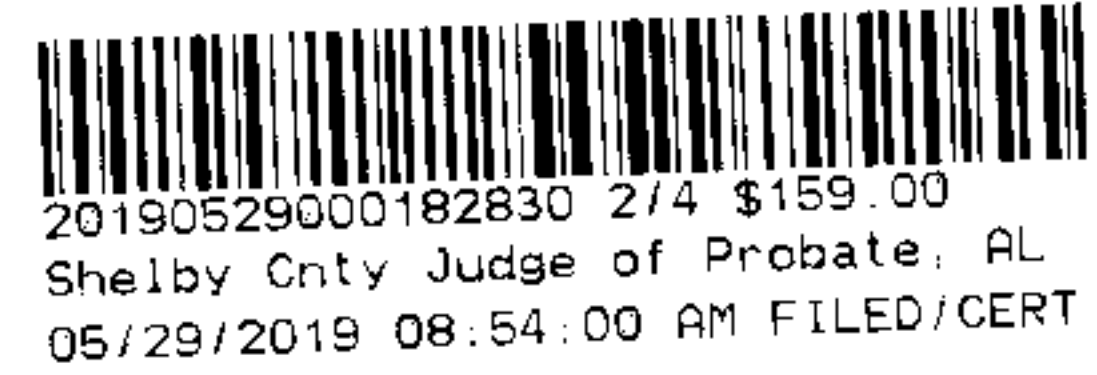
IN WITNESS WHEREOF, the undersigned has executed this First Amendment and Restatement of the Certificate of Formation pursuant to Ala. Code § 10A-5A-2.04(a)(2), all as of the 21 day of May, 2019, and affirm that the facts herein are true under penalties for perjury prescribed by Ala. Code § 13A-10-103 or any act amendatory thereof, supplementary thereto, or substituted therefor.

Dark Horse Software Solutions, LLC

  
By: Louis R. Morris, Manager

  
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Shelby Cnty Judge of Probate, AL  
05/29/2019 08:54:00 AM FILED/CERT

## **EXHIBIT A**



### **ARTICLE 1 NAME**

The name of the limited liability company is Dark Horse Software Solutions, LLC (hereinafter known as the "Company"). This name was reserved in accordance with Ala. Code § 10A-1-5.06 with the Alabama Secretary of State on March 20, 2019 as shown by the certificate attached hereto.

### **ARTICLE 2 REGISTERED OFFICE AND AGENT**

The location and mailing address of the initial registered office of the Company for purposes of service of process within the State of Alabama will be at 662 Highway 49, Columbiana, Alabama 35051. The initial registered agent for purposes of service of process within the State of Alabama at the foregoing address will be Louis R. Morris.

### **ARTICLE 3 INITIAL MEMBERS**

The Company has at least one member in accordance with Ala. Code § 10A-5A-2.01(a)(4).

### **ARTICLE 4 PURPOSES**

The purposes for which the Company is organized are as follows:

- A. To engage in the business of software development and services of all character in related fields, for other parties or for its own account;
- B. To engage in any and all transactions which are necessary, appropriate, convenient, or incidental to the aforementioned business purposes;
- C. To engage in any lawful business, act or activity for which a limited liability company may be organized under the Act, it being the purpose and intent of this Article 5 to invest the Company with the broadest purposes, objects and powers lawfully permitted a limited liability company formed under the Act;

### **ARTICLE 5 DURATION AND EFFECTIVE DATE**

The period of duration of the Company shall be perpetual from the date of the filing of its Certificate of Formation. The Company shall remain in existence until it is dissolved in


accordance with the provisions of the Company's Limited Liability Company Agreement. This amendment and restatement of the Company's Certificate of Formation is effective immediately upon the filing hereof with the Judge of Probate of Shelby County, Alabama.

**ARTICLE 6**  
**STATUTORY CHANGES**

Any and every statute of the State of Alabama hereafter enacted whereby the rights, powers, and privileges of a company organized under the laws of the State of Alabama are increased, diminished, or in any way affected, shall apply to this Company to the same extent as if such statute had been in force at the date of the making and filings of this Restatement and Amendment of the Certificate of Formation.

**ARTICLE 7**  
**AMENDMENT**

The Company reserves the right to amend, alter, change, restate, or repeal any provision contained in this Certificate of Formation in the manner now or hereafter provided by law, and all rights conferred upon those persons responsible for the direction and oversight of the Company's business activities and affairs are granted subject to this reservation.

  
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Shelby Cnty Judge of Probate AL  
05/29/2019 08:54:00 AM FILED/CERT

John H. Merrill  
Secretary of State

P.O. Box 5616  
Montgomery, AL 36103-5616

# STATE OF ALABAMA

**I, John H. Merrill, Secretary of State of Alabama, having custody of the  
Great and Principal Seal of said State, do hereby certify that**

pursuant to the provisions of Title 10A, Chapter 1, Article 5, Code of Alabama  
1975, and upon an examination of the entity records on file in this office, the  
following entity name is reserved as available:

**Dark Horse Software Solutions, LLC**

This name reservation is for the exclusive use of Ray Morris, 662 Highway 49,  
Columbiana, AL 35051 for a period of one year beginning March 20, 2019 and  
expiring March 20, 2020



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**In Testimony Whereof, I have hereunto set my  
hand and affixed the Great Seal of the State, at the  
Capitol, in the city of Montgomery, on this day.**

March 20, 2019

Date

*J. H. Merrill*

John H. Merrill

Secretary of State



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Shelby Cnty Judge of Probate, AL  
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