

Request for Quotation

RFO.NUMBER
DEP13906

PAGE 1

ADDRESS CORRESPONDENCE TO ATTENTION OF

CHUCK BOWMAN 304-558-2157

V E N D O R

*510160447 304-765-5317 BREAK AWAY INC 1075 OLD TURNPIKE ROAD

SUTTON WV 26601

THE WEST VIRGINIA PURCHASING DIVISION, FOR THE AGENCY THE WV DEPARTMENT OF ENVIRONMENTAL PROTECTION, IS SOLICITING BIDS FROM QUALIFIED CONTRACTORS FOR A CONTRACT TO PROVIDE ALL LABOR AND MATERIALS FOR THE RECLAMATION OF 8.5 ACRE ABANDONED MINE PROJECT KNOWN A THE "RIGHTER MINE TIPPLE & REFUSE" PROJECT. THE SITE IS LOCATED IN LOST CREEK, WV (HARRISON CO.). A MANDATORY ON SITE PREBID CONFERENCE SHALL BE HELD ON 04/17/07 @ 10:00 AM. FAILURE TO ATTEND THE PREBID CONFERENCE WILL RESULT IN BID DISQUALIFICATION. DIRECTIONS TO PREBID: TO GET TO THE SITE, FROM 1-79 NORTH OR SOUTH, TAKE THE LOST CREEK EXIT. IN LOST CREEK, TRAVEL 1.4 MILES ON RT. 270 WEST TOWARDS WEST MILFORD. TURN LEFT ONTO CO. RT. 27/1 AT THE OLD BRICK STORE. PROCEED 0.6 TENTH OF A MILE CROSSING LOST CREEK AND TURN TO THE RIGHT PAST THE SCALE HOUSE AT THE LIMESTONE QUARRY. SITE IS ON BOTH SIDES OF THE ACCESS ROAD. CONTACT & PHONE #: ALLEN WOOD, 304-465-1911 PLANS AND SPECIFICATIONS MAY BE OBTAINED FROM WVDEP, OFFICE AML&R, 601 57TH ST., SE, CHARLESTON, WV 25304 PH.304-926-0485 UPON PAYMENT OF \$15.00 NON-REFUNDABLE FEE. PAYMENT MUST BE MADE BY CHECK OR MONEY ORDER.	DATE PRIN	TED	TEF	IMS OF SAI	E	SHIP	VIA	F.O.B.		FREIGHT TERMS	
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State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

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ADDRESS CORRESPONDENCE TO ATTENTION OF

CHUCK BOWMAN 304-558-2157

*510160447 304-765-5317 BREAK AWAY INC 1075 OLD TURNPIKE ROAD

SUTTON WV 26601

04/08/2007	
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NO CASH WILL BE ACCEPTED.	
EXHIBIT 5	
NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED	-
WITHIN 365 CALENDAR DAYS AFTER THE NOTICE TO PROCEED	
IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY	
EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO	
PROCEED.	
CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE	
RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN	-
NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP	
SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM	
WITH THE SPECIFICATIONS OF THE THE BID AND CONTRACT	
HEREIN.	
WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY	
THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE	
RATES AS ESTABLISHED FOR HARRISON COUNTY, PURSUANT	
TO WEST VIRGINIA CODE 21-5A, ET, SEQ.	
ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR	
INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST	
REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT	
OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.	
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WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE	
A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.	-
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ADDRESS CORRESPONDENCE TO ATTENTION OF:

304-558-2157

CHUCK BOWMAN

VENDOR

***510160447** 304-765-5317 **BREAK AWAY INC** 1075 OLD TURNPIKE ROAD

SUTTON WV 26601

DATE PRI	NTED TI	RMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

25304 304-926-0499

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State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130

Request for Quotation

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REQ NUMBER
DEP 13906

PAGE

7

ADDRESS CORRESPONDENCE TO ATTENTION OF:

CHUCK BOWMAN 304-558-2157

*510160447 304-765-5317 BREAK AWAY INC 1075 OLD TURNPIKE ROAD

SUTTON WV 26601

DATE PRINT	ED	TER	IMS OF SALE	SHIP V	IA.	F.O.B.	FREIGHT TERMS
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Request for Quotation

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DEP13906

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ADDRESS CORRESPONDENCE TO ATTENTION OF

CHUCK BOWMAN

304-558-2157

VENDOR

*510160447 304-765-5317 **BREAK AWAY INC** 1075 OLD TURNPIKE ROAD

SUTTON WV 26601

DATE PRINT	red	TERMS	S OF SAL	E	SHIP VIA	F.O.B.	FREIGHT TERMS
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State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER **DEP13906** PAGE 9

ADDRESS CORRESPONDENCE TO ATTENTION OF:

CHUCK BOWMAN

304-558-2157

***510160447** 304-765-5317 **BREAK AWAY INC** 1075 OLD TURNPIKE ROAD SUTTON WV 26601

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304 304-926-0499

DATE PRINTED TERMS OF SALE SHIP VIA F.O.B. FREIGHT TERMS 04/08/2007 BID OPENING DATE: 05/10/2007 BID OPENING TIME 01:30PM CAT QUANTITY UOP LINE ITEM NUMBER UNIT PRICE AMOUNT AVAILABLE TO MEET CONTRACT REQUIREMENTS. A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO W. VA. CODE SECTION 5A-3-56. REV. 10/01/01 EXHIBIT 7 DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET.,SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS. FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT I 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE IF THE DOMESTIC ALUMINUM, GLASS OR STEEL |PRODUCTS TO |BE SU||PPLIE|D OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE %30 OR MORE HIGHER IN SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE DATE TITLE FEIN ADDRESS CHANGES TO BE NOTED ABOVE



SUTTON WV

State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation

DEP13906

PAGE 10

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*510160447 304-765-5317 BREAK AWAY INC 1075 OLD TURNPIKE ROAD

26601

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ENVIRONMENTAL PROTECTION
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OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
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State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER DEP13906 PAGE

ADDRESS CORRESPONDENCE TO ATTENTION OF:

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***510160447** 304-765-5317 BREAK AWAY INC 1075 OLD TURNPIKE ROAD SUTTON WV 26601

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

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Request for Quotation

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RFQ NUMBER DEP13906 PAGE 12

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SUTTON WV 26601

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State of West Virginia
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PAGE 13

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Requisition # DEP13906

Contractor's Bid Sheet

Company Name:	BRE/	KAWAY, INC.	
	1075 OI	d Turnpike Road	
Address:	Sutto	on, WV 26601	
	Voice	304-765-5317	

ITEM				,
NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1.0	Lump Sum	Mobilization and Demobilization (Limited to 10% of Total Bid)	LS	\$ 30,000.00
2.0		Construction Layout Stakes (Limited to 5% of Total Bid)	LS	\$ 100.00
3.0		Quality Control (Limited to 3% of Total Bid)	LS	\$ 100.00
4.1		Site Preparation (Limited to 10% of Total Bid)	LS	\$ 30,000.00
5.0		Sediment Control	1.00	\$ 12,000.00
6.0	8.5 AC	Revegetation	1,500.00	\$ 12,750.00
7.1		4' Riprap Channel	15.00	\$ 2,550.00
7.2	610 LF	4' Grouted Riprap Channel	25.00	\$ 15,250.00
7.3	260 LF	10' Grouted Riprap Channel	50.00	\$ 13,000.00
7.4	1,010 LF	10' Riprap Channel	30.00	\$ 30,300.00
7.5		6' Riprap Channel	20.00	\$ 2,800.00
7.6	40 LF	18" HDPE Culvert	18.00	\$ 720.00
8.1	20,000 CY	Unclassified Excavation	2.00	\$ 40,000.00
8.2	6.0 AC	Soil Cover	1.00	\$ 6.00
9.1	7 EA	Wet/Modified Mine Seal	15,000.00	\$ 105,000.00
9.2	70 BG	Soda Ash Briquettes (per 50 lb bag)	10.00	\$ 700.00
9.3	100 LF	Mine Seal Conveyance Pipe	1.00	\$ 100.00
11.1	500 LF	3x3 Underdrain	15.00	\$ 7,500.00
11.2	200 LF	12" Conveyance Pipe	48.00	\$ 9,600.00
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OMB #1029-0119 Expiration Date: 01/31/2010

AML CONTRACTOR INFORMATION FORM

You must complete this form for your AML contracting officer to request an AML eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This eligibility requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16.

Contractor Name: <u>Bre</u>	akaway . Inc.	Tax Payer ID	No.: 13-427-9911
Addresses into Alab	ている ひがる ひる		•
City: Sutton	State: <u>₩</u>	'ip Code: <u>26601</u> I	hone: <u>304-765-53</u> 1
Fax No.: <u>304-165-53</u>	89 E-mail addres	s: <u>tonyaevince</u>	Phone: 304-765-5317 n+ @ verizon.ne+
		•	
Part B: Legal Structure	:		
Corporation () () Other (please specify)		() Partnership	() LLC
•	pdating information i	n the Applicant/Vio he instructions for th	lator System (AVS). at option, and sign below.
I, TonyA Vincent	, hav	e the express authori	ty to certify that:
to-date. If you se	e attached Entity OFT elect this option, you m te below and do not cor	ust attach an Entity (e, complete, and up- OFT from AVS to this
and the informati you must attach	on in AVS for my com	pany must be updated 'S to this form. Use I	S is missing or incorrect I. If you select this option, Part D to provide missing Part D.
			lect this option, you must ow and complete Part D.
5/10/07	Conche V	incent	President
Date	Sig	nature	Title

IMPORTANT!

Part A: General Information

In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or request it from www.avs.osmre.gov on the Internet.

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Agency <u>Environmental Protect</u>	ion
REQ.P.O#DEP13906	

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the uni	dersigned,Breakaway, Inc.
of Sutton , WV	, as Principal, and <u>Ohio Farmers Insurance</u>
Compan of Westfield Center , OH , a co	orporation organized and existing under the laws of the State of
OH with its principal office in the City of Westfield Co	enter, as Surety, are held and firmly bound unto the State
of West Virginia, as Obligee, in the penal sum of Five Percent of Ar	mount Bid (\$ 5%) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, ou	ir heirs, administrators, executors, successors and assigns.
The Condition of the above obligation is such that whereas	the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached here	eto and made a part hereof, to enter into a contract in writing for
DEP13906 Righter Mine Tipple and Refuse	
NOW THEREFORE,	
(a) If said bid shall be rejected, or (b) If said bid shall be accepted and the Principal shall enter the hereto and shall furnish any other bonds and insurance required by the agreement created by the acceptance of said bid, then this obligation force and effect. It is expressly understood and agreed that the liabilities exceed the penal amount of this obligation as herein stated.	shall be null and void, otherwise this obligation shall remain in full
way impaired or affected by any extension of the time within which the waive notice of any such extension.	
	to set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto and these processes their corporate seals to be affixed hereunto and these processes are their corporate seals to be affixed hereunto and these processes are their corporate seals to be affixed hereunto and these processes are their corporate seals to be affixed hereunto and these processes are the corporate seals to be affixed hereunto and these processes are the corporate seals to be affixed hereunto and these processes are the corporate seals to be affixed hereunto and these processes are the corporate seals to be affixed hereunto and these processes are the corporate seals are the corpo	resents to be signed by their proper officers, this
10th day of May , 2007 .	_
Principal Corporate Seal	Breakaway, Inc.
	(Name of Principal)
	By Jonya linunt
	(Must be President or Vice President)
	$\widehat{\mathcal{L}}$
	<u>President</u> (Title)
	,
Surety Corporate Seal	Ohio Farmers Insurance Company (Name of Surety)
	(Name of ourety)
	By: DU!
	Douglas P. Taylor
	Licensed WV Resident Agent

IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed, and a power of attorney must be attached.

THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 06/19/06, FOR ANY PERSON OR PERSONS NAMED BELOW.

General Power of Attorney POWER NO. 4750172 01

Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co.

CERTIFIED COPY

Westfield Center, Ohio

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint

ANDREW K. TEETER, KIMBERLY L. MILES, JANIS KAY PEACOCK, DOUGLAS P. TAYLOR, PAMELA D. OBRIEN, DONNA J.

PRICE, TRAVIS A. HÍLL, JR., PAMELA V. LANHAM, JOINTLY OR SEVERALLY

of **CHARLESTON** and State of WV its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fridelity & Surrety Operations Executive or other Executive shall

be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for

and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary.

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting

held on February 8, 2000).

in Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their Senior Executive and their corporate seals to be hereto affixed this 19th day of A.D., 2006 JUNE

Corporate Seals Affixed

State of Ohio County of Medina

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WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

By: Richard L. Kinnaird, Jr., Senior Executive

A.D., 2006, before me personally came Richard L. Kinnaird, Jr. to me known, who, being by me duly On this 19th day of JUNE sworn, did depose and say, that he resides in **Medina**, **Ohio**; that he is **Senior Executive** of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order,

Notarial Seal Affixed

State of Ohio County of Medina

SS.:



William J. Kahelin, Attorney at Law, Notary Public My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

I, **Frank A. Carrino,** Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 10th day of A.D., May 2007







Frank A. Carrinó, Secretar

RFQ No.	DEP13906
IN GUIVO.	

AFFIDAVIT

West Virginia Code §5A-3-10a states:

No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

EXCEPTION:

The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

LICENSING:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

CONFIDENTIALITY:

Authorized Signature:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated.

Vendor's Name:

Breakawa Inc.

No Debt Affidavit (Revised 10/13/06)

Date: 5/10/07