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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

25304

## Request for Quotation

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DEP13909

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ADDRESS CORRESPONDENCE TO ATTENTION OF:
CHUCK BOWMAN
304-558-2157

\*709045227 304-925-0253 GREEN MOUNTAIN COMPANY 511 50TH STREET

CHARLESTON WV

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

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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

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CHARLESTON WV

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

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55-0580174

TELEPHONE 304-925-0253

DATE

ADDRESS CHANGES TO BE NOTED ABOVE

5/22/07



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\*709045227

511 50TH STREET

CHARLESTON WV

GREEN MOUNTAIN COMPANY

State of West Virginia
Department of Administration
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304-925-0253

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CHARLESTON, WV
25304 304-926-0499

DA/05/2007  BID OPENING DATE:  05/15/2007  BID OPENING TIME 01:30PM  CAT. MEET CONTRACT REQUIREMENTS.  3. 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	S
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TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT I 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED 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 1   DATE   D	
$1 \times 10^{10}$ $1 \times 10^{10}$	
TITLE Corp. Secretary 55-0580174 ADDRESS CHANGES TO BE NOTED ABOV	/E



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 DEP13909 10

ADDRESS CORRESPONDENCE TO ATTENTION OF

ADDRESS CHANGES TO BE NOTED ABOVE

CHUCK BOWMAN 304-558-2157

\*709045227 304-925-0253 GREEN MOUNTAIN COMPANY 511 50TH STREET CHARLESTON WV 25304

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 8 FREIGHT TERMS 04/05/2007 BID OPENING DATE: 05/15/2007 BID OPENING TIME 01:30PM CAT. QUANTITY LINE UOP ITEM NUMBER UNIT PRICE AMOUNT PRICE THAN THE FOREIGN MADE PRODUCTS. IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID FOR DOMESTIC PRODUCTS, THE SPENDING DFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL. REV. 3/88 EXHIBIT 9 NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES: (1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND AND LIST SHALL BE FORWARDED TO THE BUY⊫R IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED. THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE 304-925-0253 DATE 5/22/07 TITLE Corp. Secretary

55-0580174



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 DEP13909 11

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CHARLESTON WV 25304

**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

25304

## Request for Quotation

DEP13909

PAGE

12

ADDRESS CORRESPONDENCE TO ATTENTION OF:

CHUCK BOWMAN 304-558-2157

\*709045227 304-925-0253 GREEN MOUNTAIN COMPANY 511 50TH STREET

CHARLESTON WV

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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 Request for Department of Administration Quotation Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

## Request for

DEP13909

PAGE

13

ADDRESS CORRESPONDENCE TO ATTENTION OF:

CHUCK BOWMAN 304-558-2157

**VENDOR** 

\*709045227 304-925-0253 GREEN MOUNTAIN COMPANY 511 50TH STREET

CHARLESTON WV 25304

**ENVIRONMENTAL PROTECTION** DEPARTMENT OF P OFFICE OF AML&R 601 57TH STREET SE T 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

DEP13909

1

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\*709045227 511 50TH STREET

304-925-0253 GREEN MOUNTAIN COMPANY

CHARLESTON WV 25304

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE T

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CHARLESTON, WV

25304 304-926-0499

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ADDNENDUM NO. 1 ADDENDUM ISSUED TO DISTRIBUTE PRE-BID SIGN-IN SHEET OF MANDATORY MEETING ON 04/20/07 FOR THE STOLLINGS DRAIN-AGE PORTAL IN LOGAN CO., WV. ALSO INCLUDED IS THE REVISED BID SCHEDULE OF 04/24/07, ALONG WITH THE AGENCY'S CLARIFICATION OF THE SPECS AND THE BID SCHEDULE! PLEASE NOTE THAT ITEM #1 IS IN REGARD TO #2 OF THE PURCHASING DIVISION'S GENERAL TERMS & CONDITIONS. BID DATE AND OPENING ARE EXTENDED TO MAY 22, 2007, AT 1:30 PM. \*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\* NO OTHER CHANGES \*\*\*\*\*\*\*\*\*\*\*\*

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

55**-**0580174

SIGNATURE

Corp.

304-925-0253

5/22/07

ADDRESS CHANGES TO BE NOTED ABOVE

## Stollings (Szuchs) Drainage Portal - Addendm #1 Requisition # DEP13909

4/24/07 - Contractor's Bid Sheet

Charleston, WV 25304

Company Name:	Green Mountain Company	
Address:	511 50th Street	

ITEM		<u> </u>		1	
NO.	QUANTITY	DESCRIPTION	UNIT PRICE		AMOUNT
10.	QUALITATI	2200.00			
1.0	Lump Sum	MOBILIZATION (LIMITED TO 10% OF TOTAL BID)	LS	\$	12,355.00
2.0	Lump Sum	CONSTRUCTION LAYOUT (LIMITED TO 5% TOTAL BID)	LS	\$	2.470.00
3.0		QUALITY CONTROL (LIMITED TO 3% OF TOTAL BID)	LS	\$	4,550.00
4.0	Lump Sum	SITE PREPARATION (LIMITED TO 10% OF TOTAL BID)	LS	\$	22.195.00
5.0	1000 L.F.	SEDIMENT CONTROL BARRIER	.50	\$	500.00
6.0	Lump Sum	REVEGETATION	LS	\$	9,080.00
7.1	10 EA	MANHOLES	3,550.00	\$	35,500.00
7.2		24" DIA HDPE PIPE	125.00	\$	110,000.00
7.3	1 EA	THRUST BLOCKS	3,250.00	\$	3,250.00
9.0	5 EA	MINE SEALS	9,090.00	\$	45,450.00
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		IVIAL		Ψ	245,350.00

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: Green	Mountain Company	Tax Payer II	D No.: _	55-0580174
Address: 511 50th Stre	apt .			
City: Charleston	State: <u>WV</u> Zi	ip Code: 25304		
Fax No.: 304-925-9230		iodymay@aol.c	om	<del></del>
Part B: Legal Structure				
(x) Corporation () S () Other (please specify)	ole Proprietorship	( ) Partnership	( )	) LLC
Part C: Certifying and up Select only one of the follow	dating information in wing options, follow th	n the Applicant/Vine instructions for t	iolator S that optic	ystem (AVS). on, and sign below.
I, Tammy J. Clay (print name)	, hav	e the express author	rity to ce	ertify that:
X Information on the to-date. If you sele	attached Entity OFT ect this option, you mubelow and do not con	ist attach an Entity	ate, comp OFT fro	plete, and up- om AVS to this
and the information you must attach an	tion on the <b>attached</b> En in AVS for my comp Entity OFT from AVE ation. Sign and date b	any must be updat S to this form. Use	ed. If yo Part Di	ou select this option,
Our company curre	ently has no informatic tion required in Part D	on in AVS. If you in Sign and date be	select thi clow and	s option, you must complete Part D.
	<b>A</b>	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		_
5/22/07	January	J. Clay		Secretary
Date	<b>S</b> ign	afture ()		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 <a href="www.avs.osmre.gov">www.avs.osmre.gov</a> on the Internet.

D	$\mathbf{r}$
Part	1).

Contractor Name:	Green Mountain	Company	
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If the current entity and Entity OFT information for your business is incomplete or incorrect in AVS, or if there is no information in AVS for your business, you must provide all of the following information as it applies to your business affiliations. Please make as many copies of this page as you require.

- Every officer (President, Vice President, Secretary, Treasurer, etc.);
- All Directors;
- All persons performing a function similar to a Director;
- Every person or business that owns 10% or more of the voting stock in your business;
- Every partner, if your business is a partnership;
- Every member and manager, if your business is a limited liability company; and
- Any other person(s) who has the ability to determine the manner in which the AML reclamation project is being conducted.

Name	Position/Title
Address	Telephone #
	% of Ownership
Begin Date:	Ending Date:
Name	Position/Title
Address	Telephone #
11441035	% of Ownership
Begin Date:	$T_{ij} = T_{ij} + T_{ij}$
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-	% of Ownership
Begin Date:	
Name	Position/Title
Address	Telephone #
11441055	% of Ownership
T . D .	Ending Date:

### PAPERWORK REDUCTION STATEMENT

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501) requires us to inform you that: Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. This information is necessary for all successful bidders prior to the distribution of AML funds, and is required to obtain a benefit.

Public reporting burden for this form is estimated to average 45 minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to the Information Collection Clearance Officer, Office of Surface Mining Reclamation and Enforcement, Room 210 SIB, Constitution Ave., NW, Washington, D.C. 20240.

Date: 16-Nov-2006

Applicant Violator System Organizational Family Tree (OFT)

Time :09:23:53

Page: 1

(139758) GREEN MOUNTAIN CO

Total Number: 7

Entity	Name	Desc	Begin	End	Pct. Hold
ID		Code	Date	Date	Own. Code
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Agency		
REQ.P.O#	DEP13909	

### **BID BOND**

			t we, the undersigned, <u>Green Mountain Company</u>
			, as Principal, and <u>Ohio Farmers Insurance Comp</u> an
			, a corporation organized and existing under the laws of the State of
			harleston, as Surety, are held and firmly bound unto the State
		•	ercent of Amount Bid (\$ 5% ) for the payment of which,
well and	truly to be made, we jo	intly and severally bind o	urselves, our heirs, administrators, executors, successors and assigns.
-	The Condition of the at	pove obligation is such th	at whereas the Principal has submitted to the Purchasing Section of the
•			ttached hereto and made a part hereof, to enter into a contract in writing for
DEP139	909 - Stollings (Szuc	hs) Drainage Portal - /	According to Plans & Specifications
y <del>lan hadday, y y y t</del> W <sup>*</sup> ***	NOW THEREFORE,		
hereto ar agreeme force and	nd shall furnish any other nt created by the accept effect. It is expressly i	accepted and the Principer bonds and insurance retained to the stance of said bid, then the	oal shall enter into a contract in accordance with the bid or proposal attached equired by the bid or proposal, and shall in all other respects perform the is obligation shall be null and void, otherwise this obligation shall remain in full nat the liability of the Surety for any and all claims hereunder shall, in no event, ed.
way impa	The Surety, for the valuired or affected by any lice of any such extensi	extension of the time with	ates and agrees that the obligations of said Surety and its bond shall be in no hin which the Obligee may accept such bid, and said Surety does hereby
1	IN WITNESS WHEREC	OF, Principal and Surety I	nave hereunto set their hands and seals, and such of them as are corporations
have cau	sed their corporate sea	Is to be affixed hereunto	and these presents to be signed by their proper officers, this
22nd (	day ofMay		
Principal	Corporate Seal		Green Mountain Company
	•		(Name of Principal)
			By Markey all
			Must be President or
			Vice President)
			tresident
			(Title)
Surety Co	rporate Seal		Ohio Farmers Insurance Company
			(Name of Surety)
			Gregory T. Gordon, WV Resident Agent Attorney In-Fact
			IIU .

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 11/08/06, FOR ANY PERSON OR PERSONS NAMED BELOW.

General
Power
of Attorney

CERTIFIED COPY

POWER NO. 4752152.06

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

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

LARRY D. KERR, GREGORY T. GÖRDON, H. RANDOLPH NEVILLE, PATRICIA A. FINCKE, STEPHEN B. STOGDEN, PATRICIA A. MOYE, ALLAN L. MC VEY, TAMMY M. LLOYD, KIMBERLY J. WILKINSON, 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 suretyship

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 Fidelity & Surety 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 **08th** day of **NOVEMBER** A.D., **2006**.

Corporate Seals Affixed

State of Ohio County of Medina

SEAL SEAL

E INSURANCE SE CHARTERED SE 1848

WESTFIELD INSURANCE COMPANY
WESTFIELD NATIONAL INSURANCE COMPANY
OHIO FARMERS INSURANCE COMPANY

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

On this **08th** day of **NOVEMBER** A.D., **2006**, before me personally came **Richard L. Kinnaird**, **Jr.** to me known, who, being by me duly 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 22 day of

SEAL S

SEAL



Frank A. Carrino, Secretary Secretary

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T. C.	INO.	

### 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:

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: Gree	n Mountain	Company				•
Authorized Signature:	Jammy	$\mathcal{L}$	lais	Date:	5/22/07	
No Debt Affidavit (Revised 10/13/08	, (	) ()	()			