



Serta Mattress Company
Division of National Bedding Company, LLC.
1680 Carillon Blvd.
Forest Park, OH 45240

(513) 421-4094

(513) 354-1187 (Fax)

03/14/07 – 9 Pages

Fax Cover Sheet

To: *John Abbott/Buyer State of West Virginia*
(304-558-3970)

Fm: *Neal Wagner (Contract Sales Rep)*

BUYER : **JOHN ABBOTT**
RFQ. NO. : **DNR80150**
BID OPENING DATE: **03/15/2007**

Neal Wagner
Contract Account Rep
Serta-Cincinnati
1680 Carillon Blvd.
Forest Park, Ohio 45240
P/800-421-4288, x3109
P/513-421-4094
F/513-354-1187
nwagner@sertanational.com
www.serta.com

RECEIVED
2007 MAR 14 P 12: 32
PURCHASING DIVISION
STATE OF 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**

RFQ NUMBER
DNR60150

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
JOHN ABBOTT 304-558-2544

Serta-Cincinnati
 1680 Carillon Blvd.
 Forest Park, Ohio 45240
 P/800-421-4288; P/513-421-4094
 F/513-354-1187

SERTA

SERTA

DATE PRINTED	TERMS OF SALE	SHIP VIA	EOB	FREIGHT TERMS
02/25/2007				
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		420-68		
<p style="text-align: center;">REQUEST FOR QUOTATION</p> <p>THE PURCHASING DIVISION IS SOLICITING BIDS FOR THE DIVISION OF NATURAL RESOURCES TO PROVIDE MATTRESS AND BOX SPRINGS WITH BED FRAMES FOR BLACKWATER FALLS STATE PARK.</p> <p>ATTACHMENTS: 1. SPECIFICATIONS 2. AFFIDAVIT</p> <p style="text-align: center;">VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING</p>						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						

SIGNATURE	TELEPHONE	DATE
<i>Mel Wagner</i>	800 421 4288	03/14/07
TITLE	FERN	ADDRESS CHANGES TO BE NOTED ABOVE
SALES REP	76-0720695	

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

**GENERAL TERMS & CONDITIONS
REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)**

1. Awards will be made in the best interest of the State of West Virginia.
2. The State may accept or reject in part, or in whole, any bid.
3. All quotations are governed by the *West Virginia Code* and the *Legislative Rules* of the Purchasing Division.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125.00 registration fee.
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
6. Payment may only be made after the delivery and acceptance of goods or services.
7. Interest may be paid for late payment in accordance with the *West Virginia Code*.
8. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
13. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, this contract is automatically null and void, and is terminated without further order.
14. **HIPAA Business Associate Addendum** - The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (<http://www.state.wv.us/admin/purchase/vrc/hipaa.htm>) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

INSTRUCTIONS TO BIDDERS

1. Use the quotation forms provided by the Purchasing Division.
2. **SPECIFICATIONS:** Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Complete all sections of the quotation form.
4. Unit prices shall prevail in cases of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **BID SUBMISSION:** All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications.

SIGNED BID TO:

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



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
DNR80150

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ADDRESS CORRESPONDENCE TO ATTENTION OF
JOHN ABBOTT 304-558-2544

Serta-Cincinnati
1680 Carillon Blvd.
Forest Park, Ohio 45240
P/800-421-4288; F/513-421-4094
F/513-354-1187

S
E
R
T
A

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
02/25/2007				
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>() BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>Neal Wagoner</i>	800 421 4288	03/14/07	
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	
SALES REP	76-0720695		

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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
DNR00150

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ADDRESS CORRESPONDENCE TO ATTENTION OF
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Serta-Cincinnati
 1680 Carillon Blvd.
 Forest Park, Ohio 45240
 P/800-421-4288; P/513-421-4094
 F/513-354-1187

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
02/25/2007				
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOM	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.</p> <p>UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p>BIDDER: <u>SERTA MATTRESS Co.</u></p> <p>DATE: <u>03/14/07</u></p>						

SIGNATURE <u>Neal Wagner</u>		TELEPHONE <u>800 921 4288</u>	DATE <u>03/14/07</u>
TITLE <u>SALES REP</u>	FEIN <u>76-0720695</u>	ADDRESS CHANGES TO BE NOTED ABOVE	

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
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**Request for
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BID NUMBER
DNR80150

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ADDRESS CORRESPONDENCE TO ATTENTION OF
**JOHN ABBOTT
304-558-2544**

Serta-Cincinnati
1680 Carillon Blvd.
Forest Park, Ohio 45240
P/800-421-4288; F/513-421-4094
F/513-354-1187

DATE PRINTED: 02/25/2007	TERMS OF SALE	SHIP VIA	POB	FREIGHT TERMS
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
			SIGNED: <i>Neal Wagner</i>			
			TITLE: <i>SALES REP</i>			
<p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: JOHN ABBOTT</p> <p>RFO. NO.: DNR80150</p> <p>BID OPENING DATE: 3/15/2007</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *Neal Wagner* TELEPHONE **8004214288** DATE **03-14-07**

TITLE *SALES REP* FEIN **76-0720695** ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

From: INNOVATIVE MATTRESS

304 588 2863

03/08/2007 11:41

R353 P.007/014



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
DNR80150

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ADDRESS FOR CORRESPONDENCE (IF DIFFERENT FROM ATTENTION TO)
**JOHN ABBOTT
304-558-2544**

Serta-Cincinnati
1680 Carillon Blvd.
Forest Park, Ohio 45240
P/800-421-4288; F/513-421-4094
F/513-354-1187

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
02/25/2007				
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
BID OPENING TIME:				1:30 PM	-----	
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
(513) 354-1187						
CONTACT PERSON (PLEASE PRINT CLEARLY):						
NEAL WAGNER						
***** THIS IS THE END OF RFQ DNR80150 *****						\$37,927.00
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						

SIGNATURE Neal Wagner TELEPHONE 8004214288 DATE 03/14/07
 TITLE SALES REP FEIN 76-0720695 ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

From: INNOVATIVE MATTRESS



State of West Virginia
Department of Administration
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2019 Washington Street East
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Request for
Quotation

REG NUMBER
DNR80150

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ADDRESS CORRESPONDENCE TO ATTENTION OF
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304-558-2544

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Forest Park, Ohio 45240
P/800-421-4288; P/513-421-4094
F/513-354-1187

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
02/27/2007				
BID OPENING DATE: 03/15/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDEDNDUM # 1.		
				THIS ADDENDUM IS ISSUED TO ADD THE BID FORM FOR BIDDER'S INFORMATION AND USE.		
				ATTACHMENTS: 1. BID FORM 2. ADDENDUM ACKNOWLEDGEMENT		
0001	1	LS		420-68		
				MATTRESS & BOX SPRINGS W/FRAMES		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *Neal Wagner* TELEPHONE: 8004214288 DATE: 03-14-07

TITLE: SALES REP FERN: 76-0720695 ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

From: INNOVATIVE MATTRESS

304 586 2883

03/08/2007 12:02

#353 P.013/014

**DNR80150 - MATTRESS, BOX SPRINGS, & FRAMES
 BID OPENING 3/15/2007; 1:30 PM**

Description	*Estimated Annual Usage	Unit Price	Extended Price
Twin - 38 X 75	41	\$ 276.00	\$ 11,116.00
Queen - 60 X 80	64	\$ 377.00	\$ 24,128.00
Bed Frame - Queen	64	\$ 42.00	\$ 2,688.00
Total			\$ 37,927.00

Bidder / Vendor Information:

Name:

SERTA MATTRESS Co.

Address:

1680 CARILLON BLVD.

FOREST PARK, OHIO 45240

Phone#:

800-421-4288

Email Address:

NWAGNER@SERTANATIONAL.COM

Contract Coordinator information:

Name:

NEAL WAGNER

Address:

SAME

Phone#:

SAME

Email Address:

SAME

* Quantities are estimated annual usage for bidding purposes and bidder's information

From: INNOVATIVE MATTRESS

304 586 2863

03/08/2007 12:03

#353 P. 014/014

WV-35B STATE OF WEST VIRGINIA PURCHASING CONTINUATION SHEET	Buyer:	Page	Req. or P. O. No.:
Vendor:	Spending Unit:		
<p style="text-align: right;">Requisition No.: <u>DNR80150</u></p> <p style="text-align: center;">ADDENDUM ACKNOWLEDGEMENT</p> <p>I hereby acknowledge receipt of the following checked addendum(s) and have made the necessary revisions to my proposal, plans and/or specifications, etc.</p> <p>Addendum No.'s:</p> <p>No. 1 <u>RECEIVED</u></p> <p>No. 2 _____</p> <p>No. 3 _____</p> <p>No. 4 _____</p> <p>No. 5 _____</p> <p>I understand that failure to confirm the receipt of the addendum(s) is cause for rejection of bids.</p> <div style="text-align: right; margin-top: 20px;"> <p><u>Neal Wagner</u></p> <p>Signature</p> <p><u>SERTA MATTRESS Co.</u></p> <p>Company</p> <p><u>03/14/07</u></p> <p>Date</p> </div> <p style="text-align: center; margin-top: 20px;">Exhibit 10 Rev. 11/96</p>			