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MICHAEL AUSTIN

ADDRESS:CORRESPONDENCE TO ATTENTION OF 304-558-2316

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RFQ COPY TYPE NAME/ADDRESS HERE

> Glove USA, Inc. 13900 S. Lakes Drive, Suite E Charlotte, NC 28273-7119

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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 Viginia 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



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

SH-P

RFQ NUMBER LGLOVES07

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ADDRESS CORRESPONDENCE TO ATTENTION OF:

MICHAEL AUSTIN 304-558-2316

***512161306** GLOVE USA INC PO BOX 410392 CHARLOTTE NC

704-423-0123

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704-423-0123

Request for Quotation

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CHARLOTTE NC 28273

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GIGNATURE	1)						TELEPHONE 88	8-42	3-0123	DATE O	5/06/2007
Govt' Sal	les Mgr.	FEI	N 58-	-262337	3				ADDRESS CHA	NGES T	O BE NOTED ABOVE
		NDING T				- AND	ADDRESS II	N SPA	ACE ABOVE LAI		

LGLOVES07 SPECIFICATIONS

STANDARDS

Gloves shipped under this contract (other than polyethylene gloves) must conform to the following:

- Most recent ASTM D3577 and D3578 standards.
- Most recent ASTM F1671 (test requirements for viral resistance) standard.
- BS EN 455-2000 (Parts 1 and 2 and clause 4.5 of Part 3).
- Polyethylene gloves shall be in conformance with FDA Rule 177.1520 for food contact.

No products covered by this specification shall be shipped to the user more than twelve (12) months from the date of manufacture.

MATERIALS:

LATEX gloves shall be compounded from virgin natural latex or any polymer compound that permits the glove to meet the specifications and is approved by the Food and Drug Administration.

VINYL gloves shall be compounded primarily from polyvinylchloride (PVC) paste.

NITRILE gloves shall be compounded primarily from a rubber cement or a synthetic polymer (e.g. "Nitrile").

POLYETHYLENE gloves shall be compounded from virgin polyethylene.

DESIGN:

Gloves (other than polyethylene gloves) shall be thin, soft, flexible, non-toxic, moisture resistant, and shall be of seamless construction and designed as ambidextrous.

The cuff shall be beaded, where indicated.

GENERAL INFORMATION:

All quantities are approximations only.

The award of this purchase order will be made to one bidder based on the low cost and best interest of the state. The award will not be split by item.

Gloves must be equal to the minimum specifications or better.

SPECIAL CONDITIONS:

Orders shall be delivered within ten (10) working days after orders are placed. Emergency orders shall be delivered within five (5) working days after orders are placed. Spending units must be advised in writing if orders will be delayed for any reason. Contractor shall carry an adequate stock to insure such delivery service for the duration of the contract.

Delivery is to be F.O.B. any West Virginia location for orders of \$100.00 or more; shipping costs on orders of less than this amount shall be prepaid and added to the invoice.

The vendor shall not substitute any other brand of exam gloves from those awarded, nor sell any additional items under this contract not specifically covered herein, without prior written permission of the purchasing division.

Vendors must be manufacturers or regular, stocking dealers for the products they propose to offer and must carry a reasonable inventory of these products to meet the needs of state agencies. Vendors must agree to allow their stockrooms and warehousing facilities to be inspected by state purchasing at any time during the contract period.

Vendor is to provide a nine (9) month summary report of procurement volumes by item number and dollar amounts. This is a single report which is to be furnished at the beginning of the tenth month of the contract.

LGLOVES07 PRICING PAGE

I. VINYL EXAMINATION GLOVES (POWDERED): Medical Grade, non-sterile, .08 mm minimum thickness, seamless, beaded cuff, ambidextrous, 100/box.

BRAND:	Syntek		
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100
Small		VN106	\$ 2.53
Medium		VN107	\$ 2.53
Large		VN108	\$ 2.53
Xlarge		VN109	\$ 2.53

II. VINYL EXAMINATION GLOVES (POWDER FREE): Medical Grade, non-sterile, .08 mm minimum thickness, seamless, beaded cuff, ambidextrous. 100/box.

BRAND:	Syntek		
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100
Small		PFV106	\$ 2.59
Medium		PFV107	\$ 2.59
Large		PFV108	\$ 2.59
Xlarge		PFV109	\$ 2.59

III. LATEX EXAMINATION GLOVES (POWDER FREE, SMOOTH FINISH): Medical Grade, non-sterile, .15 mm minimum thickness, seamless, beaded cuff, ambidextrous. 100/box.

BRAND:	Spectrum			
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100	
Small		PF106	\$3.42	
Medium		PF107	\$ 3.42	
Large		PF108	\$ 3.42	
Xlarge		PF109	\$ 3.42	

IV. LATEX EXAMINATION GLOVES (POWDER FREE, TEXTURE GRIP): Medical Grade, non-sterile, .15mm minimum thichness, seamless, beaded cuff, ambidextrous. 100/box.

BRAND: Spectrum				
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100	
Small		TPF106	\$3.61	
Medium		TPF107	\$ 3.61	
Large		TPF108	\$3.61	
Xlarge		TPF109	\$3.61	

LGLOVES07 PRICING PAGE

V. NITRILE EXAMINATION GLOVES (POWDER FREE): Non-sterile, .13 mm minimum thickness, seamless, beaded cuff, ambidextrous. 100/box.

BRAND:	Ni-Tek		
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100
Small		PFN106	\$4.18
Medium		PFN107	\$4.18
Large		PFN108	\$4.18
Xlarge		PFN109	\$4.18

VI. NITRILE 12" EXAMINATION GLOVE (POWDER FREE): Non-sterile, .13mm minimum thickness, seamless, beaded cuff, ambidextrous. 100/box.

BRAND:	Ni-Tek		
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100
Small		PFN1260	\$ 5.24
Medium		PFN1270	\$ 5.24
Large		PFN1270	\$ 5.24
Xlarge		PFN1280	\$ 5.24

VII. POLYETHULENE DISPOSABLE GLOVES: 1.25 mils minimum, powderless/sulpher free, ambidextrous, for food service and precision parts handling. 100/box

BRAND:	Emerald		
	ITEM NO. & SIZE	CATALOG NO.	PRICING / 100
Medium		FH1070	\$ 0.64
Large		FH1080	\$ 0.64

LGLOVES07 BID SCHEDULE

BID SCHEDULE	DULE	SIZE	EST. QUANTITY PER BOXES/100	UNIT	EXTENDED PRICE
	Vinyl Examination Gloves (Powdered)	MEDIUM	397	397 \$2.53	\$1004.41
=	Vinyl Examination Gloves (Powder Free)	MEDIUM	4514	\$2.59	\$11,691.26
	Latex Examination Gloves (Powder Free, Smooth Finish)	MEDIUM	4055	\$3.42	\$13,868.10
N.	Latex Examination Gloves (Powder Free, Texture Grip	MEDIUM	69	69 \$3.61	\$249.09
>,	Nitrile Examination Gloves (Powder Free)	MEDIUM	1948	1948 \$4.18	\$8142.64
ΑĬ	Nitrile 12" Examination Gloves (Powder Free)	MEDIUM	22	22 \$5.24	\$115.28
₹	Polyethylene Disposable Gloves	MEDIUM	200	200 \$0.64	\$128.00

All usages are approximate, for evaluation purposes only and have been anualized.

\$35,198.78

GRAND TOTAL

RFQ	No.	_		
111	IVO.			

STATE OF WEST VIRGINIA Purchasing Division

PURCHASING 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:	Glove USA,/ Inc.		
Authorized Signat	ure:	Date:	06/06/2007

Purchasing Affidavit (Revised 04/15/07)