



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
 DEP14600

PAGE
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
 CHUCK BOWMAN
 804-558-2157

VENDOR

*709033950 01 276-322-5467
 MARSHALL MILLER & ASSOCIATES I
 PO BOX 848
 BLUEFIELD VA 24605

SHIP TO

ENVIRONMENTAL PROTECTION
 DEPARTMENT OF
 ENVIRONMENTAL REMEDIATION
 601 57TH STREET SE
 CHARLESTON, WV
 25304 304-926-0499

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
02/19/2009				

BID OPENING DATE: 03/11/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		962-73		
<p>RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES</p> <p>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 REMOVAL OF UNDERGROUND STORAGE TANKS (UST) AND ASSESSMENTS AT VARIOUS LOCATIONS IN WEST VIRGINIA PER THE FOLLOWING SPECIFICATIONS, BID REQUIREMENTS, TERMS & CONDITIONS, THE CERTIFIED PERSONNEL FORM, AND THE ATTACHED BID SCHEDULE.</p> <p>DUE TO THE EXPEDITIOUS MANNER IN WHICH THIS CONTRACT MUST BE EVALUATED, AWARDED, AND ADMINISTERED, THE AGENCY MUST REQUIRE THAT ALL SUBMISSIONS OF KEY PERSONNEL CERTIFICATION BE INCLUDED WITH THE BID SUBMISSION.</p> <p>FURTHERMORE; IT IS PREFERRED THAT ALL CERTIFICATES OF INSURANCE, LICENSES, AND BONDING REQUIRED PRIOR TO THE ISSUANCE OF THE PURCHASE ORDER/CONTRACT BE SUBMITTED BY THE SUCCESSFUL VENDOR(S) WITHIN 48 HOURS OF THE INITIAL REQUEST.</p> <p>VENDORS ARE ENCOURAGED TO THOROUGHLY REVIEW THE FOLLOW-SPECIFICATIONS AND BID REQUIREMENTS OF THE STATE OF WEST VIRGINIA AS WELL AS THE INFORMATION FOR BIDDERS AS SUPPLIED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND ATTACHED HERETO.</p> <p>EXHIBIT 3:</p>						

RECEIVED
 2009 MAR 11 A 10:25
 PURCHASING DIVISION
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Adam Gagliardi</i>	TELEPHONE (276) 322-5467	DATE 3/9/09
TITLE Branch Manager	FEIN 54-0989421	ADDRESS CHANGES TO BE NOTED ABOVE

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



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<p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE UPON AWARD AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Adam Galt</i>	TELEPHONE (276) 322-5467	DATE 3/9/09	
TITLE Branch Manager	FEIN 54-0989421	ADDRESS CHANGES TO BE NOTED ABOVE	

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<p>OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAG RATES AS ESTABLISHED FOR SITE SPECIFIC COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> <p>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.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL</p> <p>SEE REVERSE SIDE FOR TERMS AND CONDITIONS</p>						

SIGNATURE <i>Alan Goph...</i>	TELEPHONE (276) 322-5467	DATE 3/9/09
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<p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS NO LESS THAN \$1,000,000.00, FOR BODILY INJURY AND PROPERTY DAMAGE FOR EACH OCCURRENCE AND NOT LESS THAN \$1,000,000.00 AGGREGATE. THE STATE OF WEST VIRGINIA MUST BE NAMED AS THE CERTIFICATE HOLDER.</p> <p>(XX) BONDS: A BID BOND IN THE AMOUNT OF \$5,000.00 AND PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND IN THE AMOUNT OF \$25,000.00, PRIOR TO CONTRACT ISSUANCE. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPCTABLE IN LIEU OF THE \$5,000.00 BID BOND OR THE \$25,000.00 PERFORMANCE BOND.</p> <p>REV. 11/00</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Adam G... [Signature]</i>	TELEPHONE (276) 322-5467	DATE 3/9/09
TITLE Branch Manager	FEIN 54-0989421	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: Marshall Miller & Associates, Inc.</p> <p>CONTRACTORS LICENSE NO.: WV010319</p> <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p style="text-align: center;">APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p style="text-align: center;">NOTICE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Marshall Miller</i>	TELEPHONE (276) 322-5467	DATE 3/9/09
TITLE Branch Manager	FEIN 54-0989421	ADDRESS CHANGES TO BE NOTED ABOVE

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<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: CB-23</p> <p>RFQ. NO.: DEP14600</p> <p>BID OPENING DATE: 03/11/2009</p> <p>BID OPENING TIME: 1:30 PM</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: (276) 322-1510</p> <p>CONTACT PERSON (PLEASE PRINT CLEARLY): Adam Czaplinski</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Adam Czaplinski</i>	TELEPHONE (276) 322-5467	DATE 3/9/09	
TITLE Branch Manager	FEIN 54-0989421	ADDRESS CHANGES TO BE NOTED ABOVE	

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***** THIS IS THE END OF RFQ DEP14600 ***** TOTAL:						1,342,192

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Alan Speltz</i>	TELEPHONE (276) 322-5467	DATE 3/9/09
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DEP14600
CERTIFIED PERSONNEL

020

Vendor Name: Marshall Miller & Associates, Inc.

Contractor must submit at least one Class B WVDEP certified UST remover's name, certification number and expiration date:

Certified Class B person(s):		
Name: <u>John Keczan</u>	Certification Number: <u>B630</u>	Exp. Date: <u>12/31/09</u>
Name: <u>George Robertson</u>	Certification Number: <u>B276</u>	Exp. Date: <u>12/31/09</u>
Name: _____	Certification Number: _____	Exp. Date: _____

Contractor must submit at least one Certified Monitoring Well Driller's name, certification number and expiration date:

Certified Monitoring Well Driller:		
Name: <u>Josh Sexton</u>	Certification Number: <u>WV00412</u>	Exp. Date: <u>12/29/09</u>
Name: <u>George Robertson</u>	Certification Number: <u>WV00268</u>	Exp. Date: <u>12/29/09</u>
Name: _____	Certification Number: _____	Exp. Date: _____

Contractor must submit all critical certified personnel's full name and date of 8 hr. refresher course for 40-hour health and safety training course:

40 Hr. HAZWOPER and 8 hr. refresher date- Certified persons:		
Name: <u>John Keczan</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>3/1/09</u>
Name: <u>Josh Sexton</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>1/13/09</u>
Name: <u>George Robertson</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>1/13/09</u>
Name: <u>Chris Atwell</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>1/13/09</u>
Name: <u>Jody Hawks</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>1/13/09</u>
Name: <u>Chuck Cline</u>	Certified Y/N <u>Y</u>	8 hr. Refresher Date: <u>1/13/09</u>

PURCHASING CONTINUATION SHEET

Removal of USTs and Assessments
at
Various Locations in West Virginia

Buyer: 021	Req/PO
Chuck Bowman	DEP14600
Spending Unit:	
WVDEP/DLR/OER	

Item No.	Quantity	Description	Unit Price	Amount
1	10,000	Removal and proper disposal of petroleum contaminated water, rinsate and/or product. (per gallon)	\$ 0.60	\$ 6,000
2	1,000	Transportation of petroleum contaminated water, rinsate and/or product to disposal facility (per mile)	\$ 4.00	\$ 4,000
3	100	Purge vapors from UST to <10% LEL. (per tank)	\$ 100.00	\$ 10,000
4	100	Excavate and extract UST / piping from the ground. (per 1,000 gallon tank volume)	\$ 1,000.00	\$ 100,000
5	100	Cut openings in UST and clean sludges from them. (per tank)	\$ 100.00	\$ 10,000
6	100	Dispose / scrap cleaned UST. (per tank)	\$ 250.00	\$ 25,000
7	50	Disposal of tank-cleaning sludges. (per drum)	\$ 300.00	\$ 15,000
8	15,000	Segregate obviously contaminated vs. non-contaminated soils and stockpile contaminated soils/debris on-site on 6 mil black plastic and cover with 6 mil black plastic. (per ton)	\$ 1.00	\$ 15,000
9	10,000	Disposal of petroleum-contaminated soil at a state approved landfill Unit price includes landfill tipping fees and etc. (per ton)	\$ 60.00	\$ 600,000
10	5,000	Petroleum Contaminated Soil Treatment at an Incineration or Bioremediation Facility. Unit price includes tipping fees and etc. (per ton)	\$ 36.00	\$ 180,000
11	1,000	Proper disposal of nonhazardous materials such as broken concrete slabs, piping & etc. (per ton)	\$ 1.00	\$ 1,000
12	3,000	Backfill excavations with crusher run. (per ton)	\$ 20.00	\$ 60,000
13	500	Mobilization and demobilization. (lump sum)	\$ 100.00	\$ 50,000
14	3,500	Cutting and removal of asphalt or concrete (per sq. ft)	\$ 2.00	\$ 7,000
15	2,500	Asphalt disturbed excavation area (per sq. ft.)	\$ 3.00	\$ 7,500
16	1,000	Concrete disturbed excavation area (per cu. yd.)	\$ 50.00	\$ 50,000
17	10	Fill UST with concrete slurry (per 1,000 gallon tank volume)	\$ 550.00	\$ 5,500

18	5	Fill UST with inert foam material (per 1,000 gallons tank volume)	\$ 590.00	\$ 2,950
19	30	Direct Push Equipment (per day)	\$ 1,350.00	\$ 40,500
20	500	Direct Push Temporary Groundwater Sampler (per linear foot)	\$ 5.50	\$ 2,750
21	500	Direct Push Prepack well screen 1.4 inches OD (per linear foot)	\$ 22.50	\$ 11,250
22	500	Direct Push Prepack well screen 2.5 inches OD (per linear foot)	\$ 25.00	\$ 12,500
23	30	Low Flow Sampling Equipment (per day)	\$ 620.00	\$ 18,600
24	500	Well Abandonment-2 inch wells (per linear foot)	\$ 10.00	\$ 5,000
25	500	Well Abandonment-4 inch wells (per linear foot)	\$ 11.25	\$ 5,625
26	500	Borehole (and Corehole) abandonment (per linear foot)	\$ 11.25	\$ 5,625
27	10	IDW Disposal (per drum)	\$ 300.00	\$ 3,000
28	25	Dot 17-C Drums (each)	\$ 50.00	\$ 1,250
29	200	Laborer (per hour)	\$ 75.00	\$ 15,000
30	20	Enhanced Fluid Recovery (EFR) (per day)	\$ 900.00	\$ 18,000
31	35	Progress and Tracking Report (each)	\$ 100.00	\$ 3,500
32	35	Complete Reports and Submittal (each)	\$ 1,000.00	\$ 35,000
33	10	Backhoe Loader Cat 416 type or equivalent (per day)	\$ 650.00	\$ 6,500
34	2,000	Reclaim disturbed areas (per sq ft.)	\$ 2.00	\$ 4,000
35	100	Oxygen Releasing Compound Advanced Powder or equivalent (per lb.)	\$ 11.42	\$ 1,142
36	20	Combustible Gas/Oxygen Meter (per day)	\$ 100.00	\$ 2,000
37	20	Organic Vapor Analyzer (PID) (per day)	\$ 100.00	\$ 2,000

TOTAL =

\$ 1,342,192

STATE OF WEST VIRGINIA
Purchasing Division

025

PURCHASING AFFIDAVIT**VENDOR OWING A DEBT TO THE STATE:**

West Virginia Code §5A-3-10a provides that: 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 owed is an amount greater than one thousand dollars in the aggregate.

PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

If this is a solicitation for a public improvement construction contract, the vendor, by its signature below, affirms that it has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the *West Virginia Code*. The vendor **must** make said affirmation with its bid submission. Further, public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the *West Virginia Code* and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the *West Virginia Code* may take place before their work on the public improvement is begun.

ANTITRUST:

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

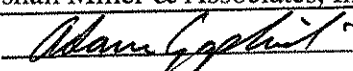
LICENSING:

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. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.

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

Vendor's Name: Marshall Miller & Associates, Inc.Authorized Signature: Date: 3/9/09

CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number: WV010319

Classification:

GENERAL ENGINEERING

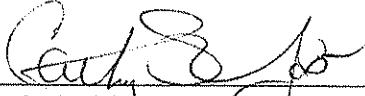
MARSHALL MILLER & ASSOCIATES INC
PO BOX 848
BLUEFIELD, VA 24605-0848

Date Issued


OCTOBER 04, 2008

Expiration Date

OCTOBER 04, 2009



Authorized Company Signature



Chair, West Virginia Contractor
Licensing Board

**WEST VIRGINIA
CONTRACTOR
LICENSING
BOARD**

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

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FIRST CENTURY BANK
BLUEFIELD, WV 24701

0103
PURCHASED BY
MARSHALL MILLER & ASSOCIATES

DATE March 09, 2009

PAY TO THE ORDER OF STATE OF WEST VIRGINIA

\$ 5,000.00*

THIS DOCUMENT HAS A MICRO-PRINT SIGNATURE LINE, WATERMARK AND A THERMOCHROMIC ICON; ABSENCE OF THESE FEATURES WILL INDICATE A COPY

FIFTY THOUSAND DOLLARS

DOLLARS

CASHIER'S CHECK

Janette L. M. Slack

