



Public Sector
200 Schulz Drive
Red Bank, N.J. 07701
(800) 232-1309
(732) 219-5127 Fax
www.lifestyles.com/sexualhealth

January 13, 2009

State of West Virginia
Dept of Administration
Purchasing Division
Attn Roberta Wagner
2019 Washington Street East
Charleston WV 25305

RECEIVED

2009 JAN 14 A 9:59

PURCHASING DIVISION
STATE OF WV

Dear Ms. Wagner:

Enclosed is Ansell's response to your Invitation to RFQ MCH9099. We will be bidding on our LifeStyles condoms.

All latex condoms manufactured by Ansell meet or exceed the requirements set down by the latest revision of the American Society for Testing and Materials standards (ASTM), the Federal guidelines. We are in compliance with Good Manufacturing Practices regulations promulgated by the Food and Drug Administration.

With regards to Technical Documentation requirements, enclosed please find the following:

1. "How to Use a Condom" leaflet and Sexual Health Brochure
2. Statement of Product Information
3. Sample of Certificate of Conformance
4. Statement of Compliance/Conformance
5. Certificate of Registration
6. Certification Statement
7. Quality Assurance Procedures
8. Public Sector Price List
9. 510 (k) letter of authorization
10. Product Samples

Ansell's condoms are the same LifeStyles condoms sold in commercial marketplace. Per your bid requirements, we would supply a well-known condom brand to you. LifeStyles are available at the following retailers: CVS, Walgreens, Rite Aid, Kroger and Wal-Mart.

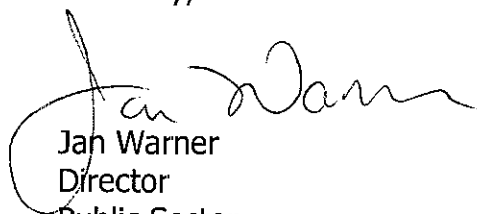
In order for a brand to have a retail presence, consumer acceptance and demand must be high. You can assume the product has a strong reputable company with experience supporting its product line. Our LifeStyles brand is a name people recognize.

Further, for questions or problems, we are the manufacturer with our headquarters office located in New Jersey.

Ansell's terms are Net 30 days. All orders are shipped F.O.B destination.

Thank you for the opportunity to participate in this offering. We hope our bid will be successful. Please do not hesitate to contact Christine Abel, Contract Sales Analyst, or myself if you have any problems or questions.

Sincerely,



Jan Warner
Director
Public Sector

JW: CA
Enclosures

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 fee.
5. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, 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 may be deemed null and void, and 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 Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
15. **WEST VIRGINIA ALCOHOL & DRUG-FREE WORKPLACE ACT:** If this Contract constitutes a public improvement construction contract as set forth in Article 1D, Chapter 21 of the West Virginia Code ("The West Virginia Alcohol and Drug-Free Workplace Act"), then the following language shall hereby become part of this Contract: "The contractor and its subcontractors shall implement and maintain a written drug-free workplace policy in compliance with the West Virginia Alcohol and Drug-Free Workplace Act, as set forth in Article 1D, Chapter 21 of the West Virginia Code. The contractor and its subcontractors shall provide a sworn statement in writing, under the penalties of perjury, that they maintain a valid drug-free work place policy in compliance with the West Virginia and Drug-Free Workplace Act. It is understood and agreed that this Contract shall be cancelled by the awarding authority if the Contractor: 1) Fails to implement its drug-free workplace policy; 2) Fails to provide information regarding implementation of the contractor's drug-free workplace policy at the request of the public authority; or 3) Provides to the public authority false information regarding the contractor's drug-free workplace policy."

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 case 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: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. 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

RFO NUMBER
MCH90099

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
ROBERTA WAGNER 304-558-0067

VENDOR

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

SHIP TO

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
OPEN-END BLANKET CONTRACT						
0001	1,500	CS	270-19		34.96	52,440
CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP, NEUTRAL COLOR. (PRICE SHOULD INCLUDE FREIGHT). INDIVIDUALLY PACKAGED; 1000 PER CASE. LIFESTYLES #5800 OR EQUAL. DOCUMENTATION/CERTIFICATION OF AIR BURST TESTING ACCORDING TO ISO STANDARDS, IS REQUIRED FOR EACH BATCH OR LOT SUBMITTED UNDER THE CONTRACT.						
0002	45	CS	270-19		38.00	1710
CONDOMS, 100% LATEX, NON-LUBRICATED, RESERVOIR TIP,						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Jan Warner</i>	TELEPHONE 732 345 5338	DATE 1-13-09
TITLE Director - Public Sector	FEIN 36 31526 38	ADDRESS CHANGES TO BE NOTED ABOVE

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

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
NEUTRAL COLOR. (PRICE SHOULD INCLUDE FREIGHT). INDIVIDUALLY PACKAGED; 1000 PER CASE. LIFESTYLE #5700 OR EQUAL. EXHIBIT 4 LOCAL GOVERNMENT BODIES: UNLESS THE VENDOR INDICATES IN THE BID HIS REFUSAL TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO COUNTY, SCHOOL, MUNICIPAL AND OTHER LOCAL GOVERNMENT BODIES, THE BID SHALL EXTEND TO POLITICAL SUBDIVISIONS OF THE STATE OF WEST VIRGINIA. IF THE VENDOR DOES NOT WISH TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO ALL POLITICAL SUBDIVISIONS OF THE STATE, THE VENDOR MUST CLEARLY INDICATE SUCH REFUSAL IN HIS BID. SUCH REFUSAL SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY MANNER. REV. 3/88 INQUIRIES: WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 12/22/2008. QUESTIONS MAY BE SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305						

SIGNATURE <i>Jan Warner</i>		TELEPHONE 732 345 5338	DATE 1-13-09
TITLE Director - Public Sector	FEIN 36 315 26 38	ADDRESS CHANGES TO BE NOTED ABOVE	

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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS		
12/10/2008						
BID OPENING DATE: 01/08/2009		BID OPENING TIME 01:30PM				
LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>FAX: 304-558-4115 E-MAIL: ROBERTA.A.WAGNER@WV.GOV</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON FEBRUARY 1, 2009 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>SEE REVERSE SIDE FOR TERMS AND CONDITIONS</p>						
SIGNATURE <i>Don Warner</i>		TELEPHONE 732 345 5338		DATE 1-13-09		
TITLE Director - Public Sector		FEIN 363152638		ADDRESS CHANGES TO BE NOTED ABOVE		

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ADDRESS CORRESPONDENCE TO ATTENTION OF

ROBERTA WAGNER
304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

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BPH - OMC FH
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900 BULLITT STREET
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12/10/2008				

BID OPENING DATE:

01/08/2009

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01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<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 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>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</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>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
<i>Director Pub Sector</i>	36 315 2638	

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Request for Quotation

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*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
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HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
EXHIBIT 6						
PRICE ADJUSTMENT PROVISION: THE STATE OF WEST VIRGINIA WILL CONSIDER PRICE ADJUSTMENTS AT THE TIME OF RENEWAL, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT IS BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.						
THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATION						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	<i>Jan Wagner</i>	TELEPHONE	732 345 5338	DATE	1-13-09
TITLE	Director Pub Sector	FEIN	363152638	ADDRESS CHANGES TO BE NOTED ABOVE	

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ROBERTA WAGNER
304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
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HEALTH AND HUMAN RESOURCES
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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				
BID OPENING DATE: 01/08/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS. PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.						
NOTICE						
AN ORIGINAL, SIGNED BID MUST BE SUBMITTED TO:						
DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130						
PLEASE NOTE: A CONVENIENCE COPY WOULD BE APPRECIATED.						
BIDS MUST CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPES OR THE BIDS MAY NOT BE CONSIDERED:						
SEALED BID						
BUYER: RW-22						
RFQ. NO.: MCH90099						
BID OPENING DATE AND TIME 1/8/9 AT 1:30 PM						
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: 732 219 5127						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						
SIGNATURE <i>Jan Warner</i>				TELEPHONE 732 345 5338		DATE 1-13-09
TITLE Director Public Sector			FAX 36 315 2638		ADDRESS CHANGES TO BE NOTED ABOVE	

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01/08/2009

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
FAX # 732 219 5127						
CONTACT PERSON (PLEASE PRINT CLEARLY):						
Christine Abel 732 345 5338						
***** THIS IS THE END OF RFQ MCH90099 ***** TOTAL: \$ 54,150						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Director Public Sector	363152638	

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

STATE OF WEST VIRGINIA
PURCHASE CONTINUATION SHEET

Vendor: Amcell P.O. Date: _____

Page ____ of ____ Pages

Requisition / P.O. No.:
MCH90099

File:
22

Acct. No.:
SEE BELOW

Spending Unit:
OMCFH/FAMILY PLANNING

Item No.	Quantity	Description	Unit Price	Amount
	APPROX ANNUAL USAGE	OPEN END CONTRACT TO PROVIDE THE FOLLOWING FAMILY PLANNING PRODUCTS:		
1	1500 CS.	CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP, NEUTRAL COLOR, PACKAGING: 1000/CASE LIFESTYLES #5800 OR EQUAL		
2	45 CS.	CONDOMS, 100% LATEX, NONLUBRICATED, RESERVOIR TIP, NEUTRAL COLOR, PACKAGING: 1000/CASE LIFESTYLE #5700 OR EQUAL		
		<p>SPECIFICATIONS:</p> <p>EACH INDIVIDUALLY PACKAGED CONDOM MUST BE LEGIBLY MARKED TO INCLUDE THE NAME OR TRADEMARK OF THE MANUFACTURER AND THE LOTS OR BATCH NUMBER. IN ADDITION, EACH INDIVIDUALLY PACKAGED CONDOM MUST INCLUDE THE PRINTED OR STAMPED EXPIRATION DATE. VENDOR MUST CLEARLY INDICATE THE MANUFACTURER'S NAME, BRAND AND PRODUCT NUMBER FOR EACH ITEM. IF THE LABEL OF THE PRODUCT TO BE SUPPLIED IDENTIFIES THE DISTRIBUTOR RATHER THAN THE MANUFACTURER, THE BIDDER MUST INDICATE BOTH THE DISTRIBUTOR AND MANUFACTURER'S NAME AND COUNTRY OR ORIGIN, IN ADDITION TO THE PRODUCT NUMBER. DURING THE TERM OF CONTRACT THE VENDOR IS TO DELIVERY ONLY THE PRODUCT SPECIFICALLY BID.</p> <p>SAMPLES/DOCUMENTATION:</p> <p>SAMPLES OF PRODUCT TO BE SUPPLIED UNDER CONTRACT, AS WELL AS PRODUCT LITERATURE SHOULD ACCOMPANY BID. FAILURE TO SUBMIT SAME DISQUALIFIES BID.</p> <p>CONDOM SPECIFICATION FOR EACH STYLE AND TYPE OF CONDOM QUOTED SHOULD ACCOMPANY BID QUOTATION.</p> <p>CONDOM USAGE INSTRUCTIONS MUST BE INCLUDED WITH ALL ORDERS</p> <p>FDA AND OTHER REQUIREMENTS:</p> <p>VENDOR MUST CERTIFY THAT THE PRODUCT OFFERED MEETS ALL REQUIREMENTS OF THE AMERICAN SOCIETY FOR TESTING AND MATERIALS ASTM D-3492-97, STANDARD SPECIFICATIONS FOR RUBBER CONTRACEPTIVES (MALE CONDOMS), AND FOOD AND DRUG ADMINISTRATION (FDA) REQUIREMENTS FOR MEDICAL DEVICES 21 CFR, PART 801</p> <p>A CERTIFICATE OF CONFORMANCE MUST BE PROVIDED FOR THE SAMPLES SUBMITTED AND FOR EACH BATCH OR LOT SUBMITTED UNDER THE CONTRACT.</p> <p>DOCUMENTATION/CERTIFICATIONS OF FDA 510 K PRODUCT REGISTRATION NUMBER AND FDA SITE REGISTRATION NUMBER FOR THE MANUFACTURING FACILITY IS REQUIRED.</p>		

STATE OF WEST VIRGINIA
PURCHASE CONTINUATION SHEET

Vendor: Ansell P.O. Date: _____

Page ____ of ____ Pages

Requisition / P.O. No.:
MCH90099

File:
22

Acct. No.:
SEE BELOW

Spending Unit:
OMCFH/FAMILY PLANNING

Item No.	Quantity	Description	Unit Price	Amount
		<p>QUALITY ASSURANCE:</p> <p>IN THE EVENT OF SERIOUS PRODUCT COMPLAINT OR DRUG RECALL, THE VENDOR/MANUFACTURER MUST HAVE THE ABILITY TO DIRECTLY TRACK EVERY SHIPMENT TO CUSTOMER IN A TIMELY MANNER.</p> <p>VENDOR MUST PROVIDE A NAME AND PHONE NUMBER OF A CONTACT INDIVIDUAL IN THE MANUFACTURING FACILITY REGARDING QUALITY ISSUES</p> <p>DOCUMENTATION/CERTIFICATION OF MANUFACTURING QUALITY ASSURANCE PROCEDURES, IS REQUIRED</p> <p>MARKET AVAILABILITY:</p> <p>ALL CONDOMS BID MUST BE READILY AVAILABLE OVER THE COUNTER AT RETAIL OUTLETS IN WEST VIRGINIA, I.E., DRUG STORES, FOOD STORES, MASS MERCHANDISERS</p> <p>FREIGHT MUST BE INCLUDED IN PRICE.</p> <p>NOTE: BIDS TO BE REVIEWED BY PROGRAM DIRECTOR PRIOR TO AWARD</p>		

COST SHEET FOR MCH90099

<u>Item #</u>	<u>Apprx. Annual Usage</u> <u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>	<u>TOTAL COST</u>
1	1,500 Cases	Condoms, 100% Latex Lubricated, Reservoir Tip, Neutral Packaging Lifestyles #5800 or Equal Pkg Size: 1000/cs Mfg: Lifestyles	34.96	52,440
2	45 Cases	Condoms 100% Latex, Non-Lubricated, Reservoir Tip, Neutral Packaging, Lifestyle #5700 or Equal Pkg Size: 1000/cs Mfg: LifeStyles	38.00	1710
		TOTAL COST		54,150

Contract may be awarded to multiple vendors based upon overall total cost per item which meets all requested specifications and requirements.

Vendor must submit an original itemized invoice for each order. Payment will be made in arrears after receipt of each completed order. Orders will be placed on an as needed basis.

STATE OF WEST VIRGINIA
Purchasing Division**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:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A 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:

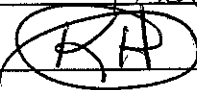
The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. 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 is in compliance with the requirements as stated.

Vendor's Name: _____

Ansell Healthcare Products LLC

Authorized Signature: _____



1/13/09

Date: _____

1-05-09

State of West Virginia**VENDOR PREFERENCE CERTIFICATE**

Certification and application* is hereby made for Preference in accordance with **West Virginia Code**, §5A-3-37 (Does not apply to construction contracts). **West Virginia Code**, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

1. **Application is made for 2.5% resident vendor preference for the reason checked:**

- ____ 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,
- ____ Bidder is a partnership, association or corporation resident vendor and 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 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,
- ____ Bidder is a 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; or,

2. **Application is made for 2.5% resident vendor preference for the reason checked:**

- ____ 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; or,

3. **Application is made for 2.5% resident vendor preference for the reason checked:**

- ____ 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 Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

4. **Application is made for 5% resident vendor preference for the reason checked:**

- ____ Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,

5. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**

- ____ Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,

6. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**

- ____ Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years

Bidder understands if the Secretary of 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) reject the bid; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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

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.

Bidder: _____ Signed: _____

Date: _____ Title: _____

*Check any combination of preference consideration(s) indicated above, which you are entitled to receive.

Does not apply to Ansell Healthcare



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

MCH90099

PAGE

1

ADDRESS FOR CORRESPONDENCE TO A REVENUE OFFICER

ROBERTA WAGNER
304-558-0067

RFQ COPY
TYPE NAME/ADDRESS HERE

Ansell Healthcare Products
Public Sector - C. Abel
200 Schulz Drive
Red Bank NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMCFH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS		
01/05/2009						
BID OPENING DATE:	01/15/2009	BID OPENING TIME	01:30PM			
LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>ADDENDUM NO. 1</p> <p>1. TO MOVE THE BID OPENING DATE FROM 1/8/9 TO 1/15/9.</p> <p>2. QUESTIONS AND ANSWERS ARE ATTACHED.</p> <p>3. ADDENDUM ACKNOWLEDGEMENT IS ATTACHED. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.</p> <p>EXHIBIT 10</p> <p>REQUISITION NO.: MCH90099</p> <p>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 SPECIFICATION, ETC.</p> <p>ADDENDUM NO. 'S:</p> <p>NO. 1 <input checked="" type="checkbox"/></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) MAY BE CAUSE FOR REJECTION OF BIDS.</p>						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						
SIGNATURE <i>Jan Wann</i>				TELEPHONE 732 345 5338	DATE 1-13-09	
TITLE Director Pub Sector				FEIN 363152638	ADDRESS CHANGES TO BE NOTED ABOVE	

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

MCH90099

PAGE

2

ADDRESS CORRESPONDENCE TO ATTENTION OF

ROBERTA WAGNER
304-558-0067

RFQ COPY
TYPE NAME/ADDRESS HERE

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/05/2009				
BID OPENING DATE:	01/15/2009	BID OPENING TIME	01:30PM	

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p> <p>.....<i>RA</i> 1/13/09..... SIGNATURE Ansell Healthcare Products LLC COMPANY 1-12-09 DATE</p> <p>REV. 11/96</p> <p>END OF ADDENDUM NO. 1.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Jan Name</i>	TELEPHONE 732 345 5338	DATE 1-13-09
TITLE Director PubSec	FEIN 363152638	ADDRESS CHANGES TO BE NOTED ABOVE

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

WV-35 (Rev. 05/18/06)

State of West Virginia
Purchasing Division**PURCHASE REQUISITION**

Requisition No. MCH90099	Buyer 22	Requisition Date 1/5/2008
Agency/Invoice To: WV DEPT. OF HEALTH & HUMAN RESOURCES OMCFH/FAMILY PLANNING PROGRAM 350 CAPITOL STREET, RM 427 CHARLESTON, WV 25301	TEAM Code _____	WVFIMS Document # _____
Agency/Ship To: WV DEPT. OF HEALTH & HUMAN RESOURCES MATERIALS MANAGEMENT 900 BULLITT ST CHARLESTON, WV 25301	TEAM Code _____	Suggested Vendors: 1. _____ 2. _____ 3. _____ <i>Additional Vendors on Reverse Side</i>
This Section Only For: Releases, Direct Purchases, Emergency Purchases and Agreements Vendor Name and Address:		PURCHASING DIVISION'S USE ONLY Commodity Code: _____ Instructions: _____
WVFIMS Vendor # _____	TEAM Vendor # _____	
Terms _____	F.O.B. _____	

Item No.	Quantity	Description	Unit Price	Amount
		ADDENDUM #1 <i>Type of Purchase</i>		
		THIS ADDENDUM IS BEING SUBMITTED TO ANSWER QUESTIONS REGARDING THE ORIGINAL RFP SUBMITTED.		
		QUESTION: WE ARE PREPARING TO SUBMIT A BID FOR ABOVE RFQ NOTED AND WANTED TO SEE IF YOU CAN PROVIDE COMPETITIVE BID PRICING FROM THE PREVIOUS BID?		
		RESPONSE: LISTED BELOW ARE THE PRODUCTS & PRICING FROM THE LAST CONTRACT.		
		CONDOMS, 100% LATEX, NON-LUBRICATED, RESERVOIR TIP	\$38.00 CS	
		CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP	\$35.00 CS	

Authorized
Signature

Title

Director - Public Sector

Telephone

732 345 5338

Total Estimated Value
of this Requisition: _____

Maximum Budgeted Amount: _____

www.state.wv.us/admin/purchase



Public Sector
200 Schulz Drive
Red Bank, N.J. 07701
(800) 232-1309
(732) 219-5127 Fax
www.lifestyles.com/sexualhealth

January 13, 2009

State of West Virginia
Dept of Administration
Purchasing Division
Attn Roberta Wagner
2019 Washington Street East
Charleston WV 25305

Dear Ms. Wagner:

Enclosed is Ansell's response to your Invitation to RFQ MCH9099. We will be bidding on our LifeStyles condoms.

All latex condoms manufactured by Ansell meet or exceed the requirements set down by the latest revision of the American Society for Testing and Materials standards (ASTM), the Federal guidelines. We are in compliance with Good Manufacturing Practices regulations promulgated by the Food and Drug Administration.

With regards to Technical Documentation requirements, enclosed please find the following:

1. "How to Use a Condom" leaflet and Sexual Health Brochure
2. Statement of Product Information
3. Sample of Certificate of Conformance
4. Statement of Compliance/Conformance
5. Certificate of Registration
6. Certification Statement
7. Quality Assurance Procedures
8. Public Sector Price List
9. 510 (k) letter of authorization
10. Product Samples

Ansell's condoms are the same LifeStyles condoms sold in commercial marketplace. Per your bid requirements, we would supply a well-known condom brand to you. LifeStyles are available at the following retailers: CVS, Walgreens, Rite Aid, Kroger and Wal-Mart.

In order for a brand to have a retail presence, consumer acceptance and demand must be high. You can assume the product has a strong reputable company with experience supporting its product line. Our LifeStyles brand is a name people recognize.

Further, for questions or problems, we are the manufacturer with our headquarters office located in New Jersey.

Ansell's terms are Net 30 days. All orders are shipped F.O.B destination.

Thank you for the opportunity to participate in this offering. We hope our bid will be successful. Please do not hesitate to contact Christine Abel, Contract Sales Analyst, or myself if you have any problems or questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Jan Warner", written over a faint circular stamp.

Jan Warner
Director
Public Sector

JW: CA
Enclosures



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
MCH90099

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
ROBERTA WAGNER 304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

COPY

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE: 01/08/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
OPEN-END BLANKET CONTRACT						
0001	1,500	CS		270-19	34.96	52,440
CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP, NEUTRAL COLOR. (PRICE SHOULD INCLUDE FREIGHT). INDIVIDUALLY PACKAGED; 1000 PER CASE. LIFESTYLES #5800 OR EQUAL. DOCUMENTATION/CERTIFICATION OF AIR BURST TESTING ACCORDING TO ISO STANDARDS, IS REQUIRED FOR EACH BATCH OR LOT SUBMITTED UNDER THE CONTRACT.						
0002	45	CS		270-19	38.00	1710
CONDOMS, 100% LATEX, NON-LUBRICATED, RESERVOIR TIP,						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Director - Public Sector	36 31526 38	

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
MCH90099

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ADDRESS CORRESPONDENCE TO ATTENTION OF
ROBERTA WAGNER 304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMCFH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE: 01/08/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
NEUTRAL COLOR. (PRICE SHOULD INCLUDE FREIGHT). INDIVIDUALLY PACKAGED; 1000 PER CASE. LIFESTYLE #5700 OR EQUAL.						
EXHIBIT 4						
LOCAL GOVERNMENT BODIES: UNLESS THE VENDOR INDICATES IN THE BID HIS REFUSAL TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO COUNTY, SCHOOL, MUNICIPAL AND OTHER LOCAL GOVERNMENT BODIES, THE BID SHALL EXTEND TO POLITICAL SUBDIVISIONS OF THE STATE OF WEST VIRGINIA. IF THE VENDOR DOES NOT WISH TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO ALL POLITICAL SUBDIVISIONS OF THE STATE, THE VENDOR MUST CLEARLY INDICATE SUCH REFUSAL IN HIS BID. SUCH REFUSAL SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY MANNER.						
REV. 3/88						
INQUIRIES: WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 12/22/2008. QUESTIONS MAY BE SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Director - Public Sector	36 315 26 38	

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

MCH90099

PAGE

3

ADDRESS CORRESPONDENCE TO ATTENTION OF

ROBERTA WAGNER
304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
FAX: 304-558-4115 E-MAIL: ROBERTA.A.WAGNER@WV.GOV						
LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON FEBRUARY 1, 2009 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.						
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.						
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.						
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.						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Director - Public Sector	36.3152638	

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

MCH90099

PAGE

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ADDRESS CORRESPONDENCE TO ATTENTION OF:

ROBERTA WAGNER
304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<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 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>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</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>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
<i>Director Pub Sector</i>	36 315 2638	

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

MCH90099

PAGE

5

ADDRESS CORRESPONDENCE TO ATTENTION OF

ROBERTA WAGNER
304-558-0067

*709024704 800-232-1309
ANSELL HEALTHCARE PRODUCTS INC
ATTN: PUBLIC SECTOR
200 SCHULZ DRIVE
RED BANK NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMCFH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV 25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE: 01/08/2009 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
EXHIBIT 6						
<p>PRICE ADJUSTMENT PROVISION: THE STATE OF WEST VIRGINIA WILL CONSIDER PRICE ADJUSTMENTS AT THE TIME OF RENEWAL, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT IS BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.</p> <p>THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATION</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Jan Dawn</i>	TELEPHONE 732 345 5338	DATE 1-13-09
TITLE Director Pub Sector	FEIN 363152638	ADDRESS CHANGES TO BE NOTED ABOVE

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

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ADDRESS CORRESPONDENCE TO ATTENTION OF:

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25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS. PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.						
NOTICE						
AN ORIGINAL, SIGNED BID MUST BE SUBMITTED TO:						
DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130						
PLEASE NOTE: A CONVENIENCE COPY WOULD BE APPRECIATED.						
BIDS MUST CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPES OR THE BIDS MAY NOT BE CONSIDERED:						
SEALED BID						
BUYER: RW-22						
RFQ NO.: MCH90099						
BID OPENING DATE AND TIME 1/8/9 AT 1:30 PM						
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: 782 219 5187						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Jan Warner</i>	732 345 5338	1-13-09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Director Public Sector	36 315 2638	

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



State of West Virginia
Department of Administration
Purchasing Division
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Post Office Box 50130
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ADDRESS CORRESPONDENCE TO ATTENTION OF

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900 BULLITT STREET
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25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
12/10/2008				

BID OPENING DATE:

01/08/2009

BID OPENING TIME

01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
FAX # 732 219 5127						
CONTACT PERSON (PLEASE PRINT CLEARLY):						
Christine Abel 732 345 5338						
***** THIS IS THE END OF RFQ MCH90099 ***** TOTAL:						\$ 54,150

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Jan Warner</i>	TELEPHONE 732 345 5338	DATE 1-13-09
TITLE Director Public Sector	FEIN 363152638	ADDRESS CHANGES TO BE NOTED ABOVE

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

STATE OF WEST VIRGINIA

PURCHASE CONTINUATION SHEET

Page ____ of ____ Pages

Requisition / P.O. No.:

MCH90099

File:

22

Acct. No.:

SEE BELOW

Vendor: Ansell

P.O. Date: _____

Spending Unit:

OMCFH/FAMILY PLANNING

Item No.	Quantity	Description	Unit Price	Amount
	APPROX ANNUAL USAGE	OPEN END CONTRACT TO PROVIDE THE FOLLOWING FAMILY PLANNING PRODUCTS:		
1	1500 CS.	CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP, NEUTRAL COLOR, PACKAGING: 1000/CASE. LIFESTYLES #5800 OR EQUAL		
2	45 CS.	CONDOMS, 100% LATEX, NONLUBRICATED, RESERVOIR TIP, NEUTRAL COLOR, PACKAGING: 1000/CASE. LIFESTYLE #5700 OR EQUAL.		
		SPECIFICATIONS:		
		EACH INDIVIDUALLY PACKAGED CONDOM MUST BE LEGIBLY MARKED TO INCLUDE THE NAME OR TRADEMARK OF THE MANUFACTURER AND THE LOTS OR BATCH NUMBER. IN ADDITION, EACH INDIVIDUALLY PACKAGED CONDOM MUST INCLUDE THE PRINTED OR STAMPED EXPIRATION DATE. VENDOR MUST CLEARLY INDICATE THE MANUFACTURER'S NAME, BRAND AND PRODUCT NUMBER FOR EACH ITEM. IF THE LABEL OF THE PRODUCT TO BE SUPPLIED IDENTIFIES THE DISTRIBUTOR RATHER THAN THE MANUFACTURER, THE BIDDER MUST INDICATE BOTH THE DISTRIBUTOR AND MANUFACTURER'S NAME AND COUNTRY OR ORIGIN, IN ADDITION TO THE PRODUCT NUMBER. DURING THE TERM OF CONTRACT THE VENDOR IS TO DELIVERY ONLY THE PRODUCT SPECIFICALLY BID		
		SAMPLES/DOCUMENTATION:		
		SAMPLES OF PRODUCT TO BE SUPPLIED UNDER CONTRACT, AS WELL AS PRODUCT LITERATURE SHOULD ACCOMPANY BID FAILURE TO SUBMIT SAME DISQUALIFIES BID		
		CONDOM SPECIFICATION FOR EACH STYLE AND TYPE OF CONDOM QUOTED SHOULD ACCOMPANY BID QUOTATION		
		CONDOM USAGE INSTRUCTIONS MUST BE INCLUDED WITH ALL ORDERS		
		FDA AND OTHER REQUIREMENTS:		
		VENDOR MUST CERTIFY THAT THE PRODUCT OFFERED MEETS ALL REQUIREMENTS OF THE AMERICAN SOCIETY FOR TESTING AND MATERIALS ASTM D-3492-97, STANDARD SPECIFICATIONS FOR RUBBER CONTRACEPTIVES. (MALE CONDOMS), AND FOOD AND DRUG ADMINISTRATION (FDA) REQUIREMENTS FOR MEDICAL DEVICES 21 CFR, PART 801.		
		A CERTIFICATE OF CONFORMANCE MUST BE PROVIDED FOR THE SAMPLES SUBMITTED AND FOR EACH BATCH OR LOT SUBMITTED UNDER THE CONTRACT		
		DOCUMENTATION/CERTIFICATIONS OF FDA 510 K PRODUCT REGISTRATION NUMBER AND FDA SITE REGISTRATION NUMBER FOR THE MANUFACTURING FACILITY IS REQUIRED.		

STATE OF WEST VIRGINIA
PURCHASE CONTINUATION SHEET

Page ____ of ____ Pages

Requisition / P.O. No :
MCH90099

File:
22

Acct. No.:
SEE BELOW

Vendor: Ansell P O Date: _____

Spending Unit:
OMCFH/FAMILY PLANNING

Item No.	Quantity	Description	Unit Price	Amount
		<p>QUALITY ASSURANCE:</p> <p>IN THE EVENT OF SERIOUS PRODUCT COMPLAINT OR DRUG RECALL, THE VENDOR/MANUFACTURER MUST HAVE THE ABILITY TO DIRECTLY TRACK EVERY SHIPMENT TO CUSTOMER IN A TIMELY MANNER.</p> <p>VENDOR MUST PROVIDE A NAME AND PHONE NUMBER OF A CONTACT INDIVIDUAL IN THE MANUFACTURING FACILITY REGARDING QUALITY ISSUES</p> <p>DOCUMENTATION/CERTIFICATION OF MANUFACTURING QUALITY ASSURANCE PROCEDURES, IS REQUIRED.</p> <p>MARKET AVAILABILITY:</p> <p>ALL CONDOMS BID MUST BE READILY AVAILABLE OVER THE COUNTER AT RETAIL OUTLETS IN WEST VIRGINIA , I E , DRUG STORES, FOOD STORES, MASS MERCHANDISERS</p> <p>FREIGHT MUST BE INCLUDED IN PRICE</p> <p>NOTE: BIDS TO BE REVIEWED BY PROGRAM DIRECTOR PRIOR TO AWARD</p>		

COST SHEET FOR MCH90099

<u>Item #</u>	<u>Apprx. Annual Usage</u> <u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>	<u>TOTAL COST</u>
1	1,500 Cases	Condoms, 100% Latex Lubricated, Reservoir Tip, Neutral Packaging Lifestyles #5800 or Equal Pkg Size: 1000/cs Mfg: Lifestyles	34.96	52,440
2	45 Cases	Condoms 100% Latex, Non-Lubricated, Reservoir Tip, Neutral Packaging, Lifestyle #5700 or Equal Pkg Size: 1000/cs Mfg: LifeStyles	38.00	1710
		TOTAL COST		54,150

Contract may be awarded to multiple vendors based upon overall total cost per item which meets all requested specifications and requirements.

Vendor must submit an original itemized invoice for each order. Payment will be made in arrears after receipt of each completed order. Orders will be placed on an as needed basis.

STATE OF WEST VIRGINIA
Purchasing Division

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:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A 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:

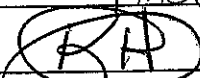
Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, 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. 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 is in compliance with the requirements as stated.

Vendor's Name: Ansell Healthcare Products LLC

Authorized Signature:  1/13/09 Date: 1-05-09

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with **West Virginia Code**, §5A-3-37. (Does not apply to construction contracts). **West Virginia Code**, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

1. **Application is made for 2.5% resident vendor preference for the reason checked:**
 _____ 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,
 _____ Bidder is a partnership, association or corporation resident vendor and 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 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,
 _____ Bidder is a 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; or,
2. **Application is made for 2.5% resident vendor preference for the reason checked:**
 _____ 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; or,
3. **Application is made for 2.5% resident vendor preference for the reason checked:**
 _____ 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 Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. **Application is made for 5% resident vendor preference for the reason checked:**
 _____ Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**
 _____ Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. **Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:**
 _____ Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of 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) reject the bid; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

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.

Bidder: _____ Signed: _____

Date: _____ Title: _____

*Check any combination of preference consideration(s) indicated above which you are entitled to receive.

Does not apply to Ansell Healthcare



State of West Virginia
Department of Administration
Purchasing Division
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ADDRESS CORRESPONDENCE TO ATTENTION
ROBERTA WAGNER
304-558-0067

RFQ COPY
TYPE NAME/ADDRESS HERE

Ansell Healthcare Products
Public Sector - C. Abel
200 Schulz Drive
Red Bank NJ 07701

HEALTH AND HUMAN RESOURCES
BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	INCOTERMS
01/05/2009				
BID OPENING DATE:	01/15/2009	BID OPENING TIME	01:30PM	

LINE	QUANTITY	UOP	CAT 16	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>ADDENDUM NO. 1</p> <p>1. TO MOVE THE BID OPENING DATE FROM 1/8/9 TO 1/15/9.</p> <p>2. QUESTIONS AND ANSWERS ARE ATTACHED.</p> <p>3. ADDENDUM ACKNOWLEDGEMENT IS ATTACHED. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.</p> <p>EXHIBIT 10</p> <p>REQUISITION NO.: MCH90099</p> <p>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 SPECIFICATION, ETC.</p> <p>ADDENDUM NO. 'S:</p> <p>NO. 1 <input checked="" type="checkbox"/></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) MAY BE CAUSE FOR REJECTION OF BIDS.</p>						

SIGNATURE <i>Jan Wanner</i>		TELEPHONE <i>732 345 5338</i>	DATE <i>1-13-09</i>
TITLE <i>Director Pub Sector</i>		FED. <i>363152638</i>	
ADDRESS CHANGES TO BE NOTED ABOVE			

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



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Department of Administration
Purchasing Division
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RFQ COPY
TYPE NAME/ADDRESS HERE

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BPH - OMC FH
MATERIALS MANAGEMENT
900 BULLITT STREET
CHARLESTON, WV
25301 304-558-3417

DATE PRINTED	TERMS OF SALE	SHIP VIA	EOB	FREIGHT TERMS
01/05/2009				
BID OPENING DATE:	01/15/2009	BID OPENING TIME	01:20PM	

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p> <p>.....<i>RA</i> 1/13/09..... SIGNATURE ...Ansell Healthcare Products LLC... COMPANY ...1-12-09... DATE</p> <p>REV. 11/96</p> <p>END OF ADDENDUM NO. 1</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE <i>John W. Name</i>	TELEPHONE 732 845 5338	DATE 1-13-09
TITLE Director PubSec	PEIN 363152638	ADDRESS CHANGES TO BE NOTED ABOVE

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

WV-35 (Rev. 05/15/00)

State of West Virginia
Purchasing Division**PURCHASE REQUISITION**

Requisition No. MCH90099	Buyer 22	Requisition Date 1/5/2008
Agency/Involes To: WV DEPT. OF HEALTH & HUMAN RESOURCES OMCFH/FAMILY PLANNING PROGRAM 350 CAPITOL STREET, RM 427 CHARLESTON, WV 25301	TEAM Code _____	WVFIMS Document # _____
Agency/Ship To: WV DEPT. OF HEALTH & HUMAN RESOURCES MATERIALS MANAGEMENT 900 BULLITT ST CHARLESTON, WV 25301	TEAM Code _____	Suggested Vendors: 1. _____ 2. _____ 3. _____ <i>Additional Vendors on Reverse Side</i>
This Section Only For: Releases, Direct Purchases, Emergency Purchases and Agreements Vendor Name and Address:		PURCHASING DIVISION'S USE ONLY Commodity Code: _____ Instructions: _____
WVFIMS Vendor # _____	TEAM Vendor # _____	
Terms _____	P.O.B. _____	

Item No.	Quantity	Description	Unit Price	Amount
		ADDENDUM #1 <i>Type of Purchase</i> THIS ADDENDUM IS BEING SUBMITTED TO ANSWER QUESTIONS REGARDING THE ORIGINAL RFP SUBMITTED. QUESTION: WE ARE PREPARING TO SUBMIT A BID FOR ABOVE RFQ NOTED AND WANTED TO SEE IF YOU CAN PROVIDE COMPETITIVE BID PRICING FROM THE PREVIOUS BID? RESPONSE: LISTED BELOW ARE THE PRODUCTS & PRICING FROM THE LAST CONTRACT. CONDOMS, 100% LATEX, NON-LUBRICATED, RESERVOIR TIP \$38.00 CS CONDOMS, 100% LATEX LUBRICATED, RESERVOIR TIP \$35.00 CS		

Authorized
Signature

Title

Director - Public Sector

Telephone

732 345 5338

Total Estimated Value
of this Requisition: _____

Maximum Budgeted Amount: _____

www.state.wv.us/admin/purchase



STATEMENT OF PRODUCT INFORMATION

Device Information

Description

510(k) Number

LifeStyles Lubricated
Lifestyles Non-Lubricated


K002393
K053367

Device Quality

The products listed above are manufactured to meet the requirements of ASTM D3492 Standard Specification for Rubber contraceptives (Male Condoms). The product quality conforms to the Quality Inspection Requirements of ASTM D3492 as given below:

<u>Characteristics</u>	<u>Inspection Level</u>	<u>AQL (%)</u>
Dimensions	S-2	4.0
Air Burst Properties	1	1.5
Leakage	1	0.25
Package Integrity	S-3	2.5

ANSELL HEALTHCARE INC.

By: 

Lon D. McIlvain
Vice President, Regulatory Affairs



**ANSELL HEALTHCARE
CERTIFICATE OF CONFORMANCE
TO ASTM D3492**

Ansell certifies that the product manufactured and packaged for this lot number was produced to current standard operating procedures and process specifications and will comply with the requirements of the standard for rubber contraceptives (condoms) for ASTM - D3492

PRODUCT: S53 CLEAR
PRODUCT CODE: 600920
MFG DATE: 03/2007

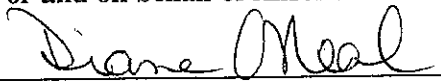
LOT NUMBER: 07030276DT
LOT SIZE: 1001.000 GROSS
EXP DATE: 02/2012

<u>SECTION</u>	<u>DESCRIPTION</u>	<u>STANDARD</u>	<u>RESULT</u>
3	Material	Natural Latex	Conforms
4.2	Dimensions		
4.2.1.1	Length of Condom	(min) 160mm	Conforms
	*Length of Condom (Large)	(min) 180mm	Conforms
4.2.1.2	Width of Condom	(max) 54mm	Conforms
	*Width of Condom (Large)	(max) 58mm	Conforms
4.2.1.3	Wall Thickness of Condom	(min) .03mm	Conforms
4.4	Bursting Volume and Pressure		
4.4.1	Pressure	(min) 1.0 KPa	Conforms
4.4.2	Volume - 49mm	(min) 14.0 Liters	Conforms
	Volume - 50/51mm	(min) 15.0 Liters	Conforms
	Volume - 52mm	(min) 16.0 Liters	Conforms
	Volume - 53/54mm	(min) 17.0 Liters	Conforms
	Volume - 55mm	(min) 18.0 Liters	Conforms
	Volume - 56mm	(min) 19.0 Liters	Conforms
4.5	Water Leakage	No Leakage	Conforms
5	Packaging		
5.1	Packaging	As Required By Std	Conforms
5.2	Packaging Integrity	50.8 KPa	Conforms
6.0	Labelling	As Required By Std	Conforms
7.0	Storage	As Required By Std	Conforms

*Exceptions declared in FDA 510(K)

Date: May 16, 2007
Form #0478-1/5

For and on behalf of Ansell Healthcare


Quality Control Department

NOT A CONTROLLED COPY



**ANSELL HEALTHCARE
CERTIFICATE OF CONFORMANCE
TO ASTM D3492**

Ansell certifies that the product manufactured and packaged for this lot number was produced to current standard operating procedures and process specifications and will comply with the requirements of the standard for rubber contraceptives (condoms) for ASTM - D3492.

PRODUCT: S53 THIN
PRODUCT CODE: 600893
MFG. DATE: 06/2007

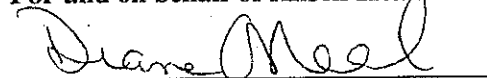
LOT NUMBER: 07060332DT
LOT SIZE: 1043.000 GROSS
EXP. DATE: 05/2012

<u>SECTION</u>	<u>DESCRIPTION</u>	<u>STANDARD</u>	<u>RESULT</u>
3	Material	Natural Latex	Conforms
4.2	Dimensions		
4.2.1.1	Length of Condom	(min) 160mm	Conforms
	*Length of Condom (Large)	(min) 180mm	Conforms
4.2.1.2	Width of Condom	(max) 54mm	Conforms
	*Width of Condom (Large)	(max) 58mm	Conforms
4.2.1.3	Wall Thickness of Condom	(min) 03mm	Conforms
4.4	Bursting Volume and Pressure		
4.4.1	Pressure	(min) 1.0 KPa	Conforms
4.4.2	Volume - 49mm	(min) 14.0 Liters	Conforms
	Volume - 50/51mm	(min) 15.0 Liters	Conforms
	Volume - 52mm	(min) 16.0 Liters	Conforms
	Volume - 53/54mm	(min) 17.0 Liters	Conforms
	Volume - 55mm	(min) 18.0 Liters	Conforms
	Volume - 56mm	(min) 19.0 Liters	Conforms
4.5	Water Leakage	No Leakage	Conforms
5	Packaging		
5.1	Packaging	As Required By Std.	Conforms
5.2	Packaging Integrity	50.8 KPa	Conforms
6.0	Labelling	As Required By Std.	Conforms
7.0	Storage	As Required By Std.	Conforms

*Exceptions declared in FDA 510(K)

Date: August 6, 2007
Form #0478-1/5

For and on behalf of Ansell Healthcare


Quality Control Department

NOT A CONTROLLED COPY



STATEMENT OF COMPLIANCE / CONFORMANCE

Products manufactured by Ansell Healthcare Products Inc. for distribution under the provisions of this contract conform to the requirements of ASTM D3492 Standard Specifications for Rubber Contraceptives (Condoms) and meet or exceed the minimum specifications therein.

Packaged condoms, including dressing materials and compounding ingredients, are manufactured in compliance with the applicable FDA regulations in force at the time of manufacture.

A handwritten signature in black ink, appearing to read "Lon D. McIlvain", written over a horizontal line.

Lon D. McIlvain
Vice President, Regulatory Affairs

Date

1/6/09

Certificate of Registration

QUALITY MANAGEMENT SYSTEM - ISO 13485: 2003

This is to certify that:


Ansell Healthcare Products LLC
1635 Industrial Road
Dothan
Alabama
36303
USA

Holds Certificate No: **FM 76779**

and operates a Quality Management System which complies with the requirements of ISO 13485: 2003 for the following scope:

The packaging & distribution of latex condoms. For the legal manufacture of condoms, medical gloves & liquid personal lubricants for distribution into Canada.

For and on behalf of BSI:



President, BSI Management Systems America, Inc.

Originally registered: **10/17/2003**

Latest Issue: **12/05/2007**

Expiry Date: **12/04/2010**



CMDCAS
Recognized
Registrar

Page: 1 of 1

BSI
Management
Systems

This certificate remains the property of BSI and shall be returned immediately upon request.
An electronic certificate can be authenticated online. Printed copies can be validated at www.bsi-global.com/ClientDirectory
To be read in conjunction with the scope above or the attached appendix.
Americas Headquarters: 12110 Sunset Hills Road, Suite 200, Reston, VA 20190, USA.



CERTIFICATION STATEMENT

To Whom It May Concern:

Ansell Healthcare is a manufacturer/distributor of latex condoms which are, by definition, medical devices. As a manufacturer/distributor of medical devices, Ansell is regulated by the United States Food and Drug Administration. The US FDA performs periodic site inspections to ensure compliance.

Condoms manufactured and distributed by Ansell meet or exceed the requirements set down by the American Society for Testing and Materials Standard D3492-08, International Standard Organization 4074 (ISO) and European Standard (EN600).

Ansell Healthcare in Dothan, Alabama, is registered under the FDA Registration of Medical Device Establishment Number 1019632.

A handwritten signature in black ink, appearing to read "McGriff", written over a horizontal line.

Tammy McGriff
Quality Assurance Manager

12-5-08

Date

ANSELL/SURETEX QUALITY ASSURANCE PROCEDURES

I. RAW MATERIAL

Each lot of raw materials is quarantined upon arrival and sampled for incoming inspection. The tests performed on these samples range from infrared and ultraviolet chemical analysis to visual and physical tests. Certificates of analysis from the vendors are reviewed against purchase specifications. A written specification exists for each raw material used in the product. When the raw material is accepted, it is released from quarantine for use. If it fails to meet the specification, it is rejected and returned to the vendor or reviewed by Material Review Board for final disposition.

II. LATEX COMPOUND

Liquid latex is mixed with vulcanization and processing chemicals to create the condom latex compound. Each batch of compound is assigned a lot number; the raw materials which go into the compound are listed by their own lot numbers to assure traceability. As each compound lot is finished, it is tested against specified parameters (pH, total solids, chemical and mechanical stability, degree of vulcanization, etc.)

III. DIPPING OF CONDOMS

As the condoms are being produced from the latex compound, various Statistical Process Control (SPC) checks are performed in-process to monitor the quality and to provide feedback to the manufacturing operations. Samples are taken from each product line and are tested by filling with 300 ml of water and examined for both visual and functional defects. Dimensional tests for thickness, length, weight are also conducted on samples from each machine. Data from all of the in-process tests are placed on hard copies (forms).

Samples of the latex compound from the dipping tanks are collected daily and checked for pH, total solids, and degree of vulcanization in order to maintain a consistent latex mix on the dipping lines.

Products are formed into lots at the dipping operation to ensure that traceability is maintained throughout the manufacturing processes.

After each lot comes off the production line, the condoms are powdered and dried. Samples are taken from each lot to be tested for strength and dimensions.

IV. ELECTRONIC TESTING

All condoms are electronically tested for pinholes in the manufacturing area. This is accomplished by subjecting them to a high voltage test which rejects individual condoms with which, due to pinholes, allow current to be conducted across the rubber film.

Each electronic testing machine is validated prior to being put into service. In addition the equipment is continuously checked by examining statistically selected samples from each machine and utilizing the water test method throughout the production day.

Ansell

If a machine is found to be malfunctioning, it is shut down and examined by the engineering staff and is not restarted until the problem is corrected. Product found to have failed testing by established statistical process control procedures is destroyed or is subjected to electronic testing again.

V. PACKAGING

Product that is released from electronic testing is packaged into various packaging configurations. Each of these packaging operations is monitored by a Statistical Process Control Procedure which involves the selection of product from the packaging line and testing for lubrication quantity, a water test for pinholes, the verification of lot number and expiry dating (which is stamped onto each individual condom pack or consumer pack) and for a vacuum test for package integrity.

VI. FINAL TESTING

In addition to the various tests listed above, condoms are also routinely tested for resistance to aging (by oven conditioning at elevated temperatures).

The U. S. Food and Drug Administration performs routine G.M.P. inspections.

Other tasks pertaining to ISO and QSR Regulations are also routinely carried out. These include, but are not necessarily limited to, calibration of equipment, self and vendor audits, validations, and investigation of complaints.



Tammy McGriff
QA Manager

11-19-08
Date

Ansell

Public Sector– Price List

Issue Date: April 15, 2008

LUBRICATED CONDOMS

Rough Rider®: Is a textured, lubricated condom for heightened sensation.

CODE	PACK	FULL CASE QUANTITY	PRICE PER GROSS	PRICE PER CASE
4541	Strips of 1000's	1,000 Condoms		\$63.00

LifeStyles® Snuggler Fit: Is a smaller size lubricated condom, measuring 49mm in width when laid flat.

The conventional condom measures 52mm. Anatomically shaped for a closer fit.

5200	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Assorted Colors: Is produced in three colors: green, red, & yellow. The pigments are in the latex itself and will not rub off. They are lubricated, non-irritant and harmless to the latex and user. Popular with teens.

5300	Strips of 1000's	1,000 Condoms		\$63.00
5303	Three Packs	12 gross	\$14.00	\$168.00

LifeStyles® Ultra-Sensitive: Is a thin lubricated condom. For those seeking heightened sensitivity.

5400	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Ribbed: Lubricated and designed with a specially ribbed surface to enhance sensation.

Preferred by many women.

5600	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Lubricated: Is the original lubricated condom-silky smooth lubrication for a natural feeling. Our Best Seller.

5800	Strips of 1000's	1,000 Condoms		\$60.00
5803	Three Packs	12 gross	\$14.00	\$168.00
5812	Twelve Packs	12 gross	\$12.75	\$153.00
5844	Strips of 144's	20 gross	\$11.00	\$220.00

LifeStyles® Extra Strength: Is a stronger lubricated condom.

5900	Strips of 1000's	1,000 Condoms		\$63.00
5944	Strips of 144's	20 gross	\$11.00	\$220.00

LifeStyles® Tuxedo: Is a lubricated condom colored in a midnight shade. A LifeStyles Exclusive !

6200	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Ultra-Thin: This is the thinnest LifeStyles condom available. A lubricated condom, it offers all the strength of a traditional LifeStyles condom.

6400	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Dual Pleasure: A lubricated condom with an oversized tip that has an exclusive shape designed to enhance friction, delivering heightened stimulation for both partners.

6600	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® XLarge: A lubricated condom specifically designed for those who prefer a more relaxed fit.

LifeStyles XLarge measures 56 mm in width; the conventional condom measures 52 mm.

6700	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® Assorted Flavors: A lubricated flavored condom in three luscious flavors: Tropical Banana, Wild Strawberry, and Senuous Vanilla for added fun and excitement.

6800	Strips of 1000's	1,000 Condoms		\$63.00
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LifeStyles® His N' Her Pleasure: Special shape provides mutual pleasure.

For Him: Proprietary Baggy shape increases friction; For Her: Ribs for Heightened sensitivity

8900	Strips of 1000's	1,000 Condoms		\$63.00
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NON - LUBRICATED CONDOMS

LifeStyles® Kiss of Mint®: Is a non-lubricated condom scented with mint. For those seeking something different.

CODE	PACK	FULL CASE QUANTITY	PRICE PER GROSS	PRICE PER CASE
5100	Strips of 1000's	1,000 Condoms		\$59.00

LifeStyles® Non-Lubricated Ultra Sensitive: Is a dry condom with a soft and pleasant finish.

For couples who prefer condoms without lubrication.

5700	Strips of 1000's	1,000 Condoms		\$59.00
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SPERMICIDALLY LUBRICATED CONDOMS

LifeStyles® Spermicidally Lubricated with Nonoxynol-9: Contains Nonoxynol-9, the preferred spermicide, in the lubricated shaped condom.

5500	Strips of 1000's	1,000 Condoms		\$63.00
5503	Three Packs	12 gross	\$14.00	\$168.00

NON - LATEX CONDOMS

LifeStyles® SKYN: The only condom made from a revolutionary **non-latex** material called polyisoprene. Delivers the strength of Premium Latex, with the sensitivity of an Ultra-Thin condom. Flexible material means extra comfort.

Available January 2009

7300	Strips of 1000's	1,000 Condoms		\$330.00
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PERSONAL LUBRICANT

LifeStyles® Liquid Personal Lubricant: Is formulated with both Aloe Vera and Vitamin E to provide that smooth, silky sensation and help restore moisture to the skin. Each easy open, single packet contains an ample supply of lubricant. Safe to use with latex condoms. Packets are convenient for travel and everyday use. Each sachet is 4.5 grams (0.158 oz)

7000	Strips of 1000's	1,000 Condoms		\$80.00
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ANSELL MEDICAL GLOVES

Medi-Touch® Powder Free Exam Gloves - Latex Disposables: Powder free, beaded cuff, ambidextrous latex exam glove that eliminates powder sensitivity complaints and powder related issues.

14-0070 - Small	50 gloves per box, 24 bx per CS	1,200 gloves per case		\$54.00
14-0080 - Medium	50 gloves per box, 24 bx per CS	1,200 gloves per case		\$54.00
14-0090 - Large	50 gloves per box, 24 bx per CS	1,200 gloves per case		\$54.00
50-9808 - One Size Fits All	100 gloves per box 12 bx per CS	1,200 gloves per case		\$48.00

Vinyl-Touch® Latex Free Synthetic Vinyl: Latex-Free - prevents the possibility of allergic reactions to latex proteins.

Medical quality, beaded cuff. Meets United States ASTM Quality Standards.

15-0181- One Size Fits All	50 gloves per box, 24 bx per CS	1,200 gloves per case		\$57.60
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Ansell Public Sector- Price List

Issue Date: April 15, 2008

PROMOTIONAL/EDUCATIONAL ITEMS

ITEM	CODE	PRICE
Wooden Penis Educational Demo Model	5000	\$6.00 each
Discreet Condom Carrying Case: Holds 2-4 condoms, 75 Wallets per Box (20 bx per CS)	5003	\$12.00 box
"How to Use" Instruction Leaflet: Easy to read, illustrated, English with Spanish Translation, 500 per box (50 per pack, 10 packs per box)	5007	\$18.00 box
New Teaching Sex Ed 101 MANUAL: Designed to help young people and adults feel more confident and competent dealing with sexual and social issues Each lesson contains objectives, rationales, recommended materials and step-by-step procedures.	5005	\$18.00 each
Sex Ed 101 KIT: Kit includes Easy-to-use Carry/Display Case; Teaching manual focused on safer sex education entitled <i>Sex Ed 101: A Collection of Sex Education Lessons</i> , LifeStyles® Brand Condoms T-Shirt (One Size Fits All); Penis Demo Model, 50 "How to Use" Leaflets; Lifestyles® Non-lubricated Condoms and a supply of brochures.	5006	\$50.00

Quality Assurance

Condoms are classified as a Class II Medical Device. All Ansell condoms are produced to the strictest standards established by the FDA. Every condom is electronically tested and rigorous quality control measures are enforced. LifeStyles condoms are also in full compliance with the regulations set by numerous international standards organizations. Ansell, a world leader in latex technology, maintains worldwide manufacturing facilities, and uses the most modern technical facilities and expertise to manufacture condoms and medical gloves - both surgical & exam.

Storage Information

Protect condoms against exposure to extreme low or high temperatures, moisture, direct sunlight and fluorescent light. Rotate condom inventory - use FIFO (first in, first out)

THE DATE STAMPED ON THE PACKAGE OR STRIPS IS THE EXPIRATION DATE

Additional Information

All Ansell condoms are made of latex, are transparent, and have a reservoir end. For our lubricated condoms, a natural feeling, silky lubricant is used. The lubricant is silicone based so it is non-irritating. If additional lubrication is desired, do not use oil-based lubricants (such as mineral oil, creams, or petroleum jelly) with latex condoms as this will result in deterioration of the product. We recommend LifeStyles Liquid Personal Lubricant or other water based or silicone lubricants. Products containing natural rubber latex may cause allergic reactions. Proper use and storage instructions included with all products.

Case Information

Strips 1,000's	Case dimensions: 12.50 L x 11.0 H x 9.50 W	Case Weight: 6.45lbs	Case Cube: 0.738
Strips 144's	Case dimensions: 12.25 L x 21.0 H x 14.5 W	Case Weight: 31.20 lbs	Case Cube: 2.160
3 packs	Case dimensions: 12.50 L x 11.0 H x 9.5 W	Case Weight: 18.20 lbs	Case Cube: 1.584

A Variety of Packaging

Three Packs Selling Unit: 1 gross, 48 packages of 3, display box
Twelve Packs Selling Unit: 1 gross, 12 packages of 12, display box
Strips 144's Selling Unit: 1 gross, 48 strips of 3, plain white box
Strips 1,000's Selling Unit: 1,000 condoms, bulk packed in corrugated carton

Public Sector - Price List

Issue Date: April 15, 2008

Ways to Order

Call Toll Free: 1-800-327-8659, Order by Fax: 1-800-722-8155

Order by Email: psinfo@ansell.com. Include Account #, Contact Name, & Phone # with your order

Send Written orders to: Ansell Public Sector, 200 Schulz Drive, Red Bank, NJ 07701

Payment Terms

Open Account - 30 days

Remit all payments to: Dept CH 17373, Palatine IL 60055-7373

Cash in advance - please send order and payment to Public Sector Red Bank address

VISA & MASTERCARD cards accepted

Shipping Policy for Condoms, Lubricants & Medical Gloves

1. **Minimum order requirement:** \$175.00
2. FOB Destination
3. Ground freight prepaid if delivery is within continental US. Shipping charges added to all other orders
4. Selection of freight carrier shall be made by Ansell Healthcare Products LLC.
5. Truckers are required to make deliveries to an inside, street level area immediately adjacent to the entrance. If delivery elsewhere in the building is required, this will be arranged upon request with order and the customer will be invoiced for the additional **inside delivery** charges.

Return Goods Policy

1. All sales are final. No returned product will be accepted without prior written authorization.
2. We will investigate any product complaints by requesting written documentation of the complaint along with the return of samples for testing. If, as a result of this examination, defects in workmanship or materials are indicated or any doubt remains after testing, return of the production lots in question will be authorized and appropriate adjustments made to the account. Please direct any questions to Ansell Public Sector Customer Service. **Call 1-800-327-8659**
3. Customer errors in ordering subject to a 10% restocking fee. Unopened boxes accepted within 30 days of purchase. Prior authorization from Customer Service is required.

Customer Service & Inquiries

1. Please address correspondence concerning deliveries, damaged merchandise or other matters related to your order to: Ansell Public Sector- Customer Service, 200 Schulz Drive, Red Bank, NJ 07701 1-800-327-8659
2. General Correspondence should be directed to:
Ansell Public Sector, 200 Schulz Drive, Red Bank, NJ 07701 Attn:Public Sector OR email **psinfo@ansell.com**
3. For general questions not pertaining to individual orders, please call: 1-800-232-1309 Ext 5338
Visit us at www.lifestyles.com/sexualhealth

Important Delivery Receipt Requirements

Proper care must be taken by the customer upon delivery of the product. Customer **must** count and inspect for shortages or damage. Any discrepancy **must** be noted on the delivery receipt and promptly reported to Customer Service at 1-800-327-8659

Where required, Ansell will charge the appropriate state & local sales tax. If your organization has a sales tax exemption certificate, please photocopy and submit to Customer Service along with contact name and phone number. In states where we are required to collect sales tax, we must have a copy of the sales tax exemption certificate on file or we must charge the appropriate tax.



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration
9200 Corporate Boulevard
Rockville MD 20850

AUG 19 1999

Suretex Prophylactics (India) LTD.
c/o Mr. Lon D. McIlvain
Quality Assurance/Regulatory Manager
Ansell Healthcare Products Inc.
1500 Industrial Road
Post Office Box 1252
Dothan, Alabama 36302

Re: K992081
LifeStyles® and Tuxedo® Black Color Male Latex Condoms
Dated: June 18, 1999
Received: June 21, 1999
Regulatory Class: II
21 CFR §884.5300/Procode: 85 HIS

Dear Mr. McIlvain:

We have reviewed your Section 510(k) notification of intent to market the device referenced above and we have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration.

If your device is classified (see above) into either class II (Special Controls) or class III (Premarket Approval), it may be subject to such additional controls. Existing major regulations affecting your device can be found in the Code of Federal Regulations, Title 21, Parts 800 to 895. A substantially equivalent determination assumes compliance with the Current Good Manufacturing Practice requirements, as set forth in the Quality System Regulation (QS) for Medical Devices: General regulation (21 CFR Part 820) and that, through periodic QS inspections, the Food and Drug Administration (FDA) will verify such assumptions. Failure to comply with the GMP regulation may result in regulatory action. In addition, FDA may publish further announcements concerning your device in the Federal Register.

Please note: this response to your premarket notification submission does not affect any obligation you might have under sections 531 through 542 of the Act for devices under the Electronic Product Radiation Control provisions, or other Federal laws or regulations.

Page 2 - Mr. Lon D. McIlvain

This letter will allow you to begin marketing your device as described in your 510(k) premarket notification. The FDA finding of substantial equivalence of your device to a legally marketed predicate device results in a classification for your device and thus, permits your device to proceed to the market.

Please be advised that, as of March 25, 1998, labeling for latex condoms (21 CFR 884.5300 and 884.5310) must comply with Use Labeling for Latex Condoms: Expiration Dating, 21 CFR 801.435. Therefore, an expiration date, supported by test data developed under the conditions specified in 801.435(d), must be displayed prominently and legibly on condom labeling. For condoms with spermicidal lubricant, the effective shelf life of the spermicide must be compared with the shelf life of the condom and labeled with the earlier of the two expiration dates. Although supporting data is not to be provided in your 510(k) submission, 801.435(j) requires that you maintain this data and that it be available for inspection by FDA. Furthermore, 801.435(e) requires that if your real-time test data fails to confirm the shelf life estimated by the methods in 801.435(d), then you must relabel all product to reflect the actual shelf life. Condoms are not to be labeled with an expiration date that gives a shelf life more than five years.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801), please contact the Office of Compliance at (301) 594-4616. Additionally, for questions on the promotion and advertising of your device, please contact the Office of Compliance at (301) 594-4639. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21 CFR 807.97). Other general information on your responsibilities under the Act may be obtained from the Division of Small Manufacturers Assistance at its toll-free number: (800) 638-2041 or (301) 443-6597, or at its Internet address: "<http://www.fda.gov/cdrh/dsma/dsmamain.html>".

Sincerely yours,



CAPT. Daniel G. Schultz, M.D.
Acting Director, Division of Reproductive,
Abdominal, Ear, Nose and Throat,
and Radiological Devices
Office of Device Evaluation
Center for Devices and
Radiological Health