



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
MOC26997

PAGE
1

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

RFQ COPY
 TYPE NAME/ADDRESS HERE
chefs Dept Inc OIBA culinary Dept
412 Rt 59
monsey NY 10952

DIVISION OF CORRECTIONS
 MOUNT OLIVE CORRECTIONAL
 CENTER
 ONE MOUNTAINSIDE WAY
 MT. OLIVE, WV
 25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP/IN	FOB	FREIGHT TERMS	
04/09/2009					
BID OPENING DATE: 04/28/2009		BID OPENING TIME 01:30PM			
LINE	QUANTITY	UOP	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA	165-85	RZ	RZ
<p>STEAM COOKERS</p> <p>CONTRACT TO PROVIDE COMMERCIAL KITCHEN STEAMERS AND TILTING KETTLES, INCLUDING INSTALLATION, FOR THE MT. OLIVE CORRECTIONAL CENTER, MT. OLIVE, WV, PER THE SPECIFICATIONS.</p> <p>ALL REQUIREMENTS LISTED IN THE ATTACHED SPECIFICATIONS ARE TO BE BID; BRAND AND MODEL NUMBERS LISTED ARE THE MINIMUM STANDARD OF QUALITY ACCEPTABLE - BIDDERS SHALL INCLUDE AN EQUAL OR SUPERIOR PRODUCT AS LISTED.</p> <p>INSTALLATION, SET-UP, & TESTING IS REQUIRED.</p> <p>REMOVAL OF THE OLD EQUIPMENT IS THE RESPONSIBILITY OF THE SUCCESSFUL VENDOR. THE OLD EQUIPMENT SHALL BE PLACED AT A DESIGNATED STORAGE AREA WITHIN THE FACILITY.</p> <p style="text-align: center;">NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p style="text-align: center;">DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <div style="float: right; text-align: center;"> <p>RECEIVED</p> <p>2009 MAY -5 AM 10:10</p> <p>WV PURCHASING DIVISION</p> </div>					
SEE REVERSE SIDE FOR TERMS AND CONDITIONS					
SIGNATURE <i>[Signature]</i>		TELEPHONE 845 352 8200		DATE 4/30/09	
TITLE Vice President		FEIN 20165349		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:
MDC26997

PAGE:
2

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

POST-DATE

RFQ COPY
TYPE NAME/ADDRESS HERE

*chefs Depot Inc
dept culinary Depot
412 Rt 59
Monsey NY 10952*

SHIP TO

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
04/09/2009				
BID OPENING DATE: 04/28/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	U.P.	GAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: JOHN ABBOTT-----</p> <p>RFQ. NO.: MDC26997-----</p> <p>BID OPENING DATE: 4/28/2009-----</p> <p>BID OPENING TIME: 1:30 PM-----</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</p> <p style="text-align: right;">Fax # 845 352-2700</p> <p>CONTACT PERSON (PLEASE PRINT CLEARLY):</p> <p style="text-align: right;"><i>Riva Tucker</i></p> <p>***** THIS IS THE END OF RFQ MDC26997 ***** TOTAL: _____</p>						

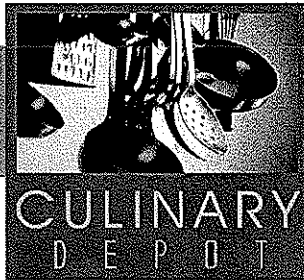
SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>[Signature]</i>	TELEPHONE 845 352 8000	DATE 4/30/09
TITLE Vice President	FERN 201125349	ADDRESS CHANGES TO BE NOTED ABOVE

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

MOC26997 - Commercial Kitchen Equipment - BID FORM		
Description	Order Qty.	Extended Price
Double Stack Convection Steamer	1	\$ 15,067.74 R2
Tilting Kettle	2	\$ 39,230.52 R2
Failure to use this form may result in disqualification		\$ 54,298.26
Bidder / Vendor Information:		
Name:	Chofz Depot Inc.	
Address:	412 Rt 59 Monsey NY 10952	
Phone# :	845 352 8200 ext 208	
Email Address:	Riva@culinarydepot.biz Revised 4/23/2009	

Quote



412 ROUTE 59 • MONSEY, NY 10952

TEL: 845-352-8200 • FAX: 845-352-2700

4/23/2009

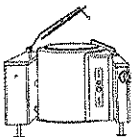
Project:

Mt Olive Correctional Center-WV

From:

Culinary Depot
 Frida Goldberg
 412 Route 59
 Monsey, NY 10952
 Phone: (845) 352-8200
 Fax: (845) 352-2700

Item	Qty	Description	Sell Each	Sell Total
1	1	ea STEAMER, CONVECTION, GAS, FLOOR MODEL Market Forge Industries Model No. ST-12-TGG Convection Steamer, gas, 2 compartment, 24" cabinet base, six 12 x 20 x 2-1/2" pan/compartment capacity, twin gas-fired generators w/individual electronic ignition system, 190,000 BTU	12,736.03	12,736.03
	1	ea Gas type to be specified		
	1	ea 120v/60/1-ph, 2 amps		
	1	ea 91-6852 Kleensteam, includes 2 yr. boiler warranty, 7CB5 cartridge, SS-10 scale inhibitor cartridge, (4) ScaleKleen 2.2 lb packets & dip tube	575.65	575.65
	1	ea Prison package	1,106.06	1,106.06
		Extended Total for Item No. 1:		\$14,417.74
2	2	ea TILTING KETTLE, GAS Market Forge Industries Model No. FT-60GL Kettle, tilting, gas, 60-gallon capacity, 2/3 steam jacket design, open leg base, all stainless steel exterior finish, 120,000 BTU	15,533.20	31,066.40
	2	ea Gas type to be specified		
	2	ea 120v/60-50/1ph, std.		
	2	ea 08-0011 Tangent Draw-Off Valve, 3", for tilting kettles (not available on modular kettles)	1,402.62	2,805.24
	2	ea 09-1125 Hinged Cover, for 60 gallon tilting kettle	1,132.49	2,264.98
	2	ea Prison package (Contact factory)	796.95	1,593.90
		Extended Total for Item No. 2:		\$37,730.52
3	1	ea INSTALL Custom Model No. INSTALL Deliver install new equipment & remove old equipment. work to be done after 6PM.	2,150.00	2,150.00
		Extended Total for Item No. 3:		\$2,150.00



Merchandise	54,298.26
Total	54,298.26

Acceptance: _____ Date: _____

Printed Name: _____



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
MOC26997

PAGE
1

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

RFQ COPY

TYPE NAME/ADDRESS HERE

*Chob Depot Inc.
41a Rt 59
monsey NY 10952*

RFQ COPY

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
04/17/2009				

BID OPENING DATE: 04/28/2009 BID OPENING TIME: 01:30PM

LINE	QUANTITY	UOP	UNIT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	2	EA		165-85		
<p>ADDENDUM #01</p> <p>THIS ADDENDUM IS ISSUED TO ADD THE PREVAILING WAGE RATE DUE TO THE THE REQUIREMENT "VENDOR MUST SECURE STEAMER THE FLOOR", PER THE BELOW; AND TO ADD THE REQUIREMENT "INSTALLATION MUST BE SCHEDULED AFTER DINNER, OR 6:00 PM, IN ORDER TO AVOID DISRUPTION IN THE MEAL PREPARATION. GAS HOOK UP WILL BE PERFORMED BY AGENCY STAFF.</p> <p>STEAM COOKERS</p> <p>EXHIBIT 5</p> <p>WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WITH THE BID. THE ENCLOSED DRUG-FREE WORKPLACE AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE 1D, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED DRUG-FREE WORKPLACE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID.</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 30 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: 845 352 8200 DATE: 4/30/09

TITLE: *Vice President* FEIN: 201125349 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 MOC26997	PAGES 2
ADDRESS OF CORRESPONDENCE TO ATTENTION OF JOHN ABBOTT 304-558-2544	

RFQ COPY
 TYPE NAME/ADDRESS HERE
 Chets Depot Inc.
 412 Rt 54
 Mansley NY 10952

DIVISION OF CORRECTIONS
 MOUNT OLIVE CORRECTIONAL
 CENTER
 ONE MOUNTAINSIDE WAY
 MT. OLIVE, WV
 25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	FCR	FREIGHT TERMS
04/17/2009				
BID OPENING DATE: 04/28/2009		BID OPENING TIME: 01:30PM		
LINE	QUANTITY	U/P	UNIT PRICE	AMOUNT
<p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR FAYETTE COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> <p>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>() BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</p>				
SEE REVERSE SIDE FOR TERMS AND CONDITIONS				
SIGNATURE <i>[Signature]</i>		TELEPHONE 815 352 8200		DATE 4/30/09
TITLE JP	FERN 201125349		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
MOC26997

PAGE
3

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

RFQ COPY
TYPE NAME/ADDRESS HERE
Chris Dept Inc
412 Rt 59
Monsey NY 10950

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/27/2009				

BID OPENING DATE	BID OPENING TIME
04/28/2009	01:30PM

LINE	QUANTITY	UOP	CAT. NO.	TRA NUMBER	UNIT PRICE	AMOUNT
<p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS</p> <p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM, GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF</p>						

SIGNATURE: *[Signature]* TELEPHONE: 845 352 8000 DATE: 4/30/09

TITLE: JP FEIN: 201125349 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
 MOC26997

PAGE
 4

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

RFQ COPY
 TYPE NAME/ADDRESS HERE
 Chefz Depot Inc
 412 Rt 59
 Mansay NY 10952

DIVISION OF CORRECTIONS
 MOUNT OLIVE CORRECTIONAL
 CENTER
 ONE MOUNTAINSIDE WAY
 MT. OLIVE, WV
 25185 304-442-7216

DATE PRINTED 04/17/2009	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE 04/28/2009				BID OPENING TIME 01:30PM

LINE	QUANTITY	UNIT	UNIT PRICE	AMOUNT
<p>DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p>				

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: 845 352 8200 DATE: 4/30/09

TITLE: VP FEIN: 201125349 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
 MOC26097

PAGE
 5

ADDRESS TO CORRESPONDENCE (AS MENTIONED)
 JOHN ABBOTT
 304-558-2544

RFQ COPY
 TYPE NAME/ADDRESS HERE
 Chels Depot Inc.
 412 Rt 59
 Mansary NY 10952

DIVISION OF CORRECTIONS
 MOUNT OLIVE CORRECTIONAL
 CENTER
 ONE MOUNTAINSIDE WAY
 MT. OLIVE, WV
 25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	RFQ#	FREIGHT TERMS
04/17/2009				

LINE	QUANTITY	UOM	UNIT PRICE	AMOUNT
------	----------	-----	------------	--------

BID OPENING DATE: 04/28/2009
 BID OPENING TIME: 01:30PM

(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.

(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID OPENING DATE.

(3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.

REV. 11/96

EXHIBIT 10

ADDENDUM ACKNOWLEDGEMENT

I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.

ADDENDUM NOS. 1, 2, 3

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: 845 352 8000 DATE: 4/30/09

TITLE: VP FEIN: 201125349 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
MOC26997

PAGE
6

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN ABBOTT
304-558-7544

RFQ COPY

TYPE NAME/ADDRESS HERE

*Chefs Dept Inc
412 Rt 59
Mousey W 25152*

RFQ COPY

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/17/2009				
BID OPENING DATE: 04/28/2009		BID OPENING TIME: 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
------	----------	-----	--------	-------------	------------	--------

NO. 1		✓	R2			
NO. 2		✓	R2			
NO. 3		✓	R2			
NO. 4						
NO. 5						

I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.

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.

.....SIGNATURE

Chefs Dept Inc

.....COMPANY

4/30/09

.....DATE

REV. 11/96

APPLICABLE LAW

THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>John Abbott</i>	TELEPHONE 845 352-8000	DATE 4/30/09
TITLE VP	FERN 20125349	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
MOC26997

PAGE
7

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

RFQ DETAILS

RFQ COPY
TYPE NAME/ADDRESS HERE

*Ches Dept Inc.
412 Rt 59
Mansay NY 10958*

RFQ COMMENTS

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	OFFER TERMS
04/17/2009				

BID OPENING DATE: 04/28/2009 BID OPENING TIME: 01:30PM

LINE	QUANTITY	UOP	CA/NO	ITEM NUMBER	UNIT PRICE	AMOUNT
DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.						
***** THIS IS THE END OF RFQ MOC26997 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *[Signature]* TELEPHONE 815 350 8200 DATE 4/30/09

TITLE VP FEIN 201125349 ADDRESS CHANGES TO BE NOTED ABOVE

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



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

Quotation

MOC26997

1

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

RFQ COPY

ATTN: RIVA
CULINARY DEPOT
412 ROUTE 59
MONSEY NY 10952

SHIP TO

DIVISION OF CORRECTIONS
MOUNT OLIVE CORRECTIONAL
CENTER
ONE MOUNTAINSIDE WAY
MT. OLIVE, WV
25185 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/23/2009				

BID OPENING DATE: 05/05/2009 BID OPENING TIME: 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
ADDENDUM #02						
THIS ADDENDUM IS ISSUED TO CHANGE THE QUANTITY REQUIRED FOR THIS REQUEST FOR QUOTATION; AND TO EXTEND THE BID OPENING FROM 4/28/2009 TO 5/5/2009; 1:30 PM						
VENDORS SHALL QUOTE TWO (2) TILTING KETTLES AND ONE (1) DOUBLE STACK STEAMER, PER THE REVISED ATTACHED BID FORM.						
0001				165-85		
				STEAM COOKERS		
***** THIS IS THE END OF RFQ MOC26997 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
	845 352 8200	4/30/09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
VP	201125349	

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: MOC26997

PAGE 1

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

VENDOR

RFQ COPY
 ATTN: RIVA
 CULINARY DEPOT
 412 ROUTE 59
 MONSEY NY 10952

SHIP TO

DIVISION OF CORRECTIONS
 MOUNT OLIVE CORRECTIONAL
 CENTER
 ONE MOUNTAINSIDE WAY
 MT. OLIVE, WV
 25185
 304-442-7216

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
04/24/2009				

BID OPENING DATE	05/05/2009	BID OPENING TIME	01:30PM			
LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT

ADDENDUM #03						
THIS ADDENDUM IS ISSUED TO ADD THE DRUG FREE COMPLIANCE AFFIDAVIT, WHICH IS REQUIRED WITH THE BID. FAILURE TO RETURN THIS EXECUTED FORM WITH YOUR BID IS AUTOMATIC DISQUALIFICATION.						
ATTACHMENT: DRUG FREE COMPLIANCE AFFIDAVIT						
1001				165-85		
STEAM COOKERS						

***** THIS IS THE END OF RFQ MOC26997 ***** TOTAL:

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
	845 352 8000	4/30/09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
VP	201125349	

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

BID BOND

(Public Work)

Know all by these presents, That we, CHEF'S DEPOT, INC. DBA CULINARY DEPOT, 412 Route 59, Monsey, New York 10952 as Principal, and PLATTE RIVER INSURANCE COMPANY, 115 Glastonbury Boulevard, Glastonbury, Connecticut 06033, as Surety, are held and firmly bound unto State of West Virginia, Dept. of Administration, Purchasing Division, 2019 Washington Street East, Charleston, WV 25305, Obligee, in the sum of FIVE PERCENT OF PRINCIPAL'S CONTRACT BID AMOUNT Dollars, (5%) for the payment of which we bind ourselves, and our successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, Principal has submitted or is about to submit a bid to the Obligee on a contract for provide food service equipment – 2 tilting kettles and 1 double stack steamer (“Project”).

NOW, THEREFORE, the condition of this bond is that if the Obligee accepts Principal's bid, and Principal enters into a contract with the Obligee in conformance with the terms of the bid and provides such bond or bonds as may be specified in the bidding or contract documents, then this obligation shall be void; otherwise the Principal and Surety will pay to the Obligee the difference between the amount of the Principal's bid and the amount for which the Obligee shall in good faith contract with another person or entity to perform the work covered by the Principal's bid, but in no event shall the Surety's and Principal's liability exceed the penal sum of this bond.

Signed and sealed this 4th day of May, 2009.

CHEF'S DEPOT, INC.
DBA CULINARY DEPOT _____ (Seal)
Principal

By:  _____

PLATTE RIVER INSURANCE COMPANY

By:  _____
Jeffrey W. Price, Attorney-in-Fact

Firm Acknowledgment

State of NY }
County of Rockland } ss:

JENNIFER M HANDELSMAN
NOTARY PUBLIC STATE OF NEW YORK
LIC # 01H4618882
COMMISSION EXPIRES SEPTEMBER 22, 2012

On this 4th day of May, 2009, before me personally came Bouch Lichter to me known and who being by me duly sworn, did depose and say that he is the sales manager of Chef's Dept the corporation described in and which executed the above instrument; that he knows the seal of said corporation, that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his/her name thereto by like order.

My commission expires 9/22/2012 J Handelsman
Notary Public

Surety Acknowledgment

State of New York }
County of Nassau } ss:

On this 4th day of May, 2009, before me personally came Jeffrey W. Price to me known, who, being by me duly sworn, did depose and say that he/she is an attorney-in-fact of Platte River Insurance Company the corporation described in and which executed the within instrument; that he knows the corporate seal of said corporation; that the seal affixed to the within instrument is such corporate seal, and that he signed the said instrument and affixed the said seal as Attorney-in-Fact by authority of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof.

My commission expires _____ J Zaso
Notary Public

JOSEPH ZASO
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01ZAG012980
QUALIFIED IN NASSAU COUNTY
COMMISSION EXPIRES 9/08/ 10

PLATTE RIVER INSURANCE COMPANY
BALANCE SHEET
12/31/08

Admitted Assets

2008

Cash and invested assets:	
Bonds	\$ 110,039,705
Common stocks	6,649,190
Cash, cash equivalents and short-term investments	31,453,739
Other invested assets	1,983,376
Total cash and invested assets	150,126,010
Investment income due and accrued	1,062,589
Uncollected premiums and agents' balances in course of collection	660,458
Deferred premiums, agents' balances and installments booked but deferred and not yet due	3,035,251
Current federal and foreign income tax recoverable and interest thereon	956,781
Net deferred tax asset	2,154,246
Receivables from parent, subsidiaries and affiliates	202
Other admitted assets	146,604
Total admitted assets	\$ 158,142,141

Liabilities and Surplus as Regards Policyholders

Liabilities:	
Losses	\$ 21,840,765
Reinsurance payable on paid losses and loss adjustment expenses	446,844
Loss adjustment expenses	4,194,456
Commissions payable, contingent commissions and other similar charges	746,746
Other expenses (excluding taxes, licenses and fees)	1,249,072
Taxes, licenses and fees (excluding federal and foreign income taxes)	186,643
Unearned Premiums	12,455,243
Ceded reinsurance premiums payable (net of ceding commissions)	3,458,677
Funds held by company under reinsurance treaties	28,708,556
Amounts withheld or retained by company for account of others	50,686,098
Remittances and items not allocated	94
Payable to parent, subsidiaries and affiliates	4,426,327
Other liabilities	20,137
Total liabilities	128,419,659
Surplus as regards policyholders:	
Common capital stock	4,800,000
Gross paid in and contributed surplus	30,739,907
Unassigned funds (surplus)	(5,817,425)
Surplus as regards policyholders	29,722,482
Total liabilities and capital and surplus	\$ 158,142,141

I, David Pauly, CEO of Platte River Insurance Company do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true statutory Statement of Admitted Assets and Liabilities, Capital and Surplus of the Operation at December 31st, 2008, prepared in conformity with the accounting practices prescribed by the Insurance Department of the State of Nebraska. IN WITNESS WHEREOF, I have set my hand and affixed the seal of the Corporation at Madison, Wisconsin.

David Pauly

David Pauly
CEO

PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY

41163365

KNOW ALL MEN BY THESE PRESENTS, That the PLATTE RIVER INSURANCE COMPANY, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

-----ELENA LUCCI, JEFFREY W PRICE, MARY ANNA PRICE, RACHEL PRICE-----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

----- ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED: \$2,500,000.00-----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PLATTE RIVER INSURANCE COMPANY at a meeting duly called and held on the 8th day of January, 2002.

“RESOLVED, that the President, and Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the Corporation; the signature of such officers and the seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time.”

IN WITNESS WHEREOF, the PLATTE RIVER INSURANCE COMPANY has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of January, 2007.

Attest:

PLATTE RIVER INSURANCE COMPANY

David F. Pauly

David F. Pauly
Chairman & CEO

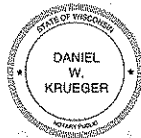


James J. McIntyre

James J. McIntyre
President

STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

On the 1st day of January, 2007 before me personally came James J. McIntyre, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Dane, State of Wisconsin; that he is President of PLATTE RIVER INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



Daniel W. Krueger

Daniel W. Krueger
Notary Public, Dane Co., WI
My Commission Is Permanent

STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

CERTIFICATE

I, the undersigned, duly elected to the office stated below, now the incumbent in PLATTE RIVER INSURANCE COMPANY, a Nebraska Corporation, authorized to make this certificate, DO HEREBY CERTIFY that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 4 day of MAY, 2009



Alan S. Ogilvie

Alan S. Ogilvie
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL 800-475-4450.



State of West Virginia
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT
West Virginia Code §21-1D-5

STATE OF New York

COUNTY OF Rockland, TO-WIT:

I, Riva Tucker, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Chefs Depot Inc.; and,
(Company Name)
- 2. I do hereby attest that Chefs Depot Inc.
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D-5**.

The above statements are sworn to under the penalty of perjury.

Chefs Depot Inc.
(Company Name)

By: [Signature]

Title: Vice President

Date: 4/30/09

Taken, subscribed and sworn to before me this 30th day of April.

By Commission expires 9/22/2012

(Seal)



[Signature]
(Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

Rev. 09/08

State of West Virginia

RFQ NO. MOC26997 6

N/A

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.

N/A

- 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: Chels Dept Inc / Riva Zucker Signed: [Signature]

Date: 4/30/09 Title: Vice President

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

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:

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

ANTITRUST:

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

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

LICENSING:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in <http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf>.

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

Vendor's Name: Riva Zucker
Authorized Signature: [Signature] Date: 4/30/09