

VENDOR

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

Request for Quotation

SH-P

5

REQ NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF
--

JO ANN ADKINS 304-558-8802

ALL STATE AGENCIES AND POLITICAL SUBDIVISIONS VARIOUS LOCALES AS INDICATED BY ORDER

\*903103920 304-965-6838 J L BRANNON INC PO BOX 870

PINCH WV 25156-0870

DATE PRINT	TED .	TEF	MS OF SALI		SHIP	VIA	F.(	O.B		FREIGHT TERMS
04/29/ BID OPENING DATE:						* * * * * * * * * * * * * * * * * * *	225117112			7.001
	6810616181818181818	05/19/		CAT			<u>OPENING</u>		01	:30PM
LINE	QUAN	NTITY	UOP	NO.	ITEM NU	MBER	UNI	TPRICE		AMOUNT
• •	AUTOMO WV STA VENDOR TO ENT OF FUE WWW.ST BIDDER	TIVE G TE AGE S SHAL ER THE LTT011 ATE.WV S ARE	-END S ASOLI NCIES L USE IR QUO PRIC .US/AI REQUES	STATE NE AN AND THE DTATI ING P DMIN/ STED	T FOR QUE WIDE CON' D FUEL B' POLITICAL ATTACHED ON. AN I AGE CAN I PURCHASE THAT IN A	TRACT TO Y TANK T SUBDIV "FUELTT ELECTRON BE FOUND NEWBUL. ADDITION	RUCK FOR ISIONS. 011 PRIC IC VERIS AT: HTM TO THE	CING PA SON	GE"	
	SUBMIT THE EL THE EL BID SH	TED WI ECTRON ECTRON ALL PR	TH THE IC CO IC BII EVAIL	EIR B PY. D COP	ID. BIDI IN THE E' Y DO NOT	DERS SHA VENT THE MATCH,	LL NOT E PAPER E THE PAPE	-MAIL BID AND		
	ATTACH	MENTS	то тн	IS RE	QUEST FOI	R QUOTAT	ION:		į	
	2. FUE 3. WV 4. PUR	LTT011 Map di Chasin	PRIC VIDED G AFF	ING P BY R IDAVI	TIONS, 9 AGE, 1 PA EGIONS/D T FERENCE	AGE				ECEIVED
	D. KES	TNEN	VENDU	T PKE	PERENCE				2010	MAY 14 PM 2: 14
										V PUNCHISING DINGCH
0001	FUELS	1	LS		405-15					
SIGNATURE TO Y		<b>\</b>		SEE RE	VERSE SIDE FOR			. 6	DATE	
THE SON	<u> </u>	<i>)</i>	-100			309-9	65-683	SS [	<u> 3</u>	-13-10
TRESZOWY	<u> </u>	FI	S 05	SB 36	26		ADI	DRESS CHAI	NGES	TO BE NOTED ABOVE

## 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. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125 fee.
- 4. 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.
- 5. Payment may only be made after the delivery and acceptance of goods or services.
- 6. Interest may be paid for late payment in accordance with the West Virginia Code.
- 7. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 10. The laws of the State of West Virginia and the Legislative Rules of the Purchasing Division shall govern the purchasing process.
- 11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 12. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
- 13. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and 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.
- 14. 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.
- 15. 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, and the West Virginia Insurance Commission. 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.
- 16. 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 material, 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.

#### **INSTRUCTIONS TO BIDDERS**

- 1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
- 2. 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. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 4. 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
- 5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



MODZMA

RSJOON

**\*903103920** 

PO BOX 870

PINCH WV

J L BRANNON INC

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

25156-0870

304-965-6838

#### Request for Quotation

RFQ NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF

JO ANN ADKINS 304-558-8802

P Ţ ALL STATE AGENCIES AND POLITICAL SUBDIVISIONS VARIOUS LOCALES AS INDICATED BY ORDER

DATE 5-13-

ADDRESS CHANGES TO BE NOTED ABOVE

FOB. FREIGHT TERMS TERMS OF SALE SHIP VIA DATE PRINTED 04/29/2010 **BID OPENING DATE:** BID OPENING TIME 01:30PM 05/19/2010 CAT. AMOUNT UNIT PRICE LINE QUANTITY UOP ITEM NUMBER EXHIBIT 3 LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF SIX (6) MONTHS OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE THE "REASONABLE TIME" PERIOD SHALL ORIGINAL CONTRACT. DURING THIS "REASONABLE NOT EXCEED TWELVE (12) MONTHS. 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) SIX (6) MONTH 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. 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 TMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN
SEE REVERSE SIDE FOR TERMS AND CONDITIONS

-028-3826 WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

T364-965-6938



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

# Request for Quotation

0±-₽

Ţ

RFQ NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF

JO ANN ADKINS 304-558-8802

\*903103920 304-965-6838 J L BRANNON INC PO BOX 870

PINCH WV 25156-0870

DATE PRIN	TED TE	RMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
04/29/ BID OPENING DATE:		/OO 1 O		ODENTHO TIME A	1.7004
883888888888888888888888888888888888888					1:30PM
LINE	QUANTITY	UOP NO.	ITEM NUMBER	UNITPRICE	AMOUNT
		3	NOT LIMITED TO D CIPATED INCREASE		
	APPROXIMATION THE STATE SETHAT THE COLORDERED FOR	NS ONLY, B ENDING UNI TRACT SHAL DELIVERY D	LISTED IN THE RASED ON ESTIMATE T. IT IS UNDERS L COVER THE QUAN URING THE TERM O HAN THE QUANTITI	S SUPPLIED BY TOOD AND AGREED TITIES ACTUALLY F THE CONTRACT,	
	WRITTEN STATHE VENDOR FOR THE ORIGINAL VENDOR AS AL	E CONTRACT OR COMMODI COPY OF T JTHORIZATIO IE PURCHASI	ENDING UNIT(S) S ORDER (FORM NUM TIES COVERED BY HE WV-39 SHALL B N FOR SHIPMENT, NG DIVISION, AND NG UNIT.	BER WV-39) TO THIS CONTRACT. E MAILED TO THE A SECOND COPY	
	FOR BANKRUP	CY PROTECT L AND VOID	ENT THE VENDOR/C ION, THE STATE M , AND TERMINATE	AY DEEM THE	
	SHALL SUPERS CONDITIONS N DOCUMENTS SI	SEDE ANY AN WHICH MAY A JCH AS PRIC DR MAINTENA	NS CONTAINED IN D ALL SUBSEQUENT PPEAR ON ANY ATT E LISTS, ORDER F NCE AGREEMENTS, AS CD-ROM.	TERMS AND ACHED PRINTED ORMS, SALES	
	REV. 05/26/2	009			
	EXHIBIT 4				
THE STATE OF THE S	I.	SEERE	] VERSE SIDE FOR TERMS AND COI	L NDITIONS	
SAMORAN V			TESTY 9	(5-6838 PAT	5-13-10
PRISIDENT		35 058			ES TO BE NOTED ABOVE
· Landerson E. LA	-	<u> </u>			



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

T O

FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF

JO ANN ADKINS 304-558-8802

304-965-6838 **\*903103920** J L BRANNON INC PO BOX 870

PINCH WV 25156-0870

DATE PRINT	ΈD	TER	MS OF SAL	£		SHIP V	i <b>A</b>		F.O.	В		FREIGHTTERMS
04/29/	2010				·····	*******		1			1	
BID OPENING DATE:		05/19/	2010				BID	OPEN	ING 7	TIME	01	:30PM
LINE	QUA	NTITY	UOP	CAT NO		ITEM NUN	/BER		UNIT	PRICE		AMOUNT
	LOCAL	GOVERN	MENT	BODIE	S:	UNLE	SS THE	VEND	OR IN	NDICAT	ES	
	t e	FUSAL	i 1					Į.			ŧ	
	AND CO	OITION	NS OF	THE	BID	то со	UNTY, S	сноо	L, Mi	JNICIP	AL	
	AND OT	THER LO	CAL G	OVERN	MENT	BODI	ES, THE	BIE	SHAL	L EXT	END	
	TO POL	ITICAL	SUBD	IVISI	ONS	OF TH	E STATE	OF	WEST			
	VIRGIN	IIA. I	F THE	VEND	OR D	OES N	OT WISH	1 TO	EXTEN	ND THE		
	PRICES	, TERM	S, AN	D CON	DITI	ONS O	F THE	BID T	O ALI	<b>.</b>		
	POLITI	CAL SU	BDIVI	SIONS	OF	THE S	TATE,	THE V	ENDOF	R MUST		
	CLEARL	Y INDI	CATE	SUCH	REFU	SAL I	N HIS I	B ID.	SUC	1 REFU	SAL	
	SHALL Manner	NOT PR	EJUDI	CE TH	E AW	ARD O	F THIS	CONT	RACT	IN AN	Y	
	REV. 3	3/88						**************************************			***************************************	
	EXHIBI	T 10						W. ( )				
						REQUI	SITION	NO.:			• •	
	ADDENE	DUM ACK	NOWLE	DGEME	NT						***	
SCHOOL STATE OF SCHOOL STATE O	ADDENI	BY ACK DUM(S) SAL, PL	AND H	AVE M	ADE	THE N	ECESSAI	RY RE	VISI		3	
	ADDENE	OUM NO.	's:									
	ND. 1		• •									
	NO. 2		• •			•						
**************************************	NO. 3		• •									
	ND. 4	• • • • •	• •									
1000	NO. 5		• •					-				
	<b>Y</b>			SEE RE	VERSES	IDE FOR T	ERMS AND CO					
ALCONO.							1359 9 g	55.68	238		DATE	5-13-10
THE RESTORT	1	FI	No.	000	136	56			ADDI	RESS CHA	NGES	TO BE NOTED ABOVE



VEZDOR

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

304-965-6838

Request for Quotation

SH-P

Ţ

RFO NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF

304-558-8802

JO ANN ADKINS

\*903103920 J L BRANNON INC PO BOX 870

PINCH WV 25156-0870

DATE PRINTI	ED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
04/29/2	2010				
BID OPENING DATE:		05/19/2010	BID	OPENING TIME 01	:30PM
LINE	QUA	NTITY UOP CAT.	ITEM NUMBER	UNITPRICE	AMOUNT
	ADDEND VENDOR REPRES DRAL D AND AN INFORM	NUM(S) MAY BE CASE MUST CLEARLY LEGENTATION MADE CONSCION HELD BY STATE PERSONNIATION ISSUED IN	J Si	Y VERBAL ADE DURING ANY REPRESENTATIVES ONLY THE D TO THE IS BINDING.  GNATURE MPANY  13-10	
1		THIS ADDENDUM A	ACKNOWLEDGEMENT SH	OULD BE SUBMITTED	
	PURCHA CURREN IS ISS MUST A CARD F	ITLY UTILIZES A SUED THROUGH A P ACCEPT THE STATE	OF WEST VIRGINIA	ARD PROGRAM WHICH FUL VENDOR VISA PURCHASING	I :
	)	SEE	REVERSE SIDE FOR TERMS AND COM	NDITIONS	
(SIMPLE BEACH STATE OF THE SECOND STATE OF THE		·	TEBRUNE 9/	5.6838 PATS	7-/3-/()
PERSTONIV		55-05E	3656		TO BE NOTED ABOVE



MODERA

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

Request for Quotation

SHIP

RFQ NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF:

304-558-8802

JO ANN ADKINS

**\*903103920** J L BRANNON INC

304-965-6838

PO BOX 870

PINCH WV 25156-0870 ALL STATE AGENCIES AND POLITICAL SUBDIVISIONS VARIOUS LOCALES AS INDICATED BY ORDER

DATE PRINT	ED TE	RMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
04/29/					
BID OPENING DATE:					L:30PM
LINE	QUANTITY	UOP NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	DEPART PURCHA BUILDI 2019 W	D MUST BE S MENT OF ADM SING DIVISI NG 15	TREET, EAST		
	ł	1 1	THIS INFORMATIO D MAY NOT BE CON	N ON THE FACE OF SIDERED:	
	BUYER:			FILE 42	
	RFQ. NO.:			FUELTT011	
	BID OPENING	DATE:		05/19/2010	
	BID OPENING	TIME:		1:30 PM	
	PLEASE PROV TO CONTACT	IDE A FAX N YOU REGARD! 304-0	NUMBER IN CASE IT NG YOUR BID:	IS NECESSARY	
AAA	CONTACT PER		PRINT CLEARLY):		RANNON
	$\bigcirc$	SEEKL		NOTIONS DATE	5-13-10
PRESIDENT	Section 1.	85-058			S TO BE NOTED ABOVE

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



MODZEA

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

# Request for Quotation

SH-P

T O

RFQ NUMBER FUELTT011

ADDRESS CORRESPONDENCE TO ATTENTION OF:

JO ANN ADKINS

304-558-8802

\*903103920 304-965-6838 J L BRANNON INC PO BOX 870

PINCH WV 25156-0870

DATE PRINT	ED	TER	MS OF SAL	<b>E</b>	SHIP	VIA	F	OB:	FREIGHT TERMS
04/29/2010			·						
BID OPENING DATE:		05/19/	2010	raya raya misasa s	กระทำอาการตัวสิทธิภาพที่สารที่สารที่	BID	<u>OPENING</u>	TIME 0	1:30PM
LINE	QUAI	YTITY	UOP	CAT. NO:	ITEM NU	JMBER	UNI	TPRICE	AMOUNT
	_								
						•			
									***
	*								
	*****	титс	тет	HE EN	n of Reo	FUELTT	n11 ***:	*** TOTAL	•
	****	11117	13 1	11L L.IN	טר אוע	I ULLI I	UII XXX	AAA IOIAL	•
							•		
									***
									V A A A A A A A A A A A A A A A A A A A
							,		
									The state of the s
					,				
				,					
						٠			41 14 14 14
									Wall of Workshoper
1000			***************************************						
	<u> </u>			SEE RE	VERSE SIDE FOR	TERMS AND CO		150-	
UNE SPACE						359 90	45-683	S DATE	5-13-10
PRESTORE		F	N 7	5 <u>58</u> ~	36TL		77 1		ES TO BE NOTED ABOVE
1 KE = 2 DEV	<u> </u>	1,				ADDDECC	IN CDACE /	ADOME LADE	ED 'VENDOD'

### FUELTTO11 VENDOR QUOTE SHEET

DOR:		Six Month's ESTIMATED	T/T Markup Bid	Potential Terminal Locations fuel will be pulled from
	FUEL TYPE	NEEDS (gals.)	per Gallon	
DISTRICT		201,000		37779
MAC	Unleaded Gasoline/E 10	170,000		1
ONE	No. 2 Diesei	50,000		1
	No. 2 Diesel w/ Winter add.	25,000		1 <u> </u>
	BioDiesel B5	·		
	BioDiesel 85 w/Winter add.	25,000	75 75 75 75 75	
	1	214,000	7335	AKY CWV
TWO	Unleaded Gasoline/E 10	120,000	,1645	
	No. 2 Diesel	33,000		_]
	No. 2 Diesel w/ Winter add.	16,000	77 7	
	BioDiesel B5	16,000		A 444 A 64 THE STATE OF THE STA
	BioDiesel B5 w/Winter add.	10,000	100000000000000000000000000000000000000	
	1	166,000	) [	
THREE	Unleaded Gasoline/E 10	181,000	) [	_ 1
	No. 2 Diesel	63,00		
	No. 2 Diesel w/ Winter add.	31,00		
ŧ.	BloDiesel 85	31,00		
	BioDiesel B5 w/Winter add.	51,00		
	1	243,00	0	<u>-</u> -∤ . <b>\</b>
FOUR	Unleaded Gasoline/E 10	245,00	0	
	No. 2 Diesel	87,00	00 [	
•	No. 2 Diesel w/ Winter add.	43,00	00	
	BioDiesel B5	43,00	00	
	BioDiesel 85 w/Winter add.		69:40:90 (BEAUTIE	70-97- (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)
	10	167,0	00	
FIVE	Unleaded Gasoline/E 10	143,0	00	<u> </u>
	No. 2 Diesel	55,0		
	No. 2 Diesel w/ Winter add.	27,0		
	BioDiesel B5 BioDiesel B5 w/Winter add.	27,0	00	
•	No, 2 Heating**	25,5	100	
		127,0	000	
SIX	Unleaded Gasoline/E 10	110,0		
	No. 2 Diesei	52,	000	
	No. 2 Diesel w/ Winter add.		000	
	BioDiesel B5 BioDiesel B5 w/Winter add.	26,	000	
		207,	000	
SEVEN	Unleaded Gasoline/E 10	184		
1	No. 2 Diesei		.000	
1	No. 2 Diesel w/ Winter add.	49	,000	
1	BioDiesel 85	49	,000	
1	BioDiesel B5 w/Winter add.	1	000	Company of the Compan
FICUT	Unleaded Gasoline/E 10		,000	
EIGHT	No 2 Diesel		3,000	
1	No. 2 Diesel w/ Winter add.		,000	
1	BinDiesel 85		9,000	
1	BioDlesel BS w/Winter add.	1	2,000	
1	No. 1 Heating/Kerosene**		0,000	
1	No. 2 Heating**		3,000	TO SERVICE STATE OF THE PROPERTY OF THE PROPER
NINE	Unleaded Gasoline/E 10		0,000	
I MARAGE	No. 2 Diesel		5,000	
1	No. 2 Diesel w/ Winter add.		7,000	
	BioDiesel 85		17,000	
1	BioDiesel 85 w/Winter add.		20,000	
	No. 2 Heating**		25.56.500,400,50	
1	Land Coroline/F 10		14,000	
. TEN	Unleaded Gasoline/E 10		45,000	
1	No. 2 Diesel No. 2 Diesel w/ Winter add.		68,000	
1	BioDlesel 85		34,000	
1	BioDiesel B5 w/Winter add.	1	34,000	

	BioDiesel B5 W/Winter add.
N.	Alnimum gallonage for T/T delivery: 8500
P	ble to split deliveries between multiple locations? YESNO
١	a streetions within 20 mile proximity:
	Fee Amount For: T/T delivery for 4 locations within 30 mile proximity (upcharge): \$ 500, Semergency Delivery Fee (upcharge): \$ 350, Semergency Delivery Fee (upcharge): \$
١	Emergency Delivery Fee (upcharge): 5
Į	I ELWINAI MODIEVIACIONS
١	Fairfax, VA - FVA

Altoona, PA - APA

Fairfax, VA - FVA



May 13, 2010

State of West Virginia Department of Administration Purchasing Division 2019 Washington Street East Charleston, WV 25305

JoAnn Adkins Buyer Supervisor

Re: Equipment List

2006 - Volvo Tractor	1996 Fruehauf Trailer	9200 Gallon
	1986 Fruehauf Trailer	

2008 – Volvo Tank Truck	4200 Gallon
2005 – Volvo Tank Truck	4400 Gallon
1995 – GMC Top Kick	2500 Gallon

hn L Brannon, President

**JL** Brannon, Inc. 304-965-6838

### 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 continuously or
	ing the date of this certification; <b>or</b> , 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; <b>or</b> , 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; <b>or</b> ,
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.
requirer against or dedu	understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the ments for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty such Bidder in an amount not to exceed 5% of the bid amount and that such penalty will be paid to the contracting agency octed from any unpaid balance on the contract or purchase order.
authoriz the requ deeme	mission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and test the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid uired business taxes, provided that such information does not contain the amounts of taxes paid nor any other information d by the Tax Commissioner to be confidential.
and ac	penalty of law for false swearing (West Virginia Code, §61-5-3), Bidder hereby certifies that this certificate is true curate in all respects; and that if a contract is issued to Bidder and if anything contained within this certificate es during the term of the contract, Bidder will notify the Purchasing Mivision in writing immediately.
Bidder	J. L. BRANNOU Inc. Signed JAMES Signed
Date:	5-13-10Title: + DESTDEWT

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

REQ No. FLIELTI OI

## STATE OF WEST VIRGINIA Purchasing Division

#### **PURCHASING AFFIDAVIT**

West Virginia Code §5A-3-10a states: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount greater than one thousand dollars in the aggregate.

#### **DEFINITIONS:**

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

**EXCEPTION:** The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

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.

/ITNESS THE FOLLOWING SIGNATURE
endor's Name: The BRANNON TIC!
uthorized Signature Date: 5-13-10
tate of
ounty of Kanawha, to-wit:
aken, subscribed, and sworn to before me this $13$ day of $100$ $100$ $100$ $100$ $100$ $100$
y Commission expires May 17 , 20
FFIX SEAL HERE NOTARY PUBLIC NOTARY PUBLIC
NOTAL STATE OF WEST IOHN MATTHEW DEAVE 35 LAKEVIEW DRIVE
Ovietik, WV 25071 Purchasing Affidavit (Revised 12/15/09) Ovolves May 17, 2010