



WATER HEATER DISTRIBUTORS

3219 Liberty Ave.

Pittsburgh, Pa 15201

Phone 412-471-6984 FAX 412-471-6986

Buyer: Krista Ferrell – File 21

RFQ No: GSD106409

Bid Opening Date: 09/17/2009

Bid Opening Time: 1:30 PM

Total of 11 pages including this cover sheet.

RECEIVED
2009 SEP 16 A 11: 15
PURCHASING DIVISION
STATE OF WV



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
GSD106409

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
KRISTA FERRELL 304-558-2596

RFQ COPY
 TYPE NAME/ADDRESS HERE

Water Heater Distributors, LLP
 3219 Liberty Ave
 Pittsburgh PA 15201

DEPARTMENT OF ADMINISTRATION
 GENERAL SERVICES DIVISION
 BUILDING ONE ROOM MB12
 1900 KANAWHA BOULEVARD EAST
 CHARLESTON WV 25305 304-558-2317

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/17/2009	Net 30 Days	Best Way	Freight Allowed	Freight Allowed
BID OPENING DATE: 09/17/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		820-36		
HOT & COLD STEAM COILS, AS SPECIFIED						
REQUEST FOR QUOTATION (RFQ) OPEN END CONTRACT						
THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF GENERAL SERVICES IS SOLICITING BIDS FOR AN OPEN END CONTRACT TO PROVIDE HOT AND COLD STEAM COILS PER THE ATTACHED SPECIFICATIONS.						
TECHNICAL QUESTIONS CONCERNING THIS SOLICITATION MUST BE SUBMITTED IN WRITING TO KRISTA FERRELL IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA MAIL AT THE ADDRESS SHOWN IN THE BODY OF THIS RFQ, VIA FAX AT 304-558-4115, OR VIA EMAIL AT KRISTA.S.FERRELL@WV.GOV. DEADLINE FOR ALL TECHNICAL QUESTIONS IS 09/03/2009 AT THE CLOSE OF BUSINESS. ALL TECHNICAL QUESTIONS RECEIVED, IF ANY, WILL BE ANSWERED BY ADDENDUM AFTER THE DEADLINE HAS LAPSED.						
QUESTIONS CONCERNING THE PROCESS BY WHICH A VENDOR MAY SUBMIT A BID TO THE STATE OF WEST VIRGINIA ARE NOT CONSIDERED TO BE TECHNICAL QUESTIONS AND MAY BE SUBMITTED AT ANY TIME PRIOR TO THE BID OPENING AND IN ANY FORMAT.						
FAX 304-558-3970						
EXHIBIT 10						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE <i>W. H. ...</i>	TELEPHONE 412-471-6984	DATE 9/16/09
TITLE PTR	FEIN 25-1827695	ADDRESS CHANGES TO BE NOTED ABOVE

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



State of West Virginia
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**Request for
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2

ADDRESS CORRESPONDENCE TO ATTENTION OF
**KRISTA FERRELL
 304-558-2596**

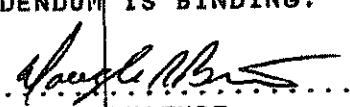
PROPOSITOR

RFQ COPY
 TYPE NAME/ADDRESS HERE
*Water Heater Distributors
 3219 Liberty Ave
 Pittsburgh PA 15201*

SHIP TO


DEPARTMENT OF ADMINISTRATION
 GENERAL SERVICES DIVISION
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08/17/2009				
BID OPENING DATE: 09/17/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	QTY NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
REQUISITION NO.:						
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 NO.'S:						
NO. 1						
NO. 2						
NO. 3						
NO. 4						
NO. 5						
I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF 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						

NONE

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE	DATE 9/16/09
TITLE	PEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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 304-558-2596**

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*Water Heater Distributors LLP
 3219 Liberty Ave
 Pittsburgh PA 15201*

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DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/17/2009				

BID OPENING DATE: **09/17/2009** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				COMPANY <i>Water Heater Distributors</i> DATE <i>9/16/09</i>		
						REV. 11/96
						EXHIBIT 3
						LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AWARD AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.
						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 SERVICE

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *[Signature]* TELEPHONE _____ DATE *9/16/09*

TITLE _____ FEIN _____ ADDRESS CHANGES TO BE NOTED ABOVE

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PAGE:
4

ADDRESS CORRESPONDENCE TO ATTENTION OF:
**KRISTA FERRELL
 304-558-2596**

RFQ COPY
 TYPE NAME/ADDRESS HERE
*Water Heater Distributors LLC
 3219 Liberty Ave
 Pittsburgh PA 15201*

DEPARTMENT OF ADMINISTRATION
 GENERAL SERVICES DIVISION
 BUILDING ONE ROOM MB12
 1900 KANAWHA BOULEVARD EAST
 CHARLESTON WV 25305 304-558-2317

DATE PRINTED 08/17/2009	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
BID OPENING DATE: 09/17/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME 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, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT 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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: DATE: **9/16/09**

TITLE: FEIN: ADDRESS CHANGES TO BE NOTED ABOVE

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Request for Quotation

RFQ NUMBER
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PAGE
5

ADDRESS/CORRESPONDENCE/ATTENTION OF
**KRISTA FERRELL
 304-558-2596**

RFQ COPY
 TYPE NAME/ADDRESS HERE

*Water Heater Distributors LLP
 3219 Liberty Ave
 Pittsburgh PA 15201*

DEPARTMENT OF ADMINISTRATION
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BID OPENING DATE: **09/17/2009** BID OPENING TIME **01:30PM**

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				AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM. REV. 05/26/2009 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 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 A SIGNED BID MUST BE SUBMITTED TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Naughton</i>	TELEPHONE	DATE 9/16/09
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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 Department of Administration
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PAGE
6

ADDRESS CORRESPONDENCE TO ATTENTION OF
KRISTA FERRELL 304-558-2596

RFQ COPY
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Water Heater Distributors LLC
3219 Liberty Ave
Pittsburgh PA 15201

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08/17/2009				
BID OPENING DATE: 09/17/2009		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				CHARLESTON, WV 25305-0130		
THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: SEALED BID BUYER: KRISTA FERRELL-FILE 21 RFQ. NO.: GSD106409 BID OPENING DATE: 09/17/2009 BID OPENING TIME: 1:30 PM PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- 412-471-6986 ----- CONTACT PERSON (PLEASE PRINT CLEARLY): ----- Douglas Breier -----						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE <i>Douglas Breier</i>	TELEPHONE	DATE 9/16/09	
TITLE	FERN	ADDRESS CHANGES TO BE NOTED ABOVE	

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

GENERAL SERVICES DIVISION
REQUEST FOR QUOTATIONS #GSD106409
HEATING COILS , Hot And Cold

The Department of Administration, General Services Division (GSD), is soliciting bids to provide a blanket, open-end contract for specified replacement hot and or cold coils on as as-needed basis by the Division. The desired steam coils are replacements into existing equipment and must meet the following mandatory requirements.

DETAILED SPECIFICATIONS

Furnish fabricated coils with the following specifications:

ITEM 1

Heatcraft Model number 4BS1001A , short (28" FL, or fin length) (or equal)

Part Number defined as:

4 = 4/8" (1/2") OD

BS = Booster Series

10 = 10 fins/in

01 = 1 row in the coil

A = Flat Fin Surface

FH (in) 10.00 FL (in) 28.00

Tubing (in): 0.5x 0.030 Copper

Fin Material (in): 0.0095 Aluminum

Casing: Galvanized Steel-Flanged

(1) Conn: 0.500- MPT- Wrought Copper

(1) Bottom Flange has S=2"

(2) Invert Bottom Flange to make into drain pan. Add a 3/4" FPT drain.

(3) Extend the bottom flange R and T dimensions to 1-5/8".

ITEM 2

Heatcraft Model Number 4BS1001A, long (36" FL, or fin length) (or equal)

Part Number defined as:

4 = 4/8" (1/2") OD

BS = Booster Series

10 = 10 fins/in

01 = 1 row in the coil

A = Flat Fin Surface

FH. (In) 10.00 FL (in) 36.00

Tubing (in): 0.5x 0.030 Copper

Fin Material (in): 0.0095 Aluminum

Casing: Galvanized Steel-Flanged

(1) Conn: 0.500- MPT- Wrought Copper

(1) Bottom Flange has S=2"

(2) Invert Bottom Flange to make into drain pan. Add a 3/4" FPT drain.

(3) Extend the bottom flange R and T dimensions to 1-5/8".

ITEM 3

Heatcraft Model Number 4BS1201A, Double Chilled HW (or equal)

Part Number defined as:

4 = 4/8" (1/2") OD

BS = Booster Series

12 = 12 fins/in

01 = 1 row in the coil

A = Flat Fin Surface

FH. (in) 20.00 FL (in) 32.00

Tubing (in): 0.5x 0.030 Copper

Fin Material (in): 0.0095 Aluminum

Casing: Galvanized Steel-End Plates Only

(1) Conn: 0.500- Sweat-Copper

ITEM 4

Heatcraft Model Nnumber 4BS1201A, Heating Coil HW (or equal)

Part Number defined as:

4 = 4/8" (1/2") OD

BS = Booster Series

12 = 12 fins/in

01 = 1 row in the coil

A = Flat Fin Surface

FH. (in) 10.00 FL (in) 32.00

Tubing (in): 0.5x 0.030 Copper

Fin Material (in): 0.0095 Aluminum

Casing: Galvanized Steel-End Plates Only

(1) Conn: 0.500- Sweat-Copper

Label Kits will be included on all models when applicable

GENERAL SPECIFICATIONS

1. The General Services Division shall execute individual release orders during the life of the contract for quantities of the commodities listed herein. The release order will have a distinct 5-digit number, which all documentation (shipping tickets, invoices, etc) must display.
2. Two copies (one original and one copy) of invoice will be submitted for payment and shall be mailed to the following address:

General Services Division
1900 Kanawha Boulevard, East
Building One, Room MB68
Charleston, WV 25305
Attn: Business Manager

Water Heater Distributors, LLP

10

COST SHEET:

1. Contract will be awarded to the qualified bidder with the lowest overall total bid based on the following formula:

ITEM 1	Estimated Qty: 25 X	\$ <u>234</u> ⁰⁰ each =	\$ <u>5850</u> ⁰⁰ (A)
ITEM 2	Estimated Qty: 25 X	\$ <u>249</u> ⁰⁰ each =	\$ <u>6225</u> ⁰⁰ (B)
ITEM 3	Estimated Qty: 35 X	\$ <u>304</u> ⁰⁰ each =	\$ <u>10,640</u> ⁰⁰ (C)
ITEM 4	Estimated Qty: 35 X	\$ <u>246</u> ⁰⁰ each =	\$ <u>8,610</u> ⁰⁰ (D)

TOTAL BID (A + B + C + D) \$ 31,325⁰⁰

All orders will be FOB: DESTINATION (all costs for freight, shipping, etc shall be incorporated into the per-unit bid price).

The Division anticipates an initial release order equal to the formula above. Subsequent orders will be LOTS of 25 or more, which may be a mix/match of item numbers.

The quantities listed above are estimates only for evaluation purposes. Actual quantities may differ based on the needs of the agency.

12

RFQ No. _____

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.

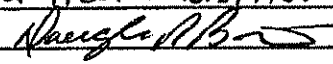
LICENSING:

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: Water Heater Distributors - Douglas Breier
Authorized Signature:  Date: 9/16/09