

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

Request for REGINUMBER Quotation

SHIP VIA

EHP12089

PAGE 1

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

*B27143855 305-662-2988 HEALTH COALITION INC 8320 NW 30TH TERRACE DORAL FL 33122-1915

DATE PRINTED TERMS OF SALE

HEALTH AND HUMAN RESOURCES BPH/DSDC - HEMOPHILIA PROGRAM

350 CAPITOL STREET, ROOM LL1J CHARLESTON, WV 25301-3715 304-558-5358

F.O.B. FREIGHT TERMS

03/09/2012	30	Days	FedEx			/V FOB Destination WV
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SIGNATURAL		SEC HI				DATE 04/04/12
Director of Sale	es F	65-00 6820	I		ADDRESS CHA	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.html 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).



*B27143855

DORAL FL

Director of Sales

HEALTH COALITION INC

8320 NW 30TH TERRACE

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

33122-1915

305-662-2988

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ADDRESS CORRESPONDENCE TO ATTENTION OF

ROBERTA WAGNER B04-558-0067

HEALTH AND HUMAN RESOURCES BPH/DSDC - HEMOPHILIA PROGRAM

350 CAPITOL STREET, ROOM LL1J CHARLESTON, WV 25301-3715 304-558-5358

FREIGHT TERMS F.O.B. TERMS OF SALE SHIP VIA DATE PRINTED 30 Days FOB Destination WV FOB Destination WV FedEx 03/09/2012 BID OPENING DATE: 01:30PM 04/12/ 2012 BID OPENING TIME CAT, NO UNIT PRICE AMOUNT UOP ITEM NUMBER QUANTITY LINE EXHIBIT 3 THIS CONTRACT BECOMES EFFECTIVE LIFE OF CONTRACT: JPON AWARD AND EXTENDS FOR A PERIOD OF ONE (1) EAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE DRIGINAL CONTRACT THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE IME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON &IVIN& THE DIRECTOR OF PURCHASING 30 DAYS RITTEN NOTICE. UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE N THIS CONTRACT DOCUMENT BY THE STATE OF WEST IRGINIA, ITS AGENCIES OR POLITICAL SUBDIVISIONS, THE PRICING SET FORTH HEREIN ARE TERMS, CONDITIONS AND FIRM FOR THE LIFE OF THE CONTRACT. RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, \$UBMITTED 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 \$\doldright\text{PRICE AND \$HALL BE LIMITED TO TWO (2) ONE 1) YEAR PERIODS. ¢ANCELLATION: THE DIRE¢TOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IN THE COMMODITIES AND/OR SERVICE 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 SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE IGNATURE 305 662-2988 04/04/12 65-00 68208 ADDRESS CHANGES TO BE NOTED ABOVE



VENDOR

DORAL FL

State of West Virginia
Department of Administration
Purchasing Division
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RFQ NUMBER EHP12089 4

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SIGNATURE		TELEPHONE 3	05 662-2988	04/04/12
TITLE Director of Sales	^{FEIN} 65-00 682	08	ADDRESS CHANG	ES TO BE NOTED ABOVE



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FREIGHTTERMS SHIP VIA F.O.B, DATE PRINTED TERMS OF SALE FOB Destination WV | FOB Destination WV 30 Days FedEx 03/09/2012 BID OPENING DATE: BID OPENING TIME 01:30PM 04/12/2012 UNIT PRICE AMOUNT ITEM NUMBER QUANTITY UOP LINE PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: 305-667-5389 CONTACT PERSON (PLEASE PRINT CLEARLY): Walter Shikany III PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHIC 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. EXHIBIT 4 UNLESS THE VENDOR INDICATES LOCAL GOVERNMENT BODIES: 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 IF THE VENDOR DOES NOT WISH TO EXTEND THE WIRGINIA. 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 REFUSA SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY MANNER. REV. 3/88 INOUIRIES: SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE 305 662-2988 SIGNATURE 04/04/12 FEIN 65-00 68208 ADDRESS CHANGES TO BE NOTED ABOVE Director of Sales



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BID OPENING DATE: OA/12/2012 INE OLANITY UP OAT OAT ITEM NUMBER WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF FUSINESS ON 03/27/2012. QUESTIONS MAY BE SENT VIA USPS, FAX, CQURIER OR E-MAIL. IN ORDER VENDOR RECRIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: FOBERTA WAGNER DEPARTMENT OF ADMINISTRATION FURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25:311 FAX: (304) 558-4115 R-MAIL: ROBERTA.A. WAGNER®WV.GOV		RMS OF SALE	SHIP VIA	FOB.	FREIGHT: TERMS
WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF HUSINESS ON d3/27/2012. QUESTIONS MAY BE SENT VIA USPS, FAX, COURTER OR R-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: FOBERTA WAGNER HEPARTMENT OF ADMINISTRATION HURCHASING DIVISION 2019 WASHINGTON STREET, CHARLESTON, WV 25:311 HAX: (304) 558-4115 B-MAIL: ROBERTA.A. WAGNER@WV.GOV	03/09/2012 BID OPENING DATE: 04/12/	30 Days	FedEx		
WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF HUSINESS ON G3/27/2012 QUESTIONS MAY BE SENT VIA USPS, FAX, CQURIER OR F-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWRED ORALLY. IF POSITBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION FURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 HAX: (304) 518-4115 B-MAIL: ROBERTA.A. WAGNER@WV.GOV					
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DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: (304) 558-4115 B-MAIL: ROBERTA.A. WAGNER@WV.GOV	QUESTIONS AF	E PRETERREI	, ADDRESS INQUI	KIED 10:	
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2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: (304) 558-4115 R-MAIL: ROBERTA.A. WAGNER@WV.GOV			ATION		
CHARLESTON, WV 25311 FAX: (304) 558-4115 B-MAIL: ROBERTA.A. WAGNER@WV.GOV			EAST		
B-MAIL: ROBERTA.A. WAGNER@WV.GOV	CHARLESTON,	WV 25311			
SEE REVERSE SIDE FOR TERMS AND CONDITIONS			Penn CON		
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305 662-2988	SIGNATURE		TELEPHONE 3	05 662-2988	re 04/04/12
Director of Sales FEIN 65-00 68208 ADDRESS CHANGES TO BE NOTED ABOVE	Director of Sales	FEIN 65-00 682	08	ADDRESS CHANG	GES TO BE NOTED ABOVE

		COST SHEET FOR EHP12089		
	ESTIMATED		UNIT	TOTAL
ITEM #	QUANITITY	DESCRIPTION	PRICE	PRICE
1	750,000 INTERNATIONAL UNITS (IU)	COAGULATION FACTOR IX-RT (RECOMBINANT), OR EQUAL, ENHANCED STORAGE AT ROOM TEMPERATURE	\$ 1.18	\$ 885,000.00
		GRAND TOTAL:		\$885,000.00

THIS WILL BE AN OPEN END CONTRACT. QUANTITIES LISTED ARE ESTIMATES ONLY. ACTUAL NEEDS OF THE AGENCY WILL BE SUPPLIED, WHETHER THEY BE GREATER THAN OR LESS THAN ESTIMATES.

CONTRACT SHALL EXTEND FOR A PERIOD OF ONE (1) YEAR FROM DATE OF AWARD, WITH THE OPTION OF TWO (2), ONE (1) YEAR RENEWAL PERIODS.

PRODUCT MUST BE SHIPPED F.O.B DESTINATION, ACCORDING TO MANUFACTURER'S SPECIFICATIONS FOR STORAGE. PRODUCT MUST BE SHIPPED WITHIN THREE (3) DAYS AFTER RECEIPT OF ORDER. ORDERS WILL BE PLACED BY FAXING A WV-39 RELEASE ORDER TO THE VENDOR. AFTER RECEIPT OF PRODUCT, VENDOR WILL SUBMIT INVOICE FOR PAYMENT.

EVALUATION OF BIDS WILL BE BASED ON TOTAL COST AND AWARD WILL BE MADE TO THE LOWEST BID WHICH MEETS THE SPECIFICATIONS.

VENDOR N	IAME:_ Health Coalition, Inc.
ADDRESS:	8320 NW 30th Terrace
=	Doral, FL 33122
FAX #:	305-667-5389
PHONE #:	305-662-2988
E-mail Add	ress: WShikanylll@healthcoalition.com
SIGNATUR	d to
DATE:	04/04/12

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

Divisio	n will make the determination of the Resident Vendor Preference, if applicable.
1. <u>N/A</u> <u>N/A</u>	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 centinuously in West Virginia for four (4) resident vendor and has maintained its headquarters or principal place of
N/A	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. N/A	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, <u>V/A</u>	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,
1. <u>N/A</u>	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. <u>V/A</u>	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,
5. <u>N/A</u>	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.
equiren gainst	inderstands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the nents 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 steed from any uppaid balance on the contract or purchase order.

B re

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:	Walter Shikany III	Signed:
Date:	04/04/12	Title: Director of Sales

RFQ No. EHP12089

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:

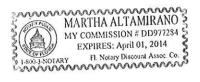
"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due 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.

Vendor's Name: Walter & h. KANY FLA D. # \$250-916-77-347-C Authorized Signature: Date: Aprel 4, 12. State of Florida County of DADE, to-wit: Taken, subscribed, and sworn to before me this Aday of Open 1, 200. My Commission expires Aprel 10, 2014 AFFIX SEAL HERE NOTARY PUBLIC



WITNESS THE FOLLOWING SIGNATURE