

RFONUMBER

ISCM0005

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RFQ COPY

One Dell Way, RR8-06, Round Rock, TX 78682

Dell Marketing L.P.

TYPE NAME/ADDRESS HERE

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

ADDRESS CORRESPONDENCE TO ATTENTION OF KRISTA FERRELL

304-558-2596

DEPARTMENT OF ADMINISTRATION IS&C - COMMUNICATIONS 1900 KANAWHA BLVD. E. BUILDING 5, 10TH FLOOR CHARLESTON, WV 25305 304-558-5472

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0001		1	EA		205-43	*Please refer to attache after page 8 for pricing		ote: JXM11041105-R02
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SIGNATURE Mary C	Collins	m W	lis	SEE AI	EVERSE SIDE FOR TERMS AND C	 ONDITIONS 	DATE	August 30, 2011

**Dell's receipt of an Award or Purchase Order for RFQ # ISCM0005 from State of West Virginia and subsequent performance in relation to this response shall be governed by and understood to indicate [CUSTOMER NAME]'s acceptance of the Dell Marketing, L. P. U. S. Terms and Conditions of Sales – Direct (Applies to all direct purchases by internet, phone or Dell Direct Store) found at www.dell.com/terms. Any terms in RFQ # ISCM0005 or on a resulting Purchase Order from State of West Virginia to Dell shall not be applicable **

** 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, bld, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



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

Request for REQNUMBER Quotation

ISCM0005

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

TYPE NAME/ADDRESS HERE Dell Marketing L.P. One Dell Way, RR8-06, Round Rock, TX 78682

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DEPARTMENT OF ADMINISTRATION IS&C - COMMUNICATIONS 1900 KANAWHA BLVD. E. BUILDING 5, 10TH FLOOR CHARLESTON, WV 25305 304-558-5472

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SIGNATURE	1.//.			Mary C	Collins	TELEPHONE 5	12-72	3-3772		DATE.	August 30, 2011
TITLE Decional F	Proposal M	anagar	EIN 74-26						DRESS CHA	NGE	S TO BE NOTED ABOVE



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

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DATE PRINTED	TERMS OF S	ALE	SHIP VIA	F.O.B	FREIGHTTERMS
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			Dell Marketing L.P.		
		, A	August 30, 2011	MPANY TE	• •
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FOR B	ANKRUPTCY F	ROTECTION, D VOID, AND	THE STATE N	ONTRACTOR FILES ANY DEEM THE SUCH CONTRACT	
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	CHARLESTON	NGTON STREET, WV 25305	-0130		
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SIGNATURE		Mary Collins	DE FOR TERMS AND CO	512-723-3772	TE August 30, 2011
TITLE Regional Proposal N	Hanagar FEIN 74	-2616805		0121200112	GES TO BE NOTED ABOVE



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Dell Marketing L.P.
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Round Rock, TX 78682

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Request for BEQNUMBER ISCM0005

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KRISTA FERRELL 304-558-2596

DEPARTMENT OF ADMINISTRATION IS&C - COMMUNICATIONS 1900 KANAWHA BLVD. E. BUILDING 5, 10TH FLOOR CHARLESTON, WV 304-558-5472

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					E PRINT CL	EARLY):	:]	
									n	*Please refer to attached Quote: 4129348 after page 8 for pricing*
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SIGNATURE 1M	1.11.	A		Mary C	ollins	TELEPHONE 5	12-723-37	72	DATE	August 30, 2011
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Request for Quotation ISCM0005

The West Virginia Office of Technology (WVOT) provides account management services for the Executive Branch of State government. We are requesting quotes for the procurement of additional licenses and annual maintenance for two (2) Quest products (or equal) used to assist in managing active directory and account management activities.

The annual maintenance is required for 20,000 current licenses of Quest Active Roles Server and 20,000 current licenses of Quest Recovery manager for Active Directory. The maintenance period for Active Roles Server and Recovery Manager should be effective from 09/15/2011 – 09/14/2012.

WVOT needs to purchase an additional 2,500 licenses of Quest Active Roles Server (or equal) and an additional 2,500 licenses of Quest Recovery Manager for Active Directory (or equal).

Rev. 09/08

State of West Virginia

ISCM0005

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.	ing the date of this certification; or,	ided continuously in West Virginia for four (4) years immediately preced-			
	Bidder is a partnership, association or corporation rebusiness continuously in West Virginia for four (4) yownership interest of Bidder is held by another individual maintained its headquarters or principal place of be preceding the date of this certification; or,	resident vendor and has maintained its headquarters or principal place of years immediately preceding the date of this certification; or 80% of the lividual, partnership, association or corporation resident vendor who has business continuously in West Virginia for four (4) years immediately			
	Bidder is a nonresident vendor which has an affiliate	e or subsidiary which employs a minimum of one hundred state residents ncipal place of business within West Virginia continuously for the four (4) fication; or,			
2,	Application is made for 2.5% resident vendor production is a resident vendor who certifies that, during on the project being bid are residents of Weimmediately preceding submission of this bid; or,	ring the life of the contract, on average at least 75% of the employees Vest Virginia who have resided in the state continuously for the two years			
3.	affiliate or subsidiary which maintains its headqua	mum of one hundred state residents or is a nonresident vendor with an uarters or principal place of business within West Virginia employing a rtifies that, during the life of the contract, on average at least 75% of the employees are residents of West Virginia who have resided in the state			
4.	Application is made for 5% resident vendor pr Bidder meets either the requirement of both subdiv	oreference for the reason checked: ivisions (1) and (2) or subdivision (1) and (3) as stated above; or,			
5.	Bidder is an individual resident vendor who is a veter	r preference who is a veteran for the reason checked: eran of the United States armed forces, the reserves or the National Guard for the four years immediately preceding the date on which the bid is			
6.	Bidder is a resident vendor who is a veteran of the purposes of producing or distributing the commodit continuously over the entire term of the project, or	r preference who is a veteran for the reason checked: e United States armed forces, the reserves or the National Guard, if, for lities or completing the project which is the subject of the vendor's bid and on average at least seventy-five percent of the vendor's employees are e state continuously for the two immediately preceding years.			
require against	ments for such preference, the Secretary may order	nes that a Bidder receiving preference has failed to continue to meet the er the Director of Purchasing to: (a) reject the bid; or (b) assess a penalty bid amount and that such penalty will be paid to the contracting agency urchase 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.					
and ac	curate in all respects; and that if a contract is	a Code, §61-5-3), Bidder hereby certifies that this certificate is true issued to Bidder and if anything contained within this certificate notify the Purchasing Division in writing immediately.			
Bidder	Dell Marketing, LP	Signed: Mary Collins			
Date: A	August 30, 2011	Title: Regional Proposal Manager			

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

Current Licenses –	Maintenance	Cost Quote		
License	Number of License	Cost Per Year	Total Cost (3 Years) 09/15/2011- 9/14/2014	
Quest Active Roles Server	20,000	\$52,943.33	\$158,830.00	
Quest Recovery Manger (For Active Directory	20,000	\$12,996.67	\$38,990.00	
A - T	\$197,820.00			

Additional Licenses	s-Cost Quote		
License	Number of License	Cost Per Unit	Total Cost 1 st year maintenance included
*Quest Active Roles Server	2,500	\$15.56	\$38,900.00
*Quest Recovery Manger (For Active Directory	2,500	\$4.53	\$11,325.00
	B – Total Cost		\$50, 225.00

Additional Licenses License	Number of License	Cost Per Unit	Total Cost 09/15/2012-09/14/2014
*Quest Active Roles Server	2,500	\$7.46	\$18,650.00
*Quest Recovery Manger (For Active Directory	2,500	\$3.58	\$8,950.00
C – T	otal Maintenance	Cost	\$27,600.00

Grand Total (A+B+C)	\$275,645.00

or equal



Dell Custome .idential

Quotation

JXM11041105-R02 Sep 29, 2011 Quote Number: Quote Expires:

Jim_X_Morgan@Dell.com 850 Asbury Drive Buffalo Grove, IL 60089 P: (866) 746-1702 F: (866) 549-8208 Inside Account Manager

Jim Morgan

P: (513) 288-9217 F: (513) 871-5804 Lynn_Tumen@Dell.com Cincinnati, OH 45208 2444 Madison Road Account Executive Lynn Tume. Unit#1403

> WV Office of Technology Customer:

Rob West Contact:

(304) 957-6810 321728 Customer #: Phone:

E-mail Fax:

rob_x_west@wv.gov Aug 30, 2011 Date of Issue:

PLEASE SEE IMPORTANT TERMS AND CONDITIONS AT THE BOTTOM OF THIS QUOTATION

Product Description	Dates	Mfg #	Quantity	Unit Price	Ext. Price
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT MAINTENANCE RENEWAL	POP: 9/15/2011 THROUGH 9/15/2014	9923-10778M	12000	\$9.37	\$112,440.00
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT MAINTENANCE RENEWAL	POP: 9/15/2011 THROUGH 9/15/2014	9923-10893M	12000	\$1.70	\$20,400.00
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT MAINTENANCE RENEWAL	9/15/2011 THROUGH 9/15/2014	9923-10778M	2000	\$7.55	\$37,750.00
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT MAINTENANCE RENEWAL	9/15/2011 THROUGH 9/15/2014	9923-10893M	2000	\$3.04	\$15,200.00
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT MAINTENANCE RENEWAL	9/15/2011 THROUGH 9/15/2014	9923-10778M	3000	\$2.88	\$8,640.00
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT MAINTENANCE RENEWAL	9/15/2011 THROUGH 9/15/2014	9923-10893M	3000	\$1.13	\$3,390.00
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT LICENSE/MAINT	POP: 9/15/2011 THROUGH 9/15/2012	9923-10778	2500	\$15.56	\$38,900.00

Quote Prepared By: Jim Morgan

Customer's purchase is subject to Dell's Terms and Conditions of Sale found at www.dell.com, unless Customer has a separate purchase agreement with Dell.	
at v Dell	100 000

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Sales/use tax is based on the "ship to" address on your invoice. Please indicate your taxability status on your purchase order.If exempt, Customer must have an Exemption Certificate on file.

If you have a question re: your tax status, please contact your Dell | ASAP Software inside sales representative listed above.Shipments to California: for certain products, a State Environmental Fee of up to \$10 per item may be applied to your invoice. Prices do not reflect this fee unless noted. For more information, refer to www.dell.com/environmentalfee.

All prices are based on Net 30 Terms. If not shown, shipping, handling, taxes, and other fees will be added at the time of order, where applicable. 2

Customer understands and acknowledges that all warranties, representations and returns are subject to the manufacturer, publisher or distributor guidelines. 6



Dell Custome iidential

Quotation

Quote Number: JXM11041105-R02 Sep 29, 2011 Quote Expires:

P: (866) 746-1702 F: (866) 549-8208 Jim_X_Morgan@Dell.com Inside Account Manager 850 Asbury Drive Buffalo Grove, IL 60089

Jim Morgan

P: (513) 288-9217 F: (513) 871-5804 Lynn_Tumen@Dell.com Cincinnati, OH 45208 2444 Madison Road Account Executive Lynn Tume. Unit#1403

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Product Description	Dates	Mfg #	Quantity	Unit Price	Ext. Price
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT LICENSE/MAINT	POP: 9/15/2011 THROUGH 9/15/2012	9923-10893	2500	\$4.53	\$11,325.00
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT MAINTENANCE RENEWAL	POP: 9/15/2012 THROUGH 9/15/2014	9923-10778M	2500	\$7.46	\$18,650.00
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT LICENSE/MAINT	POP: 9/15/2012 THROUGH 9/15/2014	9923-10893	2500	\$3.58	\$8,950.00

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QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT LICENSE/MAINT	POP: 9/15/2011 THROUGH 9/15/2012	9923-10893	2500	\$4.53	\$11,325.00
QUEST ACTIVEROLES SERVER PER ENABLED USER ACCT MAINTENANCE RENEWAL	POP: 9/15/2012 THROUGH 9/15/2014	9923-10778M	2500	\$7.46	\$18,650.00
QUEST RECOVERY MANAGER FOR AD PER ENABLED USER ACCT LICENSE/MAINT	POP: 9/15/2012 THROUGH 9/15/2014	9923-10893	2500	\$3.58	\$8,950.00
Notes: Quote based on purchasing 3 years of maintenance upfront.	e upfront.		Product Sub Total Grand Total		\$275,645.00 \$275,645.00 USD

Morgan	
By: Jim	
Prepared	•
Quote	

- Customer's purchase is subject to Dell's Terms and Conditions of Sale found at www.dell.com, unless Customer has a separate purchase agreement with Dell. 7
- Sales/use tax is based on the "ship to" address on your invoice. Please indicate your taxability status on your purchase order.If exempt, Customer must have an Exemption Certificate on file. 5
- If you have a question re: your tax status, please contact your Dell | ASAP Software inside sales representative listed above.Shipments to California: for certain products, a State Environmental Fee of up to \$10 per item may be applied to your invoice. Prices do not reflect this fee unless noted. For more information, refer to www.dell.com/environmentalfee. 3
- All product descriptions and prices are based on latest information available and are subject to change without notice or obligation. 4
- All prices are based on Net 30 Terms. If not shown, shipping, handling, taxes, and other fees will be added at the time of order, where applicable. 2
- Customer understands and acknowledges that all warranties, representations and returns are subject to the manufacturer, publisher or distributor guidelines. 6