

RAYMOND G. FRERE
ATTORNEY AT LAW
180 CHANCERY ROW
MORGANTOWN, WEST VIRGINIA 26505
(304) 292-6900

June 15, 2006

Roberta Wagner
Department of Administration
Purchasing Division
2019 Washington Street East
PO Box 50130
Charleston, WV 25305-0130

Re: RFQ No. BPH70340

Dear Ms. Wagner:

Enclosed are the following documents:

- 1.) Completed, signed and dated Request for Quotation dated May 17, 2006, and Convenience Copy of same;
- 2.) Addendum No. 1 to Request for Quotation dated June 9, 2006;
- 3.) Affidavit of No Debt;
- 4.) Copy of Business Registration Certificate for Raymond G. Frere, Attorney at Law and copy of West Virginia State Bar ID card;
- 5.) West Virginia State Bar Certificate of Good Standing - Raymond G. Frere - WVSB ID#1293, which is also proof of license to practice law in West Virginia;
- 6.) Updated Resume - Raymond G. Frere;
- 7.) Completed Employment History Disclosure Statement; and
- 8.) Statement that I am knowledgeable of and will comply with the requirements of the Health Insurance and Portability and Accountability Act (HIPAA).

Sincerely,



Raymond G. Frere



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

Request for Quotation

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 BPH70340

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

*207135638 304-292-6900
 FRERE RAYMOND G
 180 CHANCERY ROW
 MORGANTOWN WV 26505

VENDOR

SHIP TO

HEALTH AND HUMAN RESOURCES
 BPH - OFLAC
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/17/2006				

BID OPENING DATE: 06/21/2006 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1,708	HR		961-50		
<p>REQUEST FOR QUOTATION OPEN-END BLANKET CONTRACT</p> <p>THE WEST VIRGINIA PURCHASING DIVISION IS SOLICITING BIDS TO PROVIDE HEARING EXAMINER SERVICES FOR THE BUREAU FOR PUBLIC HEALTH, PER THE ATTACHED SPECIFICATIONS.</p> <p>PLEASE NOTE THE FOLLOWING ATTACHMENTS: 1) BPH70340 SPECIFICATIONS 2) PRICE QUOTATION SHEET 3) AFFIDAVIT</p> <p>VENDOR MUST COMPLETE THE PRICE QUOTATION SHEET AND PROVIDE THE REQUESTED INFORMATION WITH THIS REQUEST FOR BID QUOTATION.</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON JULY 1, 2006 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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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



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<p>TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>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.</p> <p>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.</p> <p>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.</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</p>						

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R O O D I N G

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<p>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, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED 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 AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>INQUIRIES WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON WEDNESDAY, MAY 31, 2006. QUESTIONS MAY BE SENT VIA USES, FAX, COURIER OR EMAIL. 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:</p> <p>ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST</p>						

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				CHARLESTON, WV 25311 FAX: 304-558-4115 EMAIL: RWAGNER@WVADMIN.GOV		
				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).		
				A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:		
				<input checked="" type="checkbox"/> 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		
				<input type="checkbox"/> BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS 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		
				<input type="checkbox"/> BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS		

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<p>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.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() 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;</p> <p>OR</p> <p>() 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 BIDDERS' 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.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & 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) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; 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</p>						

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<p>AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND 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.</p> <p>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.</p> <p>BIDDER: <u>Raymond G. Frere</u></p> <p>DATE: <u>6/18/06</u></p> <p>SIGNED: <u>[Signature]</u></p> <p>TITLE: <u>ATTORNEY-AT-LAW HEARING EXAMINER</u></p> <p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMU</p>						

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ROBERTA WAGNER 304-558-0067

PROPERTY

*207135638 304-292-6900
 FRERE RAYMOND G
 180 CHANCERY ROW
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5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00) NOTICE AN ORIGINAL, SIGNED BID MUST BE SUBMITTED ALONG WITH A CONVENIENCE COPY TO: DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130 THE BID MUST CONTAIN THE FOLLOWING INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: SEALED BID BUYER: -----ROBERTA WAGNER/22----- RFQ. NO.: -----BPH70340----- BID OPENING DATE: -----06/21/2006----- BID OPENING TIME: -----1:30 PM----- PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: -----(304) 291-7273----- CONTACT PERSON (PLEASE PRINT CLEARLY): <i>Raymond G. Frere</i>						

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***** THIS IS THE END OF RFQ BPH70340 ***** TOTAL:						

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BPH70340 Specifications

Bureau for Public Health FY 2007 Hearing Examiners Agreement

The Bureau for Public Health (Bureau) is requesting bids for part-time hearing examiner services to be provided for Offices and Programs within the Bureau to include but not be limited to the Office of Health, Facility Licensure and Certification, the Office of Environmental Health Services, and the Office of Emergency Medical Services. The hearings may be conducted at various locations statewide.

General Requirements of the Hearing Examiner:

1. Vendor must be licensed to practice law in the State of West Virginia
2. Vendor must have a minimum of ten (10) years experience as a trial attorney with five (5) Years experience as a hearing examiner or as an administrative law judge.
3. Vendor must be knowledgeable of and comply with the requirements of the Health Insurance and Portability and Accountability Act
4. Vendor receives no travel reimbursement.

Vendor must have knowledge of applicable West Virginia Code Sections, including but not limited to the following

16-1 16-4C 16-5B 16-5C 16-5D 16-5E 16-5I
16-5N 16-5O 29A-5

A thorough knowledge of both federal and state rules, including, but not limited to the following:

42CFR483, et seq. 64CSR1 64CSR 3 64CSR 4
64CSR 9 64CSR11 64CSR12 64CSR13 64CSR14
64CSR 19 64CSR 47 64CSR50 64CSR56 64CSR60
64CSR75 64CSR77 69CSR1 69CSR6

Scope of Work

Vendor shall hold hearings in accordance with the applicable statutes, rules and/or regulations.

Vendor shall issue written (typed) Recommended Decisions within thirty (30) days, or less if required by law, of the hearing examiner's receipt of the parties Proposed Findings of Fact and Conclusion of Law. These decisions must address the following topics:

- a. Procedural History
- b. Motions/Rulings
- c. Issues
- d. Findings of Fact, which must include proper citations to all relevant facts.
- e. Conclusions of Law, which must discuss the burden of proof and all relevant legal authority.

BPH70340 Specifications

- f. A discussion of the credibility of the witnesses, testimony, exhibits etc., and a discussion of the application of law to the facts.
- g. Proposed Decision
- h. The decision must also include references to all exhibits presented at the hearing and those exhibits must be properly marked and attached to the decision.

Hearing examiners who do not submit written decisions according to the terms of the contract may not be reimbursed for their time.

Invoices

Services provided under this contract should be submitted for payment within 30 days after the last day of the month in which the services were performed. (e.g. Services performed on July 1, 2006 should be invoiced no later than August 30, 2006) The vendor should not wait to bill at the time a case is completed. The purpose of this invoicing schedule is to permit the allocation of charges for services to the appropriate funding source time period in a timely manner. Failure to submit invoices in a timely manner may result in denial of payment

Evaluation of Bids

This will be a progressive award contract for the Bureau for Public Health to establish a pool of Hearing Examiners. All vendors who demonstrate their qualifications/experience and are in good standing with the West Virginia State Bar will be awarded a contract and, as needed, Offices from the Bureau will select a vendor to provide Hearing Examiner services. The award will be made according to each vendor's bid response and lowest costs. Low bid will be designated as BPH70340A, next lowest bid will be designated as BPH70340B, and so on. The agency will contact vendor "A" first to provide their needs. If vendor "A" cannot provide services, the agency will go to vendor "B", and so on.

NOTE: The issuance of a contract does not obligate nor require the Bureau or the State of West Virginia to purchase any services.

Successful Bidder

All successful bidders must:

1. Register with The State of West Virginia, Purchasing Division and pay the vendor registration fee. (Not required to bid.)
2. Provide proof of Workers' Compensation Insurance coverage if coverage is required by law.

PRICE QUOTATION

BPH70340 – Hearing Examiners

Hearing Examiner Services

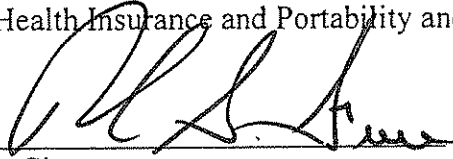
All inclusive hourly rate \$ 100.⁰⁰

If a hearing is not held on the date originally scheduled, there will be no payment to the hearing examiner. Anytime there is a no show of the petitioner for a hearing that has been set, the hearing will proceed and the hearing examiner will be paid for services provided and invoiced.

Bidder must provide the following:

1. Proof of license to practice law within the State of West Virginia
2. A statement that he/she is in good standing with the West Virginia State Bar Association.
3. Attorney's resume to include previous experience/familiarity with Bureau Offices and Programs as referenced in the General Requirements section of this document.
4. A completed "Employment History Disclosure Statement" (If applicable).
5. A statement that he/she is knowledgeable of and will comply with, the requirements of the Health Insurance and Portability and Accountability Act.

6/15/06
Date


Signature



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ADDENDUM NO. 1						
1. ADDENDUM TO RESPOND TO QUESTIONS WITH REGARD TO BPH70340.						
REFERENCE TO NUMBER 2 ON PAGE 11.						
QUESTION: WV STATE BAR ASSOCIATION IS A SOCIAL ORGANIZATION OF LAWYERS AND JUDGES. THE WEST VIRGINIA STATE BAR IS THE MANDATORY BAR FOR WV LAWYERS AND IS THE ENTITY THAT CONTROLS LAWYER DISCIPLINE. COULD YOU PLEASE CLARIFY?						
ANSWER: ALL BIDDERS MUST PROVIDE A COPY OF THEIR CURRENT LICENSE TO PRACTICE LAW IN WEST VIRGINIA AND A STATEMENT FROM THE WV STATE BAR THE HE/SHE IS IN GOOD STANDING.						
2) ADDENDUM ACKNOWLEDGEMENT IS ATTACHED. THIS DOCUMENT SHOULD BE SIGNED AND RETURNED WITH YOUR BID. FAILURE TO SIGN AND RETURN MAY RESULT IN DISQUALIFICATION OF YOUR BID.						
PLEASE NOTE THE FOLLOWING ATTACHMENT: 1) ADDENDUM ACKNOWLEDGEMENT						
*****END OF ADDENDUM NO. 1*****						

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Vendor:

Spending Unit:

Requisition No.: BPH70340

ADDENDUM ACKNOWLEDGEMENT

I hereby acknowledge receipt of the following checked addendum(s) and have made the necessary revisions to my proposal, plans and/or specifications, etc.

Addendum No.'s:

No. 1 R.F.

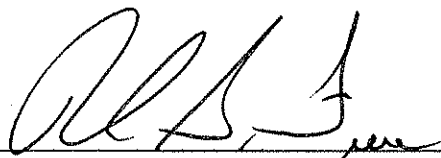
No. 2 _____

No. 3 _____

No. 4 _____

No. 5 _____

I understand that failure to confirm the receipt of the addendum(s) is cause for rejection of bids.


Signature

ATTORNEY-AT-LAW
Company

6/15/06
Date

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 owned 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 exceeds 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.

LICENSING:

The vendor must be licensed in accordance with any and all state requirements to do business with the state of West Virginia.

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. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

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

Vendor's Name: Raymond G. Frere

Authorized Signature: [Signature] Date: 6/15/06

WEST VIRGINIA
STATE TAX DEPARTMENT

WVBRT-902
Rev. 7/03

WEST VIRGINIA BUSINESS LOCATION ADDRESS

SAME

BUSINESS REGISTRATION CERTIFICATE

FOR YEAR BEGINNING JULY 1, 2004

ENDING JUNE 30, 2006



WEST VIRGINIA MAILING ADDRESS

FRERE RAYMOND G
ATTORNEY AT LAW

180 CHANCERY ROW
MORGANTOWN WV

007347

26505

The State Tax Commissioner, pursuant to the authority vested in him by Chapter 11, Article 12 of the Code of West Virginia, has this day issued a Business Registration Certificate which shall mean you have properly registered with the Department of Tax and Revenue to conduct business within the state of West Virginia for this location.
SEE REVERSE SIDE.



*The West Virginia
State Bar*

ACTIVE MEMBER
VALID UNTIL REVOKED
ADMITTED TO BAR

05/15/72

Raymond G. Frere, Esq.
ID #1293

THE WEST VIRGINIA STATE BAR

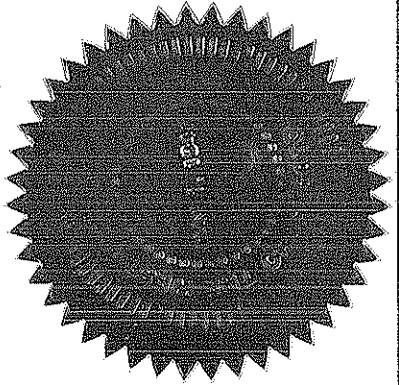
Certificate of Good Standing


Raymond G. Frere - WWSB ID#1293

This is to certify that, according to the records of the West Virginia State Bar, Raymond G. Frere, of Morgantown, WV, was admitted to practice law by the West Virginia Supreme Court of Appeals on May 15, 1972, and was registered as an active member of The West Virginia State Bar in May, 1972.

It is further certified that the said Raymond G. Frere, according to our membership records, is currently an active member in good standing with The West Virginia State Bar.

Given over my hand and seal of The West Virginia State Bar this day, June 02, 2006.




Cheryl L. Wright

Membership Coordinator
The West Virginia State Bar

RAYMOND G. FRERE
ATTORNEY AT LAW
180 Chancery Row
Morgantown, West Virginia 26505
Phone: (304) 292-6900

EXPERIENCE

**HEARING EXAMINER FOR THE WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN
RESOURCES/OFFICE OF HEALTH FACILITY
LICENSURE AND CERTIFICATION**

2002 - Present:

Hearing cases, making Findings of Fact and Conclusions of Law, and recommended decisions in the field of long-term health care facilities with regard to neglect, verbal, sexual, physical and psychological abuse or misappropriation of personal property, of residents of said facilities, by Certified Nursing Assistants, pursuant to West Virginia Code Chapter 16; State Rules 64 CSR & 69 CSR; and Federal Regulation 42 C.F.R. §483 et seq.

**IMPARTIAL HEARING OFFICER AND MEDIATOR FOR
THE WEST VIRGINIA DEPARTMENT OF EDUCATION**

1989 – Present:

Hearing cases and rendering decisions in the field of special education pursuant to West Virginia Code, Chapter 18, Article 20, Education of Exceptional Children; West Virginia Policy 2419, Regulations for the Education of Exceptional Students; and The Individuals with Disabilities Education Improvement Act (IDEA), 20 U.S.C. Section 1401 et seq.

**MENTAL HYGIENE COMMISSIONER FOR
MONONGALIA COUNTY, WEST VIRGINIA**

1989 – Present:

Prepare for hearings, hear cases, prepare and enter orders for cases pursuant to West Virginia Code, Chapter 27, Involuntary Commitments, and Chapter 44A, West Virginia Guardianship and Conservatorship Act.

GENERAL LAW PRACTICE

1976 – Present:

MILITARY LAWYER

1974 – 1976:

**Chief, United States Army Claims Office
Captain, Judge Advocate General (JAG) Corps
Brussels, Belgium**

Responsible for all NATO-SOFA claims, hearings and decisions for Belgium and France; served as Foreign Claims Commissioner; handled all United States government personnel claims, hearings and decisions in Europe (excluding Germany), Great Britain, Scandinavia, Northern Africa and Turkey.

Provided legal assistance and counseling for SHAPE-NATO Headquarters personnel and United States Embassy personnel in Brussels, Belgium.

MILITARY LAWYER

1972 – 1974:

**Captain, JAG Corps
United States Army
Headquarters VII Corps**

Trial counsel at Stuttgart Trial Center, Germany, including both defense and prosecution of criminal cases under the Uniform Manual for Courts-Martial; Legal Assistance Officer, Coordinator and Director of 1973 Tax Program.

QUALIFICATIONS

EDUCATION: Graduate of West Virginia University – 1969 – Cum Laude
Bachelor of Arts

Graduate of West Virginia University College of Law – 1972
Doctor of Jurisprudence

MEMBERSHIPS: West Virginia State Bar
Admitted to practice before Monongalia County Circuit Court
and other Circuit Courts in West Virginia; West Virginia
Supreme Court of Appeals; Federal Court for Northern
and Southern Districts of West Virginia; United States
Court of Military Appeals

SPECIALIZED TRAINING:

Hearing Officers Training:

Annual training as Due Process Hearing Officer provided by West Virginia Department of Education in procedural and substantive law issues since 1989.

Hearing Examiner Training:

Department of Health and Human Resources/Hearing Examiner Training - June 3, 2005.

Mental Hygiene Training:

Annual Mental Hygiene and Hearing Officer Training.

REFERENCES

RUSSELL M. CLAWGES, Chief Judge
17th Judicial Circuit
Monongalia County Courthouse
Morgantown, WV 26505
Phone: (304) 291-7216

LARRY V. STARCHER, JUSTICE
West Virginia Supreme Court of Appeals
East Wing, Room 317, State Capitol
Charleston, WV 25305-0831
Phone: (304) 558-2604

GHASKI LEE BROWNING, Coordinator
Office of Special Education
WV Department of Education
Building 6, 1900 Kanawha Blvd. E.
Charleston, WV 25305-0330
Phone: (304) 558-2696 (?)
(800) 642-8541



State of West Virginia
 Department of Administration
 Purchasing Division

EMPLOYMENT HISTORY DISCLOSURE STATEMENT

Vendor shall identify any other work, similar or otherwise currently being performed for any agency, institution, educational facility, city, county, municipality or political subdivision of the State of West Virginia. The State of West Virginia is concerned that current work could logically prevent the vendor from responsibly completing the referenced contract.

The state of West Virginia reserves the sole and exclusive right to reject the bid of any vendor when the state believes any current work could logically prevent the vendor from successfully completing the bid/contract in question. Failure to provide or disclose the required information listed shall be grounds for immediate disqualification/cancellation of the contract.

Below, the vendor shall provide the agency name, effective dates, value, general description and time required to fulfill the duties of each contract.

<u>Agency Name</u>	<u>Effective Dates</u>	<u>Value</u>	<u>General Description</u>	<u>Time Required Per Week</u>
WVSUPREMACY	89-PRESENT	\$65/Hr	Medical Hygiene Comm	20 HRS/WEEK
DEPT EDUCATION	89-PRESENT	\$125/Hr	HEARING OFFICER	3 HRS.
ADHR	02-PRESENT	\$100/Hr	HEARING EXAMINER	6 HRS

Check here if additional sheets are attached

I certify that the statements made above are true and accurate.

Raymond G. Freese
 Printed Name

[Signature]
 Signature

6/15/06
 Date


RAYMOND G. FRERE
ATTORNEY AT LAW
180 CHANCERY ROW
MORGANTOWN, WEST VIRGINIA 26505

(304) 292-6900

Roberta Wagner
Department of Administration
Purchasing Division
2019 Washington Street East
PO Box 50130
Charleston, WV 25305-0130

This is to certify that I am knowledgeable of and will comply with the requirements of the Health Insurance and Portability and Accountability Act (HIPAA).

Date: June 15, 2006


Raymond G. Frere
Attorney at Law
WV Bar #1293