



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  
**AGR0749**

PAGE  
**1**

ADDRESS CORRESPONDENCE TO ATTENTION OF  
**RON PRICE**  
**304-558-0492**

VENDOR

\*709055902      304-342-0545  
**ASTECH CORPORATION**  
**1601 COONSKIN DRIVE**  
  
**CHARLESTON WV 25311**

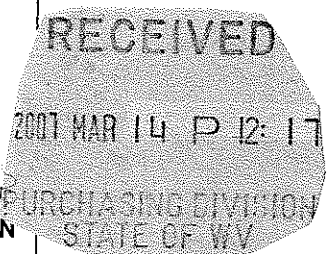
SHIP TO

**DEPARTMENT OF AGRICULTURE**  
**ADMINISTRATIVE SERVICES**  
**BUILDING 2, ROOM 106**  
**4720 BRENDA LANE**  
**CHARLESTON, WV**  
**25312**      **304-558-2221**

DATE PRINTED <b>12/28/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **02/07/2007**      BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		968-32		\$235,440.00
<p><b>DEMOLITION</b></p> <p>TO PROVIDE ALL LABOR, EQUIPMENT, AND MATERIALS NECESSARY FOR THE TOTAL ASBESTOS ABATEMENT, DEMOLITION, AND PROPER DEBRIS DISPOSAL OF THREE (3) STRUCTURES AT THE PRUNTYTOWN STATE FARM.</p> <p>IT IS BELIEVED THESE STRUCTURES CONTAIN ASBESTOS. A COPY OF THE SITE SCAN REPORT AND FINDINGS FOR EACH STRUCTURE IS ATTACHED ALONG WITH A PROJECT DESIGN FOR EACH STRUCTURE.</p> <p>ASBESTOS ABATEMENT IS TO BE IN ACCORDANCE WITH ALL FEDERAL, STATE, AND LOCAL LAWS.</p> <p>A MANDATORY ON-SITE PRE-BID WILL BE HELD AT THE PRUNTYTOWN STATE FARM ON JANUARY 17, 2007 AT 1:00 PM. FAILURE TO ATTEND THE PRE-BID SHALL RESULT IN DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.</p> <p>EXHIBIT 5</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 120 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN</p>						



SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE 	TELEPHONE <b>304-342-0545</b>	DATE <b>03-14-07</b>	
TITLE <b>SEC./TREAS.</b>	FEIN <b>55-0685025</b>	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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**1601 COONSKIN DRIVE**  
  
**CHARLESTON WV 25311**

**DEPARTMENT OF AGRICULTURE**  
**ADMINISTRATIVE SERVICES**  
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12/28/2006				

BID OPENING DATE: **02/07/2007** BID OPENING TIME **01:30PM**

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<p>NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR TAYLOR COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> <p>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>RCA</i>	TELEPHONE <b>304-342-0545</b>	DATE <b>03-14-07</b>
TITLE <b>SECRETARY/TREASURER</b>	FEIN <b>55-0685025</b>	ADDRESS CHANGES TO BE NOTED ABOVE

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ADDRESS CORRESPONDENCE TO ATTENTION OF  
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RECEIVED

\*709055902      304-342-0545  
**ASTECH CORPORATION**  
**1601 COONSKIN DRIVE**  
  
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DATE PRINTED <b>12/28/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **02/07/2007**      BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE &amp; ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Ron Price</i>	TELEPHONE <b>304-342-0545</b>	DATE <b>03-14-07</b>
TITLE <b>SEC. / TREAS.</b>	FEIN <b>55-0685025</b>	ADDRESS CHANGES TO BE NOTED ABOVE

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DATE PRINTED <b>12/28/2006</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **02/07/2007**      **BID OPENING TIME 01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID OPENING DATE.</p> <p>(3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION AND THE STATE AUDITOR'S OFFICE. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.</p> <p>REV. 11/96</p> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1      ..1-28-07.....</p> <p>NO. 2      ..2-16-07.....</p> <p>NO. 3      ..3-08-07.....</p> <p>NO. 4      .......</p>						

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TITLE <b>SEC. / TREAS.</b>	FEIN <b>55-0685025</b>	ADDRESS CHANGES TO BE NOTED ABOVE

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
NO. 5						
<p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> <p><i>[Signature]</i> .....SIGNATURE</p> <p>ASTECH CORPORATION .....COMPANY</p> <p>03-14-07 .....DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: ..... ASTECH CORPORATION</p> <p>CONTRACTORS LICENSE NO.: ..... WV008876</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>[Signature]</i>	304-342-0545	03-14-07
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
SEC./TREAS.	55-0685025	

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PAGE  
**7**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
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PROPERTY

**\*709055902 304-342-0545**  
**ASTECH CORPORATION**  
**1601 COONSKIN DRIVE**  
  
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LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</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>REV. 1/2005</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION          PURCHASING DIVISION          BUILDING 15          2019 WASHINGTON STREET, EAST          CHARLESTON, WV 25305-0130</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE 	TELEPHONE <b>304-342-0545</b>	DATE <b>03-14-07</b>	
TITLE <b>SEC./TREAS.</b>	FEIN <b>55-0685025</b>	ADDRESS CHANGES TO BE NOTED ABOVE	

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WV Dept of Agriculture, Pruntytown WV Barn

0605-073

**ABATEMENT/DEMOLATION BID FORM**

**Pruntytown Beef and Dairy Barn**

**West Virginia Dept. of Agriculture  
1900 Kanawha Blvd. East  
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

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\$ 41,900.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**.

---

\$ N/A

**ABATEMENT/DEMOLATION BID FORM****Pruntytown House**

**West Virginia Dept. of Agriculture  
1900 Kanawha Blvd. East  
Charleston, WV 25305-9985**

## BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

---

\$ 191,040.00

## ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**

---

\$ N/A

**ABATEMENT/DEMOLATION BID FORM**

**Pruntytown Silo**

**West Virginia Dept. of Agriculture  
1900 Kanawha Blvd. East  
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

\$ 2,500.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**.

\$ N/A



ALA Document A310

Bond# 11028

# Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we

**Astech Corporation, Inc.**  
1601 Coonskin Drive  
Charleston, WV 25311

as Principal, hereinafter called the Principal, and New York Marine and General Insurance Company, 1301 Hightower Trail, Suite 210, Atlanta, GA 30350 a corporation duly organized under the laws of the State of New York as Surety, hereinafter called the Surety, are held and firmly bound unto

**West Virginia Dept. of Agriculture**  
1900 Kanawha Blvd. E  
Charleston, WV 25305

as Obligee, hereinafter called the Obligee, in the sum of **Five PERCENT OF THE ATTACHED BID AMOUNT – PENAL SUM NOT TO EXCEED Twelve Thousand Three Hundred Seventy Five and no/100 Dollars (\$ 5% of Attached Bid Amount – Penal Sum Not To Exceed \$12,375.00)**

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the *Principal* has *submitted* a bid for

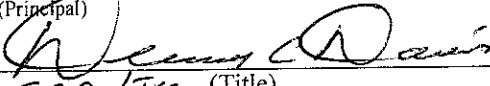
**The Prunty Town State Farm**

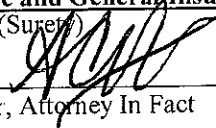
NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall *pay* to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid then this obligation shall be null and void otherwise to remain in full force and effect

Signed and sealed this **14th day of March, 2007**

  
\_\_\_\_\_  
(Witness)

  
\_\_\_\_\_  
(Witness)

**Astech Corporation, Inc.**  
\_\_\_\_\_  
(Principal) (Seal)  
  
\_\_\_\_\_  
Sec./Treas (Title)

**New York Marine and General Insurance Company**  
\_\_\_\_\_  
(Surety)  
  
\_\_\_\_\_  
Andrew C. Heaner, Attorney In Fact

**NEW YORK MARINE AND GENERAL INSURANCE COMPANY**

919 Third Avenue  
10<sup>th</sup> Floor  
New York, NY 10022

**GENERAL POWER OF ATTORNEY**

Know all men by these presents, that the NEW YORK MARINE AND GENERAL INSURANCE COMPANY has made, constituted and appointed, and by these presents does make, constitute and appoint Andrew C. Heaner, Atlanta, GA; Richard L. Shanahan, Atlanta, GA; Jeffery L. Booth, Parma, OH; James E. Feldner, West Lake, OH; Arthur S. Johnson, Atlanta, Georgia; Lenora N. Cape, Gainesville, Georgia; Mary F. Holland, Chamblee, Georgia; Donald H. Gibbs, Atlanta, Georgia; or Scott Stoltzner, Birmingham, Alabama EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of \$1,000,000 (One Million Dollars).

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted pursuant to due authorization by the Executive Committee of the Board of Directors of NEW YORK MARINE AND GENERAL INSURANCE COMPANY on the 13<sup>th</sup> day of January, 2004:

RESOLVED, that the Chairman and Chief Executive Officer or any Vice President of the Company be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of NEW YORK MARINE AND GENERAL INSURANCE COMPANY bonds, undertakings and all contracts of suretyship; and, that any Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future, with respect to any bond undertaking or contract of suretyship to which it is attached.

In Witness Whereof, NEW YORK MARINE AND GENERAL INSURANCE COMPANY has caused its official seal to be hereto affixed, and these presents to be signed by its Chairman and Chief Executive Officer and attested by its Secretary this 8<sup>th</sup> day of December, 2004.

Attest:

NEW YORK MARINE AND GENERAL INSURANCE COMPANY

By: George R. Trumbull  
George R. Trumbull, III, Chairman and Chief Executive Officer

By: Paul J. Hart  
Paul J. Hart, Secretary

STATE OF NEW YORK  
SS:  
COUNTY OF NEW YORK

On this 8<sup>th</sup> day of December, 2004, before me personally came George R. Trumbull, III to me known, who being by me duly sworn, did depose and say that he resides in the County of Hartford, State of Connecticut, at 15 Shadowbrook, West Simsbury, Connecticut 06092; that he is the Chairman and Chief Executive Officer of NEW YORK MARINE AND GENERAL INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that he signed his name thereto pursuant to due authorization.

STATE OF NEW YORK  
SS:  
COUNTY OF NEW YORK

**JEAN M. GUARNERI**  
Notary Public State of New York  
No. 01GU6066639  
Qualified in Richmond County  
Commission Expires November 19, 2005  
Jean M. Guarneri  
Notary Public, State of New York  
Qualified in Richmond County  
Commission Expires 2005

I, the undersigned, a Secretary of NEW YORK MARINE AND GENERAL INSURANCE COMPANY, a New York Corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and, furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force.

Signed and sealed at the City of New York, Dated the 14 day March 2007

**Number 11028**

Paul J. Hart  
Paul J. Hart, Secretary

*State of West Virginia*  
*Offices of the Insurance Commissioner*  
*Certificate of Authority*

*Whereas*, **NEW YORK MARINE & GENERAL INSURANCE COMPANY**  
domiciled in the State of New York has complied with all the requirements of the laws of this  
State so as to entitle it to transact its appropriate business in the State of West Virginia.

*Therefore*, I the undersigned, Insurance Commissioner of the State of West Virginia,  
pursuant to the authority vested in me by the laws of this State, do hereby authorize it to transact  
the business of insurance as defined in Chapter 33

ARTICLE 1, SECTION 10(d) -- MARINE  
ARTICLE 1, SECTION 10(e) -- CASUALTY  
ARTICLE 1, SECTION 10(f) (1) (2) & (3) --- SURETY

of the 1931 Code of West Virginia as amended, in the State of West Virginia in accordance with  
the laws thereof until midnight on the 31<sup>st</sup> day of May, 2007, unless this license be sooner  
revoked. Pursuant to W. Va. Code 33-3-2(c), the above authorization does not allow the insurer  
to transact a kind of insurance in this State unless duly authorized or qualified to transact such  
insurance in the state or country of its domicile.

*In Testimony Whereof*, I have hereunto set my hand and affixed my seal of office at  
the City of Charleston this 1<sup>st</sup> day of June, 2006.

*Jane L. Cline*

Jane L. Cline  
Insurance Commissioner



WV File #1047