



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
EBA170

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
SHELLY MURRAY 304-558-8801

RFQ COPY

VENDOR

|||||
 Dave Moorman
 US Captioning Company
 2079 B Lawrence Drive
 DePere, WI 54115

SHIP TO

EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
07/24/2008				

BID OPENING DATE: 08/12/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	GAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		915-78		
<p>THE WV PURCHASING DIVISION, FOR THE AGENCY, WV EDUCATIONAL BROADCASTING, IS SOLICITING BIDS FOR AN OPEN END CONTRACT TO PROVIDE THE AGENCY WITH CLOSED CAPTIONING SERVICES FOR WVPBS TELEVISION NETWORK.</p> <p>ATTACHMENTS: SPECIFICATIONS PURCHASING AFFIDAVIT</p> <p>RECEIVED 08 SEP 25 AM 9:24 PURCHASING DIVISION STATE OF WV</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE UPON AWARD AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>[Signature]</i>	920-338-9201	8-2-08	
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	
VP, Sales	39-1677361		

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



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<p>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 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>						

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<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>REV. 04/11/2001</p> <p>EXHIBIT 6</p> <p>PRICE ADJUSTMENT PROVISION: THE STATE OF WEST VIRGINIA WILL CONSIDER BIDS THAT CONTAIN PROVISIONS FOR PRICE ADJUSTMENTS PRIOR TO THE ORIGINAL EXPIRATION OF THE CONTRACT, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT IS BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER</p>						

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<p>ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.</p> <p>PREFERRED TERMS: IT IS PREFERRED THAT THE PRICES ON THIS CONTRACT ARE FIRM FOR LIFE OF THE CONTRACT, AS INDICATED IN THE LIFE OF CONTRACT CLAUSE CONTAINED HEREIN, NOT TO EXCEED ONE (1) YEAR.</p> <p>PASS THROUGH PRICES INCREASES WILL BE CONSIDERED AT TIME OF CONTRACT RENEWAL ONLY.</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() 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</p> <p>() 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</p>						

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<p>OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A CORPORATION 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.</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</p>						

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<p>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 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>U.S. Captioning Company</u></p> <p>DATE: <u>8-7-08</u></p> <p>SIGNED: <u>David Madman</u></p>						

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				TITLE: VP, Sales		
<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 MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)</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> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: SHELLY MURRAY / FILE 31</p> <p>RFQ. NO.: EBA170</p> <p>BID OPENING DATE: 08/12/2008</p> <p>BID OPENING TIME: 1:30 PM</p>						

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PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: 920-338-9202 ----- CONTACT PERSON (PLEASE PRINT CLEARLY): David Moorman ----- ***** THIS IS THE END OF RFQ EBA170 ***** TOTAL: _____						

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West Virginia Educational Broadcasting is seeking quotes for an Open End Contract to provide Closed Captioning Service for the Public Broadcasting WVPBS television network from August 15, 2008 through June 30, 2009.

Overview:

WVPBS originates live and recorded local productions from studios in Charleston, WV and Morgantown, WV. Live and recorded remote productions originate from Charleston, WV and other locations throughout West Virginia. These productions are sent via satellite or microwave to the Network Operations Center in Beckley, WV which feeds them to transmitters and translators throughout West Virginia. WVPBS owns encoders at the three broadcast facilities.

Productions are governmental assembly speeches, interview programs (medical terminology and legal terminology), news programs with roll-in video field segments, political debates, cooking shows, documentaries, musical stage programs, public broadcasting pledge breaks, basketball and soccer contests.

The Agency and vendor will develop a monthly schedule of captioning services to be provided; however, the Agency requires an adaptable service provider who, with appropriate notice, is open to change and rescheduling.

Multi-market production of the broadcast product(s) sometimes makes it impossible for there to be a single point-producer.

1) Types of productions and projected hours:

- Daily legislative half-hour live program during first quarter of each calendar year. Program is mix of scripted material and live interviews. Approximately 45 episodes.
- Governor's 2009 Inauguration in January—requires two captioners—one for WVPBS broadcast and the other for statewide distribution. Approximately two hours in length.
- Governor's State of the State address in January – requires two captioners – one for WVPBS broadcast the other for statewide distribution. Approximately one hour in length.
- The Final Hours – a four-hour marathon broadcast that concludes the regular session of the legislature in April. Some script is available but program is overwhelmingly live and unscripted.
- Political debates-live. Up to one hour in length.
- College soccer game coverage up to five games beginning in August 2008. Two to three hour long broadcasts, live.
- College basketball game coverage of up to a dozen games each fall and into the new year. Two to three hour long broadcasts, live.

- **Medical information program called Docs on Call. Half hour live or taped program often with call-in questions and real doctors who use medical terminology. Approximately 30 episodes. Scant scripting.**
- **Legal information program. Sometimes call-in, most often a topic discussion program with legal interview. This half-hour program is live or taped and also is basically unscripted.**
- **Pledge programming – four times each year. Captioning required on both live and taped segments, some of which may have broadcast time exceeding 10 minutes.**
- **Cooking shows ½ hour in length taped format; up to six produced.**
- **There is the possibility of 90 minute musical stage productions. Approximately one to six live and/or taped is possible.**
- **Other programs as required.**

2) Specific captioning services expected

- 1/4 hour pop-on – * US Captioning does not provide post production captions.
- 1/2 hour pop-on - *
- 1 hour pop-on - *
- 1/2 hour roll-up - ** US Captioning does not provide post production captions, however it will provide a live roll-up alternative to post production roll-up.
- 1 hour roll-up - **
- 1/2 hour live
- 1 hour live
- 1/2 hour to tape - * US Captioning does not provide post production captions.
- 1 hour to tape - *
- 90 minutes live
- 90 minutes to tape - *
- 2 hour live

3) Invoicing and Billing

Invoicing shall be specific to each production captioned.

The billing address is:

West Virginia Public Broadcasting

600 Capitol Street

Charleston, WV 25301

Attn: Steve Chapman

304-556-4900

**EBA170
COST SHEET**

- **1/4 hour live roll up (Quantity 136)** \$47.50 per 1/2 hour live

- **1/2 hour live roll-up (Quantity 204)** \$47.50 per 1/2 hour live

- **1 hour live roll-up (Quantity 13)** \$95.00 per hour live

- **1/2 hour live roll up to tape (Quantity 13)**
 - **Caption-Preparation Price** N/A
 - **Encoding Price** N/A
 - **Total** N/A

- **1 hour live roll up to tape (Quantity 6)**
 - **Caption-Preparation Price** N/A
 - **Encoding Price** N/A
 - **Total** N/A

- **1/2 hour to tape pop on (Quantity 4)**
 - **Caption-Preparation Price** N/A
 - **Encoding Price** N/A
 - **Total** N/A

- **1 hour to tape pop on (Quantity 4)**
 - **Caption-Preparation Price** N/A
 - **Encoding Price** N/A
 - **Total** N/A

- **90 minute to tape pop on (Quantity 7)**
 - **Caption-Preparation Price** _____ **N/A**
 - **Encoding Price** _____ **N/A**
 - **Total** _____ **N/A**

- **90 minute live roll up (Quantity 2)** _____ **\$142.50 per 90 minutes live**

- **2 hour live (Quantity 3)** _____ **\$190.00 per two hours live**

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

VENDOR OWING A DEBT TO THE STATE:

West Virginia Code §5A-3-10a provides that: No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owed is an amount greater than one thousand dollars in the aggregate.

PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the West Virginia Code may take place before their work on the public improvement is begun.

ANTITRUST:

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

LICENSING:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. 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 is in compliance with the requirements as stated.

Vendor's Name: U.S. Captioning Company

Authorized Signature:  Date: 08/06/08



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 EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/08/2008				

BID OPENING DATE: 09/04/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
----- ADDENDUM NO. 1 ----- THIS ADDENDUM IS ISSUED TO ALLOW FOR QUESTIONS TO BE SUBMITTED. INQUIRES: WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 8/19/2008. QUESTIONS MAY BE SENT VIA USPS FAX, COURIER, OR EMAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, EMAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRES TO: SHELLY MURRAY DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: 304-558-4115 EMAIL: SHELLY.L.MURRAY@WV.GOV ONCE THE QUESTION SUBMISSION DEADLINE HAS PASSED, ANOTHER ADDENDUM WILL BE ISSUED TO ADDRESS THOSE QUESTIONS. THIS ADDENDUM ALSO CHANGES THE EFFECTIVE DATE OF THE CONTRACT TO RUN FROM 9/15/2008 THROUGH 6/30/2009. THE BID OPENING DATE HAS BEEN CHANGED: FROM: 8/12/2008 TO : 9/04/2008						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Dave Moorman</i>	TELEPHONE 920-338-9201	DATE 9-9-08
-------------------------------	------------------------	-------------

TITLE VP SALES & MARKETING	FEIN 39-1677361	ADDRESS CHANGES TO BE NOTED ABOVE
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WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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

Request for Quotation

RFO NUMBER
 EBA170

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ADDRESS CORRESPONDENCE TO ATTENTION OF
 SHELLY MURRAY
 304-558-8801

RFQ COPY
 TYPE NAME/ADDRESS HERE

VENDOR

EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400

SHIP TO

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
08/08/2008				

BID OPENING DATE: 09/04/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UCP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		915-78		
CLOSED CAPTIONING SERVICES EXHIBIT 10 REQUISITION NO.: EBA170 ADDENDUM ACKNOWLEDGEMENT I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC. ADDENDUM NO. S: NO. 1 ✓ NO. 2 ✓ NO. 3 ✓ NO. 4 ✓ NO. 5 I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS. VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE						

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'



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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EBA170

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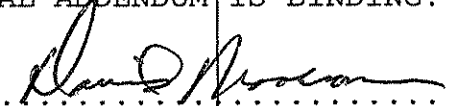
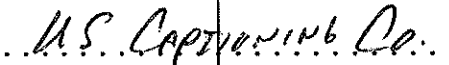
ADDRESS CORRESPONDENCE TO ATTENTION OF
SHELLY MURRAY
304-558-8801

RFQ COPY
 TYPE NAME/ADDRESS HERE

SHIP TO
**EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400**

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
08/08/2008				

BID OPENING DATE: **09/04/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING. <div style="text-align: center;">  SIGNATURE  COMPANY 9-9-08 DATE </div>						
REV. 11/96						
----- END OF ADDENDUM NO. 1 -----						
***** THIS IS THE END OF RFQ EBA170 ***** TOTAL: _____						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE  TELEPHONE **920-338-9201** DATE **9-9-08**

TITLE **VP SALES & MARKETING** FEIN ADDRESS CHANGES TO BE NOTED ABOVE

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



State of West Virginia
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 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
 EBA170

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ADDRESS CORRESPONDENCE TO ATTENTION OF
 SHELLY MURRAY
 304-558-8801

VENDOR

U.S. Captioning Company, Inc.
 Country World Productions, Inc.
 Attention: Dave Moorman
 2079 B Lawrence Drive
 De Pere, WI 54115

SHIP TO

EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/27/2008				

BID OPENING DATE: 09/11/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
----- ADDENDUM NO. 2 -----						
THIS ADDENDUM IS ISSUED TO ADDRESS QUESTIONS/CONCERNS RAISED PRIOR TO THE QUESTION SUBMISSION DEADLINE OF 8/19/2008 SET FORTH IN ADDENDUM NO. 1.						
ATTACHMENT: QUESTIONS AND RESPONSES						
THE BID OPENING DATE HAS ALSO BEEN CHANGED:						
FROM: 9/04/2008						
TO : 9/11/2008						
----- END OF ADDENDUM NO. 2 -----						
0001	1	LS		915-78		
CLOSED CAPTIONING SERVICES						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>David Moorman</i>	TELEPHONE 920-338-9201	DATE 9-9-08
TITLE VP SALES & MARKETING FEIN 39-1677361	ADDRESS CHANGES TO BE NOTED ABOVE	

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



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 Department of Administration
 Purchasing Division
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Request for Quotation

RFQ NUMBER
 EBA170

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ADDRESS CORRESPONDENCE TO ATTENTION OF:
 SHELLY MURRAY
 304-558-8801

US Captioning Company, Inc.
 Country World Productions, Inc.
 Attention: Dave Moorman
 2079 B Lawrence Drive
 De Pere, WI 54115

SHIPTO
 EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
09/09/2008				

BID OPENING DATE: 09/25/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
----- ADDENDUM NO. 3 -----						
<p>THIS ADDENDUM IS ISSUED TO OPEN ANOTHER QUESTION AND ANSWER PERIOD. ADDITIONAL QUESTIONS WILL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON 9/16/2008. NO ADDITIONAL QUESTIONS WILL BE ACCEPTED AFTER THIS DATE. THE QUESTIONS RECEIVED PRIOR TO THIS DATE WILL BE ADDRESSED IN A FUTURE ADDENDUM.</p> <p>ADDRESS INQUIRES TO:</p> <p style="text-align: center;">SHELLY MURRAY DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: 304-558-4115 EMAIL: SHELLY.L.MURRAY@WV.GOV</p> <p>THE BID OPENING DATE HAS CHANGED:</p> <p>FROM: 9/11/2008 TO : 9/25/2008</p> <p style="text-align: center;">----- END OF ADDENDUM NO. 3 -----</p>						
0001	1	LS		915-78		
CLOSED CAPTIONING SERVICES						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Dave Moorman</i>	TELEPHONE 920-338-9201	DATE 9-24-08
TITLE VP SALES & MARKETING	ADDRESS CHANGES TO BE NOTED ABOVE	

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



State of West Virginia
 Department of Administration
 Purchasing Division
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 Charleston, WV 25305-0130

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RFQ NUMBER
EBA170

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
SHELLY MURRAY
304-558-8801

RFQ COPY

TYPE NAME/ADDRESS HERE

VENDOR

VENDOR

**EDUCATIONAL BROADCASTING
 AUTHORITY
 600 CAPITOL STREET
 CHARLESTON, WV
 25301-1223 304-558-3400**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
09/19/2008				

BID OPENING DATE: **09/25/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
----- ADDENDUM NO. 4 ----- THIS ADDENDUM IS ISSUED TO ADDRESS QUESTIONS RECEIVED PRIOR TO THE SECOND QUESTION SUBMISSION DEADLINE OF 9/16/2008 AND TO REPLACE THE VENDOR PREFERENCE CERTIFICATE FROM THE ORIGINAL REQUEST FOR QUOTATION WITH THE ATTACHED VENDOR PREFERENCE CERTIFICATE. ATTACHMENTS: QUESTIONS AND RESPONSES VENDOR PREFERENCE CERTIFICATE REVISED COST SHEET THE BID OPENING REMAINS: 9/25/2008 ----- END OF ADDENDUM NO. 4 -----						

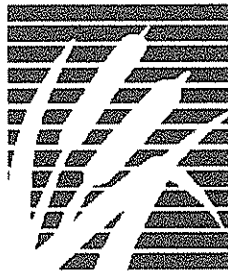
SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>David Morrison</i>	TELEPHONE 920-338-9201	DATE 9-24-08
TITLE VP SALES & MARKETING	ADDRESS CHANGES TO BE NOTED ABOVE	

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

WVPBS Television Network

Closed Captioning Services Proposal



Prepared by:
Country World Productions, Inc./
U.S. Captioning Company
September 9, 2008

Confidentiality Notice:

The enclosed documents and any information pertaining to a Real-Time Closed Captioning Sponsorship including the methodology, pricing, strategies, structure, etc. provided by CWP, has been exclusively developed by and is owned by CWP, Inc. The information is strictly confidential, shall not be shared with any other third party without the express written permission of CWP, and shall not be used in any way for personal or financial gain without the involvement of CWP.

Who We Are...

U.S. Captioning is the only captioning company in the world that is owned by a sponsorship agency (Country World Productions, Inc) dedicated to provide sponsorship for captioning, and is one of the leading providers of quality real time closed captioning services to local stations.

Country World Productions, as a multi-media company, was founded in 1982, with divisions in television production, publishing, and sponsorship sales. In 1994, Country World Productions dedicated a full-time division towards securing sponsors like Sony, McDonalds, American Home Products, Wendy's and others to sponsor captioning on local, national news, and sports. CWP has been the leading provider of sponsorships for real time closed captioning on television, and has enabled over 50 local TV stations to add or continue real time closed captioning services, and has positively impacted millions of hard-of-hearing and deaf viewers. CWP's efforts have enabled local TV stations as far out as the 200th market to have real time captioning on their newscasts. Country World Productions' sponsors pay for the cost of captioning at each station, and in many cases also generates revenue for the station.

The rich history of excellent working relationships that CWP has developed in the television industry has worked hand in glove with entering the captioning business. In 1999, Country World Productions formed U.S. Captioning Company and today is a turnkey operation offering sponsorship and captioning services to local TV stations, cable and networks.

Customer Support: U.S. Captioning has a full time staff available 24 hours a day to address and schedule add-on programming, emergency broadcasts, scheduling changes or technical difficulties at the station or captioner level. Customer Service utilizes a pool of back-up captioners, available on short notice during emergency and last-minute captioning situations.

Specifications

Delivery of Captions & Equipment:

U.S. Captioning Company provides real time captioning services via the stenographic method over telephone lines. During a broadcast, the assigned captioner dials into the client's IFB (audio) line, as well as connects to the encoder via modem. As the broadcast is televised, the captioner listens to the broadcast via the audio line, and transcribes what is spoken, which in turn is delivered via modem connection to the encoder. In order to receive captioning services, each client is required to provide (and incur the cost for): an encoder, IFB/audio coupler, and two dedicated phone lines (encoder line and audio line). All equipment will be tested and ready to receive captioning services within 30 days of the award of the contract.

While U.S. Captioning does have plans to establish an offline in-house facility, we currently do not provide captioning via post-production, and are unable to provide post-production "pop-on" or "roll-up" captions. However, as an alternative, we are able to provide real time live captioning to any live broadcast or to tape.

IP Captioning: U.S. Captioning currently provides real time captioning via telephone line dial-up. However, we are currently working to enhance the company's technology to enable deliver of captions via the internet, and would be able to switch the method of delivery to web technology once it has been developed and tested to our satisfaction.

Rates for Captioning

The cost of captioning services to be provided to the WVPBS Television Network will be incurred and paid at the following rates billed to the nearest 15 minute increment:

- 0 – 15 minutes = \$23.75
- 16 – 30 minutes = \$47.50
- 31 – 45 minutes = \$71.25
- 46 – 60 minutes = \$95.00
- Above 60 minutes = \$95.00 per hour billed in 15 minute increments

Emergency programming, or any other programming that is added with less than a 24-hour notice, will be billed at a rate of \$125 per hour, billable in 30 minute increments.