



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
DEP15250

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
**CHUCK BOWMAN
 304-558-2157**

**RFQ COPY
 TYPE NAME/ADDRESS HERE**

ATC Group Services Inc. dba ATC Associates Inc.
 3 Terri Lane, Suite #4
 Burlington, NJ 08016

**ENVIRONMENTAL PROTECTION
 DEPT. OF
 OFFICE OF SPECIAL RECLAMATION
 105 S. RAILROAD STREET
 PHILIPPI, WV
 26416-9998 304-457-3219**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
12/02/2010				

BID OPENING DATE: **01/12/2011** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-73		
<p>RECLAMATION: WATER TREATMENT PROJECT</p> <p>SPECIAL RECLAMATION/BOND FORFEITURE PROJECT</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, ON BEHALF OF THE AGENCY, THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, IS SOLICITING BIDS FROM QUALIFIED CONTRACTORS FOR A CONTRACT TO PROVIDE ALL LABOR AND MATERIALS TO PERFORM RECLAMATION ON THE MINING OPERATION OF AMANDA NICOLE FUELS, INC., NOW UNDER REVOKED PERMIT NUMBER(S) S-1018-88. THIS SITE CONSISTS OF APPROXIMATELY 9 ACRES AND IS LOCATED NEAR TUNNELTON, WV IN PRESTON COUNTY.</p> <p>THE RECLAMATION SHALL BE PERFORMED UNDER THE GUIDANCE AND GENERAL SUPERVISION OF THE AGENT ASSIGNED TO THE PROJECT FOR THE STATE OF WEST VIRGINIA, DEPARTMENT OF ENVIRONMENTAL PROTECTION.</p> <p>A MANDATORY ON-SITE PREBID CONFERENCE SHALL BE HELD ON 12/21/2010 @ 10:00 AM. ALL INTERESTED PARTIES ARE REQUIRED TO ATTEND THIS MEETING. FAILURE TO ATTEND THE MANDATORY PRE-BID SHALL RESULT IN DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.</p> <p>AN ATTENDANCE SHEET WILL BE MADE AVAILABLE FOR ALL POTENTIAL BIDDERS TO COMPLETE. THIS WILL SERVE AS THE OFFICIAL DOCUMENT VERIFYING ATTENDANCE AT THE MANDATORY PRE-BID. FAILURE TO PROVIDE YOUR COMPANY AND REPRESENT</p>						

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 WV PURCHASING DIVISION

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TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	

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<p>ATTENTION NAME ON THE ATTENDANCE SHEET WILL RESULT IN DISQUALIFICATION OF THE BID. THE STATE WILL NOT ACCEPT ANY OTHER DOCUMENTATION TO VERIFY ATTENDANCE. THE BIDDER IS RESPONSIBLE FOR ENSURING THEY HAVE COMPLETED THE INFORMATION REQUIRED ON THE ATTENDANCE SHEET. THE PURCHASING DIVISION AND THE STATE AGENCY WILL NOT ASSUME ANY RESPONSIBILITY FOR A BIDDER'S FAILURE TO COMPLETE THE PRE-BID ATTENDANCE SHEET. IN ADDITION, WE REQUEST THAT ALL POTENTIAL BIDDERS INCLUDE THEIR E-MAIL ADDRESS AND FAX NUMBER.</p> <p>ALL POTENTIAL BIDDERS ARE REQUESTED TO ARRIVE PRIOR TO THE STARTING TIME FOR THE PRE-BID. BIDDERS WHO ARRIVE LATE, BUT PRIOR TO THE DISMISSAL OF THE TECHNICAL PORTION OF THE PRE-BID WILL BE PERMITTED TO SIGN IN. BIDDERS WHO ARRIVE AFTER CONCLUSION OF THE TECHNICAL PORTION OF THE PRE-BID, BUT DURING ANY SUBSEQUENT PART OF THE PRE-BID WILL NOT BE PERMITTED TO SIGN THE ATTENDANCE SHEET.</p> <p>DIRECTIONS TO PRE-BID: IN PRESTON COUNTY, FROM TUNNELTON, TRAVEL SOUTH ON STATE ROUTE 26 FOR APPROX. 2.6 MILES. TURN LEFT ONTO MCGEE ROAD (COUNTY ROUTE 26/38). TRAVEL APPROX. 0.8 MILE TO RECLAMATION SITE.</p> <p>CONTACT & PHONE #: DAVID B. MCCOY 304-457-4588, EXT. 3218</p> <p>ALL WORK MUST BE COMPLETED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS PREPARED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND PURCHASE ORDER ISSUED BY THE DEPARTMENT OF ADMINISTRATION, DIVISION OF PURCHASING.</p> <p>EXHIBIT 5</p>						

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<p>WEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLIANCE WITH THE BID. THE ENCLOSED PURCHASING AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE 1D, CHAPTER 21 OF THE WEST VIRGINIA CODE. FAILURE TO SUBMIT THE SIGNED PURCHASING AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID.</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITH 365 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 NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE 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 PRESTON 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>						

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<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>() BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</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, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p>						

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	REV. 11/00			CONTRACTORS LICENSE		
<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: CONTRACTORS NAME: ..ATC Group Services Inc. dba ATC Associates Inc.....</p> <p>CONTRACTORS LICENSE NO.: ..WV046583.....</p> <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</p>						

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<p>DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p>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.</p> <p>PREFERENCE FOR USE OF DOMESTIC STEEL PRODUCTS</p> <p>1. EXCEPT WHEN AUTHORIZED BY THE DIRECTOR OF THE PURCHASING DIVISION PURSUANT TO SUBSECTION 2 BELOW NO CONTRACTOR MAY USE OR SUPPLY STEEL PRODUCTS FOR A STATE CONTRACT PROJECT OTHER THAN THOSE STEEL PRODUCTS MADE IN THE UNITED STATES. AS USED USED IN THIS CONTRACT,</p> <p>A. "STATE CONTRACT PROJECT" MEANS ANY ERECTION OR CONSTRUCTION OF, OR ANY ADDITION TO, ALTERATION OF OR OTHER IMPROVEMENT TO ANY BUILDING OR STRUCTURE, INCLUDING, BUT NOT LIMITED TO, ROADS OR HIGHWAYS, OR THE INSTALLATION OF ANY HEATING OR COOLING OR VENTILATING PLANTS OR OTHER EQUIPMENT, OR THE SUPPLY OF AND MATERIALS FOR SUCH PROJECTS, PURSUANT TO A CONTRACT WITH THE STATE OF WEST VIRGINIA FOR WHICH BIDS WERE SOLICITED ON OR AFTER JUNE 6, 2001.</p> <p>B. "STEEL PRODUCTS" MEANS PRODUCTS ROLLED, FORMED, SHAPED, DRAWN, EXTRUDED, FORGED, CAST, FABRICATED OR OTHERWISE SIMILARLY PROCESSED, OR PROCESSED BY A COMBINATION OF TWO OR MORE OF SUCH OPERATIONS, FROM STEEL MADE BY THE OPEN HEARTH, BASIC OXYGEN, ELECTRIC FURNACE, BESSEMER OR OTHER STEEL MAKING PROCESS.</p>						

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				<p>C. "UNITED STATES" MEANS THE UNITED STATES OF AMERICA AND INCLUDES ALL TERRITORY, CONTINENTAL OR INSULAR, SUBJECT TO THE JURISDICTION OF THE UNITED STATES.</p> <p>2. THE DIRECTOR OF THE PURCHASING DIVISION MAY, IN WRITING, AUTHORIZE THE USE OF FOREIGN STEEL PRODUCTS IF:</p> <p>A. THE COST FOR EACH CONTRACT ITEM USED DOES NOT EXCEED ONE TENTH OF ONE PERCENT (.1%) OF THE TOTAL CONTRACT COST OR TWO THOUSAND FIVE HUNDRED DOLLARS (2,500.00), WHICHEVER IS GREATER. FOR THE PURPOSES OF THIS SECTION, THE COST IS THE VALUE OF THE STEEL PRODUCT AS DELIVERED TO THE PROJECT OR,</p> <p>B. THE DIRECTOR OF THE PURCHASING DIVISION DETERMINES THAT SPECIFIED STEEL MATERIALS ARE NOT PRODUCED IN THE UNITED STATES IN SUFFICIENT QUANTITY OR OTHERWISE ARE NOT REASONABLY AVAILABLE TO MEET CONTRACT REQUIREMENTS.</p> <p>3. A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO WV CODE SECTION 5A-3-56.</p> <p>REV. 10/01/01</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS</p> <p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET.,</p>		

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<p>SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINU GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE 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>						

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<p>NOTICE FOR ISSUANCE & 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> <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. 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>						
EXHIBIT 10						

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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 NOS.:						
	NO. 1	X				
	NO. 2	X				
	NO. 3					
	NO. 4					
	NO. 5					
I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE 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 SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.						
				SIGNATURE		
				COMPANY		
				DATE		

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

REQ NUMBER
DEP15250

PAGE
11

ADDRESS FOR CORRESPONDENCE TO ATTENTION OF
**CHUCK BOWMAN
 304-558-2157**

RFQ COPY
TYPE NAME/ADDRESS HERE

VENDOR

ATC Group Services Inc. dba ATC Associates Inc.
 3 Terri Lane. Suite #4
 Burlington, NJ 08016

BUYER

**ENVIRONMENTAL PROTECTION
 DEPT. OF
 OFFICE OF SPECIAL RECLAMATION
 105 S. RAILROAD STREET
 PHILIPPI, WV
 26416-9998 304-457-3219**

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
12/02/2010				

BID OPENING DATE: **01/12/2011** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	QAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>REV. 11/96</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: CB-23</p> <p>REQ. NO.: DEP15250</p> <p>BID OPENING DATE: 01/12/2011</p> <p>BID OPENING TIME: 1:30 P.M.</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</p> <p style="text-align: center;">(609) 386-7951</p> <p>-----</p> <p>PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:</p> <p style="text-align: center;">Vik Patel</p> <p>-----</p>						

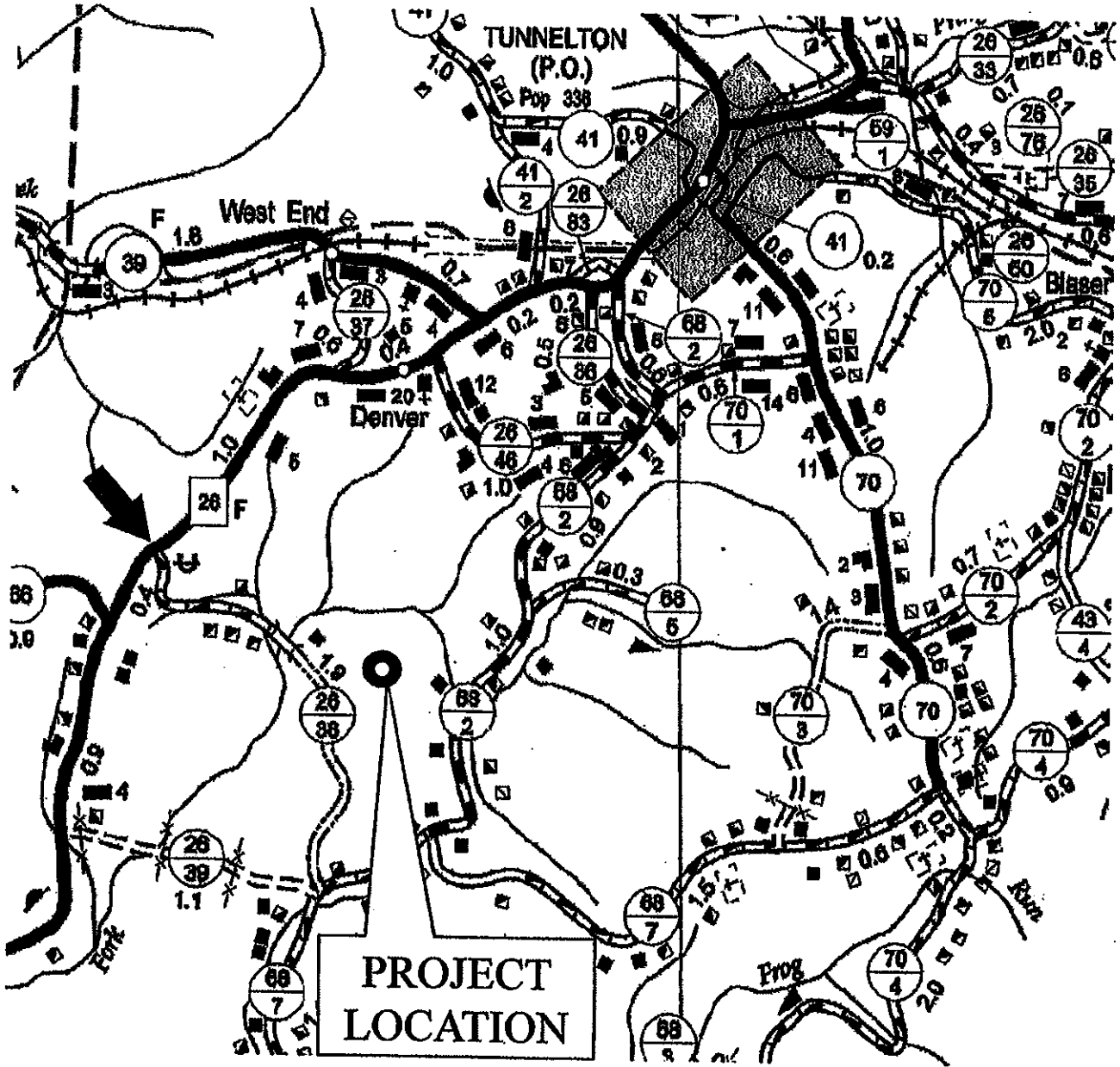
SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE

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

**AMANDA NICOLE
FUELS, INC.
PERMIT #: S-1018-88**

CB-23 DEP 15250



In Preston County, from Tunnelton, travel south on State Route 26 for approx. 2.6 miles. Turn left onto McGee Road (County Route 26/38). Travel approx. 0.8 mile to reclamation site.

BUYER CB-23		RBQ. OR PO NO. DEP 15250
SPENDING UNIT WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/SPECIAL RECLAMATION		

WV-36a STATE OF WEST VIRGINIA
REV. 3-15-10 PURCHASING CONTINUATION SHEET
VENDOR:

SCOPE OF WORK

The successful bidder shall provide appropriate equipment, materials, labor and any technical services needed for the successful reclamation of AMANDA NICOLE FUELS, INC., Permit S-1018-88, and any disturbance associated with such operation. The General Performance Standards (GPS) shall apply to all items in Scope of Work.

Work necessary on this site will include the following items, but is not limited to these:

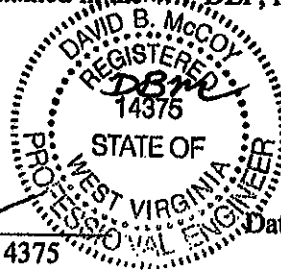
1. Upon mobilization to the site, which will be directed in a written Notice to Proceed, the access roads shall be developed in accordance with bid item #1.0. If, fuel and lubricants are to be stored on site, bid item #2.0 shall be in place before fuel is delivered. Project sign is to be obtained and installed, prior to start of work.
2. Storm water management, as necessary, in the form as described, in the National Pollutant Discharge Elimination System, Water Pollution Control Permit Number WV0115924, existing sediment control pond and in addition bid items #6-7 shall be installed (described locations). See Water Quality Control under the General Performance Standards.
3. Reclamation is to be according to the attached specifications, plans, and clarifying discussions at the Pre-Bid Conference.
4. Construction stakeout as necessary to carry out work. (Bid Item #5.4)
5. All bid items specified by ACRE on this project in the Bid Schedule shall require the submittal of a final survey to verify final acreages. This submittal shall include a copy of all field notes, a map to scale in paper and electronic form. The final survey must be conducted under the direct supervision of and certified by a Professional Surveyor or Professional Engineer licensed in the state of West Virginia. Partial payments may be made for estimated acreages that are field verified and agreed upon with the DEP onsite representative. Partial payments may not exceed 75% of bid item prior to final survey. This shall be paid from the Construction Stakeout bid item.
6. It shall be the contractor's responsibility to check for and locate all utilities within the work area to provide and maintain a safe working area in addition to preventing damage to the utility.
7. Construct riprap ditches and open limestone channels.
8. Construct underdrains and/or seep collectors.
9. Remove existing Anoxic Limestone Drain in a seep area at the end of the permit area, where a new riprap ditch is to be installed.
10. Install pre-cast manholes.
11. Install grouted limestone channels after the lime dispensing unit to the treatment ponds, and between each pond, and grout a section of culvert pipe as a flow measurement device in the exit channel after the final pond.
12. Install various size culverts as described at the Pre-Bid Conference. (Exact locations shall be determined by onsite DEP representative during construction.)
13. Upgrade existing haulroad with new road specifications, which also include a rocked ditch.

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14. Install a new hydrated lime dispensing unit with a 30 ton capacity, 12 feet diameter silo, and steel enclosure.
15. Construct new haulroad access to hydrated lime dispensing unit.
16. Construct three settling ponds with synthetic liners, and concrete spreader structures at pond inlets and outlets.
17. Install all elements of Acid Mine Drainage Duplex Pump Station. This shall include a pre-cast concrete collection vault with aluminum lid; duplex non clog submersible pumps on rails; a pre-cast concrete valve vault; valves; 3 inch HDPE pump line; and an electric pump station panel board.
18. Coordinate with the local power utility company to extend single phase power to the pump station.
19. Construct two sludge cells with drain systems for onsite sludge disposal.
20. Install sludge pumping lines from treatment ponds to the sludge disposal cells.
21. Install fencing and gates around settling ponds and sludge disposal cells.
22. Regrade select areas along the old permit boundary sediment channels.
23. Vegetative cover with seed, lime, fertilizer, and mulch.
24. Enhance existing vegetation with liming.
25. Any other site specific items required.

I, David B. McCoy, the undersigned, hereby certify¹ that this Reclamation Plan is correct and shows to the best of my knowledge and belief all the information required by the surface mining laws of the State of West Virginia. The source of information was the approved mining and reclamation plan contained in the forfeited surface mine permit, existing site conditions and information contained in the WV DEP, Inspection and Enforcement files.



David B. McCoy
Registered Professional Engineer WV No. 14375

Date: 10-26-2010

¹ The term "certify" as used herein is defined as follows: An engineer's certification of conditions is a declaration of professional judgment. It does not constitute a warranty or guarantee, either expressed or implied.

BUYER CB-23	REQ. OR PO NO. JEP 15250
SPENDING UNIT WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/SPECIAL RECLAMATION	

WV-36a STATE OF WEST VIRGINIA
REV. 3-15-10 PURCHASING CONTINUATION SHEET
VENDOR:-

ITEM NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
BID SCHEDULE				
PERMIT NAME: <u>AMANDA NICOLE FUELS, INC.</u>				
PERMIT NUMBER(S): <u>S-1018-88</u>				
The DEP reserves the right to request additional information and supporting documentation regarding unit prices when the unit price appears to be unreasonable.				
1.0	LUMP SUM	<u>MOBILIZATION/DEMobilIZATION/PROJECT SIGN</u> (5% Total Bid Maximum for this permit)	LUMP SUM	\$ <u>25,000.00</u>
2.0	LUMP SUM	<u>SPILL CONTAINMENT AREA (S.C.A.)</u> (\$1,000.00 Maximum Bid for this permit)	LUMP SUM	\$ <u>1,000.00</u>
3.0	<u>3100 LF</u>	<u>NEW HAULROAD/ACCESS ROAD WITH ROCK DITCH</u>	\$ <u>34.66</u> PER LF	\$ <u>107,446.00</u>
3.1	<u>100 TON</u>	<u>INCIDENTAL STONE</u>	\$ <u>26.50</u> PER TON	\$ <u>2,650.00</u>
3.2	<u>1500 LF</u>	<u>NEW HAULROAD/ACCESS ROAD</u>	\$ <u>31.65</u> PER LF	\$ <u>47,475.00</u>
4.0	<u>180 LF</u>	<u>15 INCH DUAL WALL CULVERT</u>	\$ <u>14.87</u> PER LF	\$ <u>2,677.20</u>
4.1	<u>300 LF</u>	<u>18 INCH DUAL WALL CULVERT</u>	\$ <u>19.82</u> PER LF	\$ <u>5,946.00</u>
4.2	<u>100 LF</u>	<u>24 INCH DUAL WALL CULVERT</u>	\$ <u>32.68</u> PER LF	\$ <u>3,268.00</u>
4.3	<u>180 LF</u>	<u>16 INCH HDPE PIPE</u>	\$ <u>46.53</u> PER LF	\$ <u>8,376.00</u>
<u>REVEGETATION</u>				
5.0	<u>2 AC</u>	<u>AGRICULTURAL LIME</u>	\$ <u>1,316.67</u> PER ACRE	\$ <u>11,850.0</u>
5.1	<u>2 AC</u>	<u>FERTILIZER</u>	\$ <u>461.67</u> PER ACRE	\$ <u>4,155.00</u>
5.2	<u>2 AC</u>	<u>MULCH</u>	\$ <u>410.67</u> PER ACRE	\$ <u>3,696.00</u>
5.3	<u>2 AC</u>	<u>VEGETATIVE SPECIES</u>	\$ <u>241.67</u> PER ACRE	\$ <u>2,175.00</u>
5.4	LUMP SUM	<u>CONSTRUCTION STAKEOUT</u> (Limited to 5% Total Bid)	LUMP SUM	\$ <u>10,600.00</u>

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WV-36a STATE OF WEST VIRGINIA
 REV. 3-15-10 PURCHASING CONTINUATION SHEET
 VENDOR:

5.5	2 AC	<u>REGRADING</u>	\$ 1,800.00 PER ACRE	\$3,600.00
5.6	50 TN	<u>LIMING</u>	\$ 397.27 PER TN	\$ 19,863.50
6.0	4 EA	<u>CONSTRUCTED SEDIMENT CONTROL STRUCTURES</u>	\$ 1,575.00 PER EA	\$6,300.00
7.0	500 LF	<u>STORMWATER MANAGEMENT WITH SILT FENCE AND HAYBALE DIKE</u> (Max. Bid \$5.00 Per LF)	\$5.70 PER LF	\$2,850.00
8.0	3500 LF	<u>RIPRAP V-DITCH</u>	\$ 19.17 PER LF	\$ 67,100.00
9.0	600 LF	<u>GROUTED TRAPEZOIDAL DITCH</u>	\$22.00 PER LF	\$ 13,200.00
10.0	500 LF	<u>SEEP COLLECTOR UNDERDRAIN</u>	\$ 27.48 PER LF	\$ 13,740.00
10.5	800 LF	<u>6 INCH SOLID SDR 35 PIPE</u>	\$ 4.11 PER LF	\$ 3,288.00
11.0	NO BID ITEM	<u>UTILITIES</u>	NO BID ITEM	
12.0	6 EA	<u>CONCRETE SPREADER</u>	\$ 1,275.00 PER EA	\$ 7,650.00
13.0	1 EA	<u>SETTLING POND #1 WITH LINER</u>	\$ 26,156.00 PER EA	\$26,156.00
14.0	1 EA	<u>SETTLING POND #2 WITH LINER</u>	\$26,156.00 PER EA	\$26,156.00
15.0	1 EA	<u>SETTLING POND #3 WITH LINER</u>	\$ 26,156.00 PER EA	\$26,156.00
16.0	360 LF	<u>BAFFLE CURTAIN</u>	\$ 2.67 PER LF	\$ 960.00
17.0	10 LF (Depth)	<u>SUB-FOUNDATION PREPARATION</u>	\$ 355.00 PER LF	\$3,550.00
18.0	LUMP SUM	<u>FOUNDATION</u>	LUMP SUM	\$4,980.00
19.0	1 EA	<u>30 TON LIME DISPENSING UNIT, ENCLOSURE, AND SILO</u>	\$107,425.00 PER EA	\$ 107,425.00
20.0	LUMP SUM	<u>CRANE</u>	LUMP SUM	\$ 2,370.00
21.0	2 EA	<u>SLUDGE DISPOSAL UNDERDRAIN</u>	\$ 1,455.00 PER EA	\$ 1,455.00

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22.0	2 EA	<u>SLUDGE DISPOSAL CELL</u>	\$ 5,975.00	\$ 11,950.00
			PER EA	
23.0	1200 LF	<u>6 INCH HDPE SLUDGE PIPE</u>	\$ 6.60	\$ 7,920.00
			PER LF	
24.0	4 EA	<u>PUMP ADAPTOR CONNECTION</u>	\$ 800.00	\$ 3,200.00
			PER EA	
25.0	1 EA	<u>PUMP ADAPTOR CONNECTION WITH 2 INCH DRAIN</u>	\$ 1,220.00	\$ 1,220.00
			PER EA	
26.0	2 EA	<u>WYES (6" HDPE LATERALS 45⁰)</u>	\$ 498.00	\$ 996.00
			PER EA	
27.0	1 EA	<u>TEES (6" HDPE TEE 90⁰)</u>	\$ 638.62	\$ 638.62
			PER EA	
28.0	1 EA	<u>CONNECTION AT DISPENSING UNIT</u>	\$ 2,256.00	\$ 2,256.00
			PER EA	
29.0	800 LF	<u>8 INCH HDPE OVERFLOW LINE</u>	\$ 12.75	\$ 10,200.00
			PER LF	
30.0	2 EA	<u>8 INCH CLEANOUT</u>	\$ 415.00	\$ 830.00
			PER EA	
31.0	800 LF	<u>4 INCH HDPE DRIVE LINE</u>	\$ 4.35	\$ 3,480.00
			PER LF	
32.0	2 EA	<u>4 INCH CLEANOUT</u>	\$ 376.12	\$ 752.24
			PER EA	
33.0	2 EA	<u>PRE-CAST MANHOLE</u>	\$ 6,502.24	\$ 13,004.48
			PER EA	
<u>AMD DUPLEX PUMP SYSTEM</u>				
34.0	LUMP SUM	<u>AMD DUPLEX PUMP STATION</u>	LUMP SUM	\$ 55,790.85
35.0	1 EA	<u>PUMP STATION PANEL BOARD</u>	\$ 9,415.76	\$ 9,415.76
			PER EA	
36.0	1450 LF	<u>3 INCH HDPE PUMP LINE</u>	\$ 3.75	\$ 5,433.33
			PER LF	
37.0	4 EA	<u>3 INCH CLEANOUT</u>	\$ 260.40	\$ 1,041.60
			PER EA	
38.0	1 EA	<u>VACUUM/AIR RELIEF VALVE</u>	\$ 256.00	\$ 256.00
			PER EA	

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<u>SECURITY STRUCTURE</u>				
39.0	<u>3000 LF</u>	<u>FENCE</u>	\$ <u>13.00</u> PER LF	\$ <u>39,000.00</u>
40.0	<u>6 EA</u>	<u>10 FOOT GATES</u>	\$ <u>100.00</u> PER EA	\$ <u>600.00</u>
41.0	<u>4 EA</u>	<u>4 FOOT GATES</u>	\$ <u>100.00</u> PER EA	\$ <u>400.00</u>
42.0	<u>1200 LF</u>	<u>TEMPORARY FENCE</u>	\$ <u>7.12</u> PER LF	\$ <u>8,544.00</u>
TOTAL PERMIT S-1018-88				\$ <u>751,497.58</u>



State of West Virginia
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PAGE:
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ADDRESS CORRESPONDENCE TO ATTENTION OF:
 CHUCK BOWMAN
 304-558-2157

RFQ COPY

TYPE NAME/ADDRESS HERE

VENDOR

ATC Group Services Inc. dba ATC Associates Inc.
 3 Terri Lane, Suite #4
 Burlington, NJ 08016

SPECIAL

ENVIRONMENTAL PROTECTION
 DEPT. OF
 OFFICE OF SPECIAL RECLAMATION
 105 S. RAILROAD STREET
 PHILIPPI, WV
 26416-9998 304-457-3219

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/07/2011				

BID OPENING DATE: 01/12/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 1 *****						
ADDENDUM ISSUED FOR THE AMANDA NICOLE FUELS WATER TREATMENT PROJECT IN PRESTON CO., WV, TO DISTRIBUTE THE PRE-BID SIGN-IN SHEETS, THE Q/A, AND ADDITIONAL DRAWINGS RESULTING FROM THE 12/21/2010, MANDATORY PRE-BID MEETING.						
BID OPENING DATE & TIME ARE EXTENDED TO 01/18/2011 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
0001	1	JB		962-73		
RECLAMATION: WATER TREATMENT PROJECT						

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'

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15250

Bid Date: January 12, 2011

Project: Amanda Nicole Fuels
S-1018-88

Pre-Bid Date: December 21, 2011

Name : Ann Klansawicz
Company: EASTERN ARROW
Address: P.O. BOX 4108
CHARLESTON WV
25364

Phone #: 304-414-0255
Fax #: 0256
Email : easternarrow@hotmail.com

Name : Agaly Atkins
Company: Aspen Corporation
Address: 2400 Rife Drive
Daniels WV 25832

Phone#: 304-763-4573
Fax #: 304-763-4591
Email : jatkins@aspen-golf.com

Name : Don Vincent
Company: Breakaway Inc
Address: 1075 Old Turnpike Rd.
Summit, WV 26061

Phone #: 304-265-5312
Fax #: 304-265-5389
Email : don@breakawaywv.com

Name : JAMES ALLEN
Company: JF ALLEN CO
Address: P O BOX 2049
Buckhannon WV
26201

Phone#: 304 472 8890
Fax #: 304 472 8897
Email JAMES.ALLEN@JFALLENCO.COM

Name : DONALD STAMM
Company: LIME DOSER CONSULTING
Address: P.O. BOX 2184
CLARKSBURG, WV 26301

Phone #: 304-669-8616
Fax #: INFO@LIMEDOSER.COM
Email : 304-742-1037

Name : COLLIER, RAY
Company: SAFETY THE TRUST
Address: WATKINSVILLE, WV

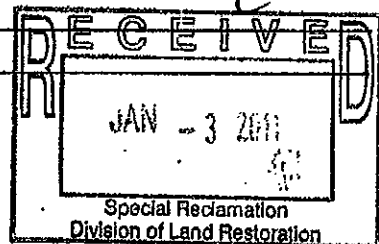
Phone#: 304 265 2750
Fax #: 304 265 2750
Email : RAY@SAFETYTRUST.COM

Name : GEORGE FRESHOUR
Company: EAGLE EXCAVATION INC
Address: P.O. BOX 218
KEARNA, WV
25248

Phone #: (304) 372-4378
Fax #: (304) 372-4378
Email : gfrshour@earthlink.net

Name : Perianna Emly
Company: SAFETY THE TRUST
Address: WATKINSVILLE, WV
26580

Phone#: 265-8047 (304)
Fax #: 265-8047 (304)
Email : periana@emly.com



MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15250

Bid Date: January 12, 2011

Project: Amanda Nicole Fuels Pre-Bid Date: December 21, 2011
S-1018-88

Name : STEVIE S2982
 Company: PRO CONTRACTING, INC
 Address: P.O. Box 2442
Clarksburg WV 26302

Phone #: 304 622-2400
 Fax # : 622-2410
 Email : procon.555@mc.aac.com

Name : DAVID H. BOWMAN
 Company: Green Mountains
 Address: 511 50th Street
Chas WV 26304

Phone #: 304 925 0253
 Fax # : 304 925 9230
 Email : Jody Maye AOL.com

Name : GARY LONG
 Company: McCourt & Son Const.
 Address: 2790 Centralia Rd
Sutton WV 26661

Phone #: 304 765-5388
 Fax # : 304 765-5393
 Email : glong@wireline.com

Name : MIKE FORLONG
 Company: ATC Assoc.
 Address: ROCKINGTON, WV

Phone #: 330-620-1232
 Fax # : 609-386-7951
 Email : _____

Name : Bob Conterbury
 Company: OCI Services
 Address: 90 Box 1257
Black Mt WV 24901

Phone# : 304-622-9952
 Fax # : 304-925-3097
 Email : Bob.Conterbury@gmail.com

Name : Leroy Stanley
 Company: Save The Tiger
 Address: 304-265-8047
304-265-5719

Phone# : _____
 Fax # : _____
 Email : _____

Name : Lowell Biagg
 Company: G.L. Stone INC
 Address: 7701 Lynn Avenue
Hamlin WV 25523

Phone# : 304-824-3800
 Fax # : _____
 Email : _____

Name : Robert BARNES
 Company: BARNES EXC. INC.
 Address: P.O. Box 13384
Sissonville
WV 25360

Phone# : 304-984-1725
 Fax # : 304-984-0074
 Email : BARNES EXC(A)AOL.COM

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15250

Bid Date: January 12, 2011

Project: Amanda Nicole Fuels Pre-Bid Date: December 21, 2011
S-1018-88

Name : Phil P. Day
Company: Compu-1 up Inc
Address: 243
Simpson WV 26435

Phone #: 304-739-4397
Fax # : 304-739-4401
Email : _____

Name : _____
Company: _____
Address: _____

Phone# : _____
Fax # : _____
Email : _____

Name : Mike Jenkins
Company: AQUAFIX Systems Inc
Address: 301 Maple Lane
Kingwood WV 26537

Phone #: 304-329-1056
Fax # : 304-329-1217
Email : mjj@aquafix.com

Name : _____
Company: _____
Address: _____

Phone# : _____
Fax # : _____
Email : _____

Name : Paul Baker
Company: SAVE TITL
Address: TYGART

Phone #: _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Phone# : _____
Fax # : _____
Email : _____

Name : Ed Lumbos
Company: Save The Tugboat
Address: _____

Phone #: _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Phone# : _____
Fax # : _____
Email : _____

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

RFQ # : DEP15250

Bid Date: January 12, 2011

Project: Amanda Nicole Fuels Pre-Bid Date: December 21, 2011
S-1018-88

Name : GARY TINSLEY
Company: Robert BEITZEL Exc.
Address: 20 LAMAR City Rd.
Dalton, MD. 21550

Name : _____
Company: _____
Address: _____

Phone #: 301-334-6326
Fax #: 301-334-6326
Email : beitzelxcl@gmail.com

Phone# : _____
Fax # : _____
Email : _____

Name : Greg Phillips
Company: WV-DEP
Address: _____

Name : _____
Company: _____
Address: _____

Phone #: _____
Fax #: _____
Email : _____

Phone# : _____
Fax # : _____
Email : _____

Name : _____
Company: _____
Address: _____

Name : _____
Company: _____
Address: _____

Phone #: _____
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Company: _____
Address: _____

Phone #: _____
Fax #: _____
Email : _____

Phone# : _____
Fax # : _____
Email : _____



State of West Virginia
 Department of Administration
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ADDRESS CORRESPONDENCE TO ATTENTION OF
 CHUCK BOWMAN
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ATC Group Services Inc. dba ATC Associates Inc.
 3 Terri Lane, Suite #4
 Burlington, NJ 08016

ENVIRONMENTAL PROTECTION
 DEPT. OF
 OFFICE OF SPECIAL RECLAMATION
 105 S. RAILROAD STREET
 PHILIPPI, WV
 26416-9998 304-457-3219

DATE PRINTED	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
01/13/2011				

BID OPENING DATE: 01/18/2011 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 2 *****						
ADDENDUM ISSUED FOR THE AMANDA NICOLE FUELS PROJECT TO CLARIFY THE BID OPENING AS 01/18/2011. ADDENDUM NO.1 CHANGED THE DATE TO 01/18/2011, IN THE BODY OF THE ADDENDUM, BUT THE BID OPENING DATE WAS NOT CHANGED IN THE HEADING OF THE DOCUMENT.						
BID OPENING DATE IS 01/18/2011 AT 1:30 PM.						
***** NO OTHER CHANGES *****						
C001	1	JB		962-73		
RECLAMATION: WATER TREATMENT PROJECT						
***** THIS IS THE END OF RFQ DEP15250 ***** TOTAL:						\$ 751,497.58

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'



CERTIFICATE OF LIABILITY INSURANCE

6/1/2011

DATE (MM/DD/YYYY)
5/18/2010

PRODUCER LOCKTON COMPANIES, LLC
5847 SAN FELIPE, SUITE 320
HOUSTON TX 77057
866-260-3538

INSURED ATC Group Services Inc.
1300228 ATC Associates Inc.
Three Terri Lane
Burlington NJ 08016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Commerce and Industry Insurance Company	19410
INSURER B: Insurance Company of the State of PA	19429
INSURER C: Chartis Specialty Insurance Company	26883
INSURER D: New Hampshire Insurance Company	23841
INSURER E:	

COVERAGES ATCNJ01 AM

THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER AND THE CERTIFICATE HOLDER.

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADDL INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> XCU INCLUDED <input checked="" type="checkbox"/> ISO CG 00011207 GENL AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	417-87-02	6/1/2010	6/1/2011	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
D	D	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> MCS 90	CA 7571753 (AOS) CA 7571754 (MA)	6/1/2010 6/1/2010	6/1/2011 6/1/2011	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX AUTO ONLY - EA ACCIDENT \$ XXXXXXXX OTHER THAN EA ACC \$ XXXXXXXX AUTO ONLY: AGG \$ XXXXXXXX
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO	NOT APPLICABLE			
C		EXCESS/UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> UMBRELLA FORM RETENTION \$	UMB 7075998	6/1/2010	6/1/2011	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$ XXXXXXXX \$ XXXXXXXX
D	B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input checked="" type="checkbox"/> (Mandatory In NH) If yes, describe in NH SPECIAL PROVISIONS below	9915136 (AOS) 9915137 (CA)	6/1/2010 6/1/2010	6/1/2011 6/1/2011	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
C		OTHER PROFESSIONAL/POLLUTION LIABILITY - CM	1956718	6/1/2010	6/1/2011	\$1,000,000 EACH CLAIM \$1,000,000 AGGREGATE

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
 BLANKET WAIVER OF SUBROGATION IS GRANTED IN FAVOR OF CERTIFICATE HOLDER ON ALL POLICIES EXCEPT PROFESSIONAL LIABILITY WHERE AND TO THE EXTENT REQUIRED BY WRITTEN CONTRACT EXCEPT WHERE PROHIBITED BY LAW. CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED ON ALL POLICIES ON A PRIMARY, NON-CONTRIBUTORY BASIS (EXCEPT FOR WORKERS COMPENL AND PROFESSIONAL LIABILITY) WITH RESPECT TO LIABILITY ARISING OUT OF OPERATIONS PERFORMED BY OR ON BEHALF OF NAMED INSURED WHERE AND TO THE EXTENT REQUIRED BY WRITTEN CONTRACT. UMBRELLA LIMITS ARE EXCESS OF GENERAL, AUTOMOBILES AND EMPLOYER'S LIABILITY.

CERTIFICATE HOLDER

3459482

'FOR EVIDENCE PURPOSES ONLY'
 C/O ATC GROUP SERVICES INC.
 ATC ASSOCIATES INC.

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

STATE OF WEST VIRGINIA
State Tax Department
P. O. Box 2666
Charleston, WV 25324-2666



Joe Manchin III, Governor

Craig A. Griffith, Tax Commissioner

ATC ASSOCIATES INC
600 W CUMMINGS PARK STE 5500
WOBURN MA 01801-6397

Letter ID: L0746781440
Issued: 07/13/2010

RE: Business Registration Certificate

The West Virginia State Tax Department would like to thank you for registering your business. Enclosed is your Business Registration Certificate. This certificate shall be permanent until cessation of business or until suspended, revoked or cancelled. Changes in name, ownership or location are considered a cessation of business; a new Business Registration Certificate and applicable fees are required. Please review the certificate for accuracy.

This certificate must be prominently displayed at the location for which issued. Engaging in business without conspicuously posting a West Virginia Business Registration Certificate in the place of business is a crime and may subject you to fines per W.Va. Code § 11-9.

When contacting the State Tax Department, refer to the appropriate account number listed on the back of this page. The taxes listed may not be all the taxes for which you are responsible. Account numbers for taxes are printed on the tax returns mailed by the State Tax Department. Failure to timely file tax returns may result in penalties for late filing.

Should the nature of your business activity or business ownership change, your liability for these and other taxes will change accordingly.

To learn more about these taxes and the services offered by the West Virginia State Tax Department, visit our web site at www.wvtax.gov.

Enclosure

atL006 v.3

**WEST VIRGINIA
STATE TAX DEPARTMENT
BUSINESS REGISTRATION
CERTIFICATE**

ISSUED TO:
**ATC GROUP SERVICES INC
DBA ATC ASSOCIATES INC
600 W CUMMINGS PARK 5500
WOBURN, MA 01801-6397**

BUSINESS REGISTRATION ACCOUNT NUMBER: 1030-2066

This certificate is issued on: 07/13/2010

*This certificate is issued by
the West Virginia State Tax Commissioner
in accordance with Chapter 11, Article 12, of the West Virginia Code*

*The person or organization identified on this certificate is registered
to conduct business in the State of West Virginia at the location above.*

This certificate is not transferrable and must be displayed at the location for which issued.
This certificate shall be permanent until cessation of the business for which the certificate of registration
was granted or until it is suspended, revoked or cancelled by the Tax Commissioner.

Change in name or change of location shall be considered a cessation of the business and a new
certificate shall be required.

TRAVELING/STREET VENDORS: Must carry a copy of this certificate in every vehicle operated by them.
CONTRACTORS, DRILLING OPERATORS, TIMBER/LOGGING OPERATIONS: Must have a copy of
this certificate displayed at every job site within West Virginia.

CONTRACTOR LICENSE

Authorized by the
West Virginia Contractor Licensing Board

Number: WV046583

Classification:

EXCAVATION

ATC GROUP SERVICES INC
DBA ATC ASSOCIATES INC
3 TERRI LANE STE #4
BURLINGTON, NJ 08016

Date Issued

APRIL 05, 2010

Expiration Date

APRIL 05, 2011

Authorized Company Signature

Michael A. Carl
Chair, West Virginia Contractor
Licensing Board

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by licensee. Issued under provisions of West Virginia Code, Chapter 21, Article 11.

Agency Lockton Companies LLC
REQ.P.O# DEP15250

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, ATC Group Services Inc. dba ATC Associates Inc.
of 3 Terri Lane Suite No. 4, Burlington, NJ, as Principal, and American Safety Casualty Insurance Company
of 100 Galleria Parkway S.E., Atlanta, GA 30339, a corporation organized and existing under the laws of the State of OK
with its principal office in the City of Atlanta, as Surety, are held and firmly bound unto the State
of West Virginia, as Oblige, in the penal sum of Five Percent of Total Amount Bid (\$ 5% TAB) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for
DEP15250; Amanda Nicole Fuels, Inc.

NOW THEREFORE,

(a) If said bid shall be rejected, or
(b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached
hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the
agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full
force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,
exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no
way impaired or affected by any extension of the time within which the Oblige may accept such bid, and said Surety does hereby
waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this
10th day of January, 2011.

Principal Corporate Seal

ATC Group Services Inc. dba ATC Associates Inc.

(Name of Principal)

By Ellen Miller

(Must be President or
Vice President)

Ellen Miller

Senior Vice President

(Title)

Surety Corporate Seal

American Safety Casualty Insurance Company

(Name of Surety)

Shona D. Holmes
Shona D. Holmes, Attorney-In-Fact

**IMPORTANT -- Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals
must be affixed, a power of attorney must be attached.**



NUMBER
ASB-522081

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that American Safety Casualty Insurance Company has made, constituted and appointed, and by these presents does make, constitute and appoints **TIMOTHY F. KELLY, JON DOUGLAS BURNHAM, JOHN A MARTINEZ, KEICHA ANN SMITH, FLORENCE MCCLELLAN, SHONA D. HOLMES, ROBERT BOBO**

its true and lawful attorney-in-fact, for it and its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertaking and contracts of suretyship to be given to

ALL OBLIGEEES

provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

*****THREE MILLION***(\$3,000,000.00) DOLLARS*****

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company of the 6th day of August, 2009.

RESOLVED, that the President in conjunction with the Secretary or any Assistant Secretary may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the Company, to execute and deliver and affix the seal of the Company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any power of attorney previously granted to such persons.

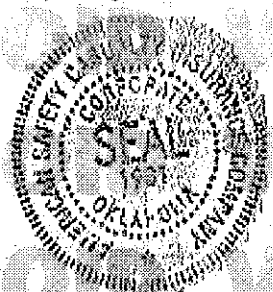
RESOLVED FURTHER, that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the company when:
(i) when signed by the President or any Vice-President and attested and sealed (if a seal is required) by any Secretary or Assistant Secretary or (ii) when signed by the President or any Vice-President or Secretary or Assistant Secretary, and counter-signed and sealed (if a seal is required) by a duly authorized attorney-in-fact or agent; or (iii) when duly executed and sealed (if a seal is required) by one or more attorney-in-fact or agents pursuant to and within the limits of the authority evidenced by the power of attorney issued by the Company to such person or persons.

RESOLVED FURTHER, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company; and such signature and seal when so used shall have the same force and effects as though manually affixed.

IN WITNESS WHEREOF, American Safety Casualty Insurance Company has caused its official seal to be hereunto affixed, and these presents to be signed by its President and attested by its Secretary this 6th day of August, 2009

Attest:

Ambuj Jain



Joseph D. Scollo, Jr.

STATE OF GEORGIA)
)
COUNTY OF COBB)

On this 6th day of August, 2009, before me personally came Joseph D. Scollo, Jr., to me known, who, being by me duly sworn, did depose and say that he is the President of American Safety Casualty 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 by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

JAMI BAILEY
Notary Public, Hall Co., GA
My Commission Expires Aug. 13, 2012

Jami Bailey, Notary Public

I, the undersigned, Secretary of American Safety Casualty Insurance Company, an Oklahoma 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 Board of Directors, set forth in the said Power of Attorney, is now in force.

Signed and sealed in the City of Atlanta, in the State of Georgia, Dated this 10th day of January 2011



Ambuj Jain



State of West Virginia
DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT
West Virginia Code §21-1D-5

STATE OF New Jersey

COUNTY OF Burlington, TO-WIT:

I, Vikram S. Patel, after being first duly sworn, depose and state as follows:

1. I am an employee of ATC Group Services Inc. dba ATC Associates Inc.; and, (Company Name)

2. I do hereby attest that ATC Group Services Inc. dba ATC Associates Inc. (Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with West Virginia Code §21-1D-5.

The above statements are sworn to under the penalty of perjury.

ATC Group Services Inc. dba ATC Associates Inc. (Company Name)

By: Vikram Patel (Signature) Vikram S. Patel

Title: Vice-President / Area Manager

Date: 1.17.2011

Taken, subscribed and sworn to before me this 17th day of January.

By Commission expires DONNA L. HAY NOTARY PUBLIC OF NEW JERSEY My Commission Expires 3/27/2015

(Seal)

Donna L. Hay (Signature) (Notary Public)

THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID.

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

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

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

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

WITNESS THE FOLLOWING SIGNATURE

Vendor's Name: ATC Group Services Inc. dba ATC Associates Inc.

Authorized Signature: *William Hall* Date: 1.17.2011

State of New Jersey

County of Burlington, to-wit:

Taken, subscribed, and sworn to before me this 17th day of January, 2011.

My Commission expires DONNA L. HAY, 2015.

NOTARY PUBLIC OF NEW JERSEY

My Commission Expires 3/27/2015

AFFIX SEAL HERE

NOTARY PUBLIC

Donna L Hay