

MODZEA

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

Request for REQNUMBER Quotation

07120800

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:

PAUL REYNOLDS 304-558-0468

RFO COPY TYPE NAME/ADDRESS HERE

PILING PRODUCTS, INC. 945 Center Street Green Cove Springs, FL 32043

DIVISION OF HIGHWAYS DISTRICT SEVEN STORAGE YARD 1205 US HWY 19 SOUTH WESTON, WV 304-269-0475 26452

FREIGHT TERMS F.O.8, SHIP VIA TERMS OF SALE DATE PRINTED 3-10 ARO Weston, WV ruck Net30 08/05/2011 30PM OPENING TIME BID BID OPI NING DATE: 08/24/2011 AMOUNT CAT. UNIT PRICE ITEM NUMBER QUANTITY UOP LINE 1909 1 ton 9 125,010.64 \$979/ton \$70-68 LS 0001 STEEL BEAMS REQUEST FOR QUOTATION THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE WEST VIRGINIA DIVISION OF HIGHWAYS IS SOLICITING BIDS TO PURCHASE STEAL BEAMS FOR DISTRICT PILING/BRIDGE PROJECTS PER THE ATTACHED SPECIFICATIONS TECHNICAL QUESTIONS CONCERNING THIS SOLICITATION MUST BE SUBMITTED IN WRITING TO PAUL REYNOLDS IN THE WEST VIRGINIA STATE PURCHASING DIVISION VIA MAIL AT THE ADDRESS SHOWN IN THE BODY OF THIS RFQ, VIA FAX AT OR VIA EMAIL AT PAUL. REYMOLDS@WV.GOV. 04-558-2596 DEADLINE FOR ALL TECHNICAL QUESTIONS IS 08/19/11 AT ANY TECHNICAL QUESTIONS THE CLOSE OF BUSINES. RECEIVED WILL BE ANSWERED BY FORMAL ADDENDUM TO BE SSUED BY THE PURCHASING DIVISION AFTER THE DEADLINE HAS LAPSED. THE STATE OF WEST VIRGINIA PURCHASING CARD ACCEPTANCE: CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH S ISSUED THROUGH A BANK. THE SUCCESSIVL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING card for payment of all orders placed by any state GENCY AS A CONDITION OF AWARD. NOT!CE SIGNED BID MUST BE SUBMITTED TO: SEE REVERSE SIDE FOR TERMS AND CONDITIONS DATE TELEPHONE ADDRESS CHANGES TO BE NOTED ABOVE 98-0473981 WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

- Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.

3. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division

and have paid the required \$125 fee.

- 4. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods this Purchase Order/Contract becomes void and of no effect after June 30.
- 5. Payment may only be made after the delivery and acceptance of goods or services.
- 6. Interest may be paid for late payment in accordance with the West Virginia Code.
- 7. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 10. The laws of the State of West Virginia and the Legislative Rules of the Purchasing Division shall govern the purchasing process.
- 11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 12. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
- 13. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, is available online at www.state.wv.us/admin/purchase/vrc/hipaa.htm and is hereby made part of the agreement. Provided that the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
- 14. CONFIDENTIALITY: The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures, and rules. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf.
- 15. LICENSING: Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, and the West Virginia Insurance Commission. The vendor must provide all necessary releases to obtain information to enable the director or spending unit to verify that the vendor is licensed and in good standing with the above entities.
- 16. ANTITRUST: In submitting a bid to any agency for the State of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the State of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the State of West Virginia for whom the fiving and or unreasonable restraints of trade relating to the particular commedities or condess. West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the State of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

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

INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
- 2. Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as EQUAL to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.

3. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.

4. All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130

5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division, is strictly prohibited (W.Va. C.S.R. §148-1-6.6).



VENDOR

RFQ COPY

TYPE NAME/ADDRESS HERE

PILING PRODUCTS, INC.

945 Center Street

Green Cove Springs, FL 32043

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

Request for REGNUMBER Quotation

07120800

PAGE 2

ADDRESS CORRESPONDENCE TO ATTENTION OF:

PAUL REYNOLDS 304-558-0468

DIVISION OF HIGHWAYS DISTRICT SEVEN STORAGE YARD 1205 US HWY 19 SOUTH WESTON, WV

26452

304-269-0475

DATE PRINT	EO TER	MS OF SALE	SHIP VIA	F.O.B.	3-4 AZO
08/05/2	011 Net 3		Truck	Weston, WV PENING TIME 01	:30PM
BID OPENING DATE:	08/24/2		ITEM NUMBER	UNIT PRICE	AMOUNT
LINE	QUANTITY	UOP OAT.	HEMIYOMOCH		
	PURCHAS: BUILDING 2019 WA	NG DIVISI	TREET, EAST		
	THE BID SHOU THE ENVELOPE	D CONTAIN OR THE BI	THIS INFORMATION THIS INFORMATION THIS INFORMATION	ON THE FACE OF IDERED:	
	SEALED BID				
	BUYER:	PAU	IL REYNOLDS	FILE 33	
	RFQ. NO.:	071	120800		
	BID OPENING	DATE: 08/	/24/2011		
7	BID OPENING	TIME: 01	:30 P.M.		
	PLEASE PROVI	DE A FAX I	NUMBER IN CASE IT ING YOUR BID:	IS NECESSARY	
	CONTACT PERS	son (PLEAS	E PRINT CLEARLY):	Chaundra Mi	kson
	EXHIBIT 10			No.: 0712080	
	ADDENDUM ACI		ENT		
	HEREBY AC	KNOWLEDGE SEE	RECEIPT OF THE FO	ONDITIONS	
SIGNATURE	undra Mo		TELEPHONE	4.287.8000	88/22/2011
TITLE , DOC 1		FEIN 98-11	172081	ADDRESS CHANG	GES TO BE NOTED ABOVE
LXWES H	HEN RESPONDING	G TO RFQ, INS	ERT NAME AND ADDRES	S IN SPACE ABOVE LABI	ELED '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

07120800

PAGE

PAUL REYNOLDS
304-558-0468

RFQ COPY TYPE NAME/ADDRESS HERE

945 Wanter Street

Green Cove Springs, FL 32043

DIVISION OF HIGHWAYS
DISTRICT SEVEN
STORAGE YARD
1205 US HWY 19 SOUTH
WESTON, WV
26452 304-269-0475

FREIGHT TERMS F.O.B. SHIP VIA TERMS OF SALE DATE PRINTED 3-6 ARD ruck Weston, WV Net30 08/05/2011 BID OPENING TIME 30PM BID OPENING DATE: 08/24/2011 AMOUNT UNIT PRICE ITEM NUMBER QUANTITY UOP LINE ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND OR SPECIFICATION, ETC. ADDENDUM NO. S: 的0. 1 的 2 加〇. 3 的0.4 的. 5 UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS. ψENDOR MUST ¢LEAR∱Y UNÞERSTAND THAT ANY VERBAL kepresentatiфn мафе or assumed to be made during any ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING ONLY THE NFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING. SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE 4.287.8000 ADDRESS CHANGES TO BE NOTED ABOVE



RFQ COPY

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

Request for REGINUMBER Quotation

07120800

PAGE

ADDRESS CORRESPONDENCE TO ATTENTION OF

PAUL REYNOLDS 304-558-0468

26452

PILING PRODUCTS, INC. 945 Center Street Green Gove Springs, FL 32043

TYPE NAME/ADDRESS HERE

DIVISION OF HIGHWAYS DISTRICT SEVEN STORAGE YARD 1205 US HWY 19 SOUTH WESTON, WV

304-269-0475

		· 1 ***	ser i							
DATE PRINTED			MS OF SALE				· · · · · ·	F.O.B,		GHT TERMS
08/05/20 BID OPENING DATE:	1.1	Net	30		Truck		W	eston, WV	3-6	ARO
BID OPENING DATE:	08/	24/2	011				PENI	NG TIME 01	; 30 PM	AMOUNT
LINE	QUANTITY	,	UOP	CAT. NO.	ITEM NUMBE	R		UNIT PRICE		AMOUNT
WI	OTE: THI TTH THE	BID		M ACI	KNOWLEDGEME	она ти	ULD	BE SUBMITTED		
i i			1 1	OF	DOMESTIC ST	EEL PR	ODUO	CTS		
	PURCH NO CO A STA PRODU	PT WHASII ONTRI ATE O	IEN AU IG DIV ACTOR	THOR TSION MAY	ZED BY THE JURSUANT USE OR SUPPROJECT OTHE	DIRECTO SUBPLY STR	TOR SEC' EL	OF THE FION 2 BELOW, PRODUCTS FOR		
		CONS' OF O' STRU- OR H OR C EQUI SUCH	RUCT: R OTHI CTURE TGHWA OOLING PMENT PROJ	ON OER IMC INC YS, O GOR OR ECTS, WEST	F, OR ANY APROVEMENT TO THE SUPPLY	ADDITION TO ANY TO ANY TO ALLATION TO FOR ANI TO A COORNIA	BUI IMI IMI ON O IS O MA ONTR	TED TO, ROAD F ANY HEATING R OTHER TERIALS FOR ACT WITH THE IDS WERE	G .	
		SHAP FABR PROC SUCH HEAR	ED, D ICATE ESSED OPER	RAWN, D OR BY A ATION ASIC	EXTRUDED, OTHERWISE A COMBINATION	FORGE SIMILA ON OF EEL MA ECTRIC	RLY TWO DE E FUF	OR MORE OF BY THE OPEN RNACE,	1	
		AMER	TCA A	ND IN	MEANS TH NCLUDES ALL UBJECT TO T REVERSE SIDE FOR TE	TERRI HE JUR	TORY	CTION OF THE	L :	
SIGNATURE	۸. ۸	^	_	OEE P	TEVENOE GIVE FOR IL	TELEPHONE	41.1	87.8000 DAT	E (18/17	7.12011
TITLE? 1	ndra N		FEIN C	2 1/1	72001	010	-1.1	ADDRESS CHANG	ES TO BE	NOTED ABOVE



NOOR

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

Request for BFO.NUMBER Quotation

07120800

PAGE

ADDRESS CORRESPONDENCE TO A HENTION OF

PAUL REYNOLDS 304-558-0468

RFQ COPY TYPE NAME/ADDRESS HERE

PILING PRODUCTS, INC. 945 Center Street Green Gove Springs, FL 32043

DIVISION OF HIGHWAYS DISTRICT SEVEN STORAGE YARD 1205 US HWY 19 SOUTH WESTON, WV 304-269-0475 26452

FREIGHT TERMS F.O.B. SHIP VIA TERMS OF SALE DATE PRINTED 3-6 ARO Weston, WY ruck 08/05/2011 BID OPENING DATE: OPENING TIME 01:30PM 08/24/2011 AMOUNT UNIT PRICE ITEM NUMBER UOP LINE QUANTITY. UNITED STATES. THE DIRECTOR OF THE PURCHASING DIVISION MAY, IN WRITING, AUTHORIZE THE USE OF FORE GN STEEL PRODUCTS IF: 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 DOLLAR\$ (2,500.00), WHICHEVER IS FOR THE PURPOSES OF THIS SECTION, GREATER. THE COST IS THE VALUE OF THE STEEL PRODUCT AS DELIVERED TO THE PROJECT OR THE DIRECTOR OF THE PURCHASING DIVSION DETERMINES THAT SPECIFIED STEET MATERIALS ARE NOT PRODUCED IN THE UNITED STATES IN SUFFICIENT QUANTITY OR OTHERWISE ARE NOT REASONABLY AVAILABLE TO MEET CONTRACT REQUIREMENTS. 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. REV. 10/01/01 SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE, 41.287.8000

> FEIN 98-047398 WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

ADDRESS CHANGES TO BE NOTED ABOVE



VENDOR

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

Request for REGNUMBER Quotation

07120800

ADDRESS CORRESPONDENCE TO ATTENTION OF:

PAUL REYNOLDS 304-558-0468

RFQ COPY TYPE NAME/ADDRESS HERE

> PILING PRODUCTS, INC. 945 Cénter Street Green Cove Springs, FL 32043

DIVISION OF HIGHWAYS DISTRICT SEVEN STORAGE YARD 1205 US HWY 19 SOUTH WESTON, WV 26452

304-269-0475

08/05/2011 NH 30		SHIP VIA		FOR, WYSTON, WY	3-6ALO 01:30PM	
BID OPENING DATE:	08/2	4/2011		0.0000000000000000000000000000000000000		50000 60000000000000000000000000000000
LINE	QUANTITY	UOP CAT.	ITEM NUMBE	R	UNIT-PRICE	AMOUNT
	***** TH	IS IS THE EN	OF PEO	0712080	IATOT ***** 00	1: 9125,010.64
	***** TH	TO TO THE EM) OF REQ	0712000	1011.	10-10-10
		<i>y</i> *.				
			¥			
						,
					6	
						· .
				1		
					180	
			VERSE SIDE FOR TER	Me ANT CON	Initions	
SIGNATURE WA	unda M	A SEE HI	TE HON SONG SON TEN	LEPHONE	287.8000	ATE 0812212011
TITLES	in which to	FEN AC LUE	11001	70 7	ADDDEGG CHAN	IGES TO BE NOTED ABOVE

3.0 FREIGHT AND DELIVERY

3.1 Freight

- 3.1.1 All shipments are to be FOB Destination.
- 3.1.2 The Vendor shall be responsible for adding freight charges into their price quotes.

3.2 Delivery

3.2.1 Deliveries shall be made to the WVDOT location:

West Virginia Division of Highways 1205 US Highway 19 South Weston, WV 26452 Attn: Bryan Henry Phone: (304) 269-0439

3.2.2 24-hour notification required before delivery.

4.0 INVOICING & PAYMENT

4.1 Invoice

4.1.1 The Vendor shall provide an itemized invoice to the address listed:

West Virginia Division of Highways P.O. Box 1228 Weston, WV 26452 Attn: Bryan Henry Phone: (304) 269-0439

4.1.2 Freight charges will be included in the price quote.

4.2 Payment

4.2.1 Payment will be made upon receipt of invoice.

5.0 AWARD

5.1 Award of this order MAY be split per item between multiple Vendors.

Specifications

Purpose: To provide steel beams for piling and bridge projects throughout District 7

1.0 DEFINITIONS

- A. The "Agency" shall be defined as the West Virginia Division of Highways
- B. The "Vendor" shall be defined as the successful bidder.
- C. The "Contract" shall be defined as the binding agreement that is entered into between the State of West Virginia and the Vendor to provide the services as herein specified.
- D. "Release Order" shall be defined as order placed against the Contract by the Agency.
- E. Mandatory Requirements: The terms "must", "will", "shall", "minimum", "maximum", or "is/are required" identify a mandatory item or factor. Decisions regarding compliance with any mandatory requirements shall be at the sole discretion of the State.

2.0 SCOPE OF WORK

The successful Vendor shall provide <u>246,960 lbs. of HP beam</u> structural steel and <u>26,000 lbs. of W beam</u> and deliver to District 7 storage yard located in Weston, WV.

2.1 <u>Technical Requirements:</u>

No contractor may use or supply steel products for a State contract project other than those made in the United States.

			Unit	Amount
1	166,320	lb. HP-10 X 42 X 30 ft. long steel beams "HP" Shape Structural Steel AASHTO M 183 grade 50 or better, 132 pieces	Price 909 ton	\$75,592.44
2	80,640	lb. HP-10 X 42 X 40 ft. long steel beams "HP" Shape Structural Steel AASHTO M 183 grade 50 or better, 48 pieces	4910/ton	136,691.20
3	26,000	lb. W-12 X 65 X 20 ft. long steel beams "W" Shape Structural Steel AASHTO M 183 grade 50 or better, 20 pieces	9979/for	12,727.00
			TOTAL	\$ 125,010.64

Rev. 09/08

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application' is hereby made for Preference in accordance with West Virginia Code, §5A-3-37. (Does not apply to construction contracts). West Virginia Code, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the West Virginia Code. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Resident Vendor Preference, if applicable.

Application is made for Bidder is an individual res

Application is made for 2.5% resident vendor preference for the reason checked:

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,

Bidder is a partnership, association or corporation resident vendor and has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or 80% of the ownership interest of Bidder is held by another individual, partnership, association or corporation resident vendor who has maintained its headquarters or principal place of business continuously in West Virginia for four (4) years immediately preceding the date of this certification; or,

Bidder is a 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; or,

Application is made for 2.5% resident vendor preference for the reason checked:

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; or,

Application is made for 2.5% resident vendor preference for the reason checked:
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 Bidder's 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; or,

Application is made for 5% resident vendor preference for the reason checked:

Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,

Application is made for 3.5% resident vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,

Application is made for 3.5% resident vendor preference who is a veteran for the reason checked:

Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

Bidder understands if the Secretary of Revenue determines that a Bidder receiving preference has failed to continue to meet the requirements for such preference, the Secretary may order the Director of Purchasing to: (a) reject the bid, 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of Revenue to disclose to the Director of Purchasing appropriate information verifying that Bidder has paid the required business taxes, provided that such information does not contain the amounts of taxes paid nor any other information deemed by the Tax Commissioner to be confidential.

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 Porchasing Division in writing immediately.

Date: 08/27/2011 Signed: Maurolin No.

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

RFQ No. 0712080

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 owned is an amount greater than one thousand dollars in the aggregate

DEFINITIONS:

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

"Debtor" means any individual, corporation, partnership, association, Limited Liability Company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law, or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or 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 .	E
Vendor's Name: (WMYCYA MIX SU)	0 6/102 [201]
Vendor's Name: WWYCYC MIX SINI Authorized Signature Munimum	
State of	9 6 E
County of, to-wit:	
Taken, subscribed, and sworn to before me this 22 day of t	December, 20 <u>11</u> .
My Commission expires 10.37.	-, 20 <u>1</u> 3
AFFIX SEAL HERE NO	DTORY PUBLIC (1) (1) (1) (1) (1) (1) (1) (1)

Purchasing Affidavil (Revised 12/15/09)

