



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 |
| COR61550   |

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| PAGE |
| 1    |

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| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
| TARA LYLE<br>304-558-2544               |

VENDOR

\*709052839 304-296-7531  
 LAURITA INC  
 302 DENTS RUN RD  
 MORGANTOWN WV 26501

SHIP TO

DIVISION OF CORRECTIONS  
 PRUNTYTOWN FACILITY  
 ROUTE 4, BOX 49 A  
 GRAFTON, WV  
 26354-9306 304-265-6111

|              |               |          |        |               |
|--------------|---------------|----------|--------|---------------|
| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| 05/16/2012   |               |          |        |               |

BID OPENING DATE: 07/03/2012 BID OPENING TIME 01:30PM

| LINE  | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE   | AMOUNT |
|---|----------|-----|----------|-------------|--------------|--------|
| 0001  | 1        | JB  |          | 968-62      | \$573,217.00 |        |
| PAVING, CONCRETE WORK & CULVERT PIPES INSTALLATION<br><br>THE WEST VIRGINIA PURCHASING DIVISION FOR THE AGENCY, WV DIVISION OF CORRECTIONS - PRUNTYTOWN CORRECTIONAL CENTER, IS SOLICITING BIDS FOR THE LABOR, MATERIALS, SUPPLIES AND EQUIPMENT NECESSARY TO INSTALL CONCRETE ON THE ROAD ENTRANCE TO THE ADMINISTRATIVE BUILDING, BLACKTOP PAVEMENT ON ROAD AROUND UNIT BUILDINGS 18, 19 & 20, AND INSTALLTWO (2) CULVERT PIPES, PER THE ATTACHED SPECIFICATIONS.<br><br>MANDATORY PRE-BID<br>A MANDATORY PRE-BID WILL BE HELD ON 06/07/12 AT 10:00 AM AT THE PRUNTYTOWN CORRECTIONAL CENTER LOCATED ON ROUTE 4, BOX 49A GRAFTON, WV 26354. ALL INTERESTED PARTIES ARE REQUIRED TO ATTEND THIS MEETING. FAILURE TO ATTEND THE MANDATORY PRE-BID SHALL RESULT I DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.<br><br>AN ATTENDANCE SHEET WILL BE MADE AVAILABLE FOR ALL POTENTIAL BIDDERS TO COMPLETE. THIS WILL SERVE AS THE OFFICIAL DOCUMENT VERIFYING ATTENDANCE AT THE MANDATOR PRE-BID. FAILURE TO PROVIDE YOUR COMPANY AND REPRESENTATIVE 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 |          |     |          |             |              |        |



SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                  |                           |                                   |
|----------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Atel... M...</i> | TELEPHONE<br>304-296-7531 | DATE<br>7-11-12                   |
| TITLE<br>Vice President          | FEIN<br>55-0640963        | ADDRESS CHANGES TO BE NOTED ABOVE |

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)**

1. 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.html](http://www.state.wv.us/admin/purchase/vrc/hipaa.html) 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 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.

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**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).



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 Department of Administration  
 Purchasing Division  
 2019 Washington Street East  
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# Request for Quotation

RFQ NUMBER  
**COR61550**

PAGE  
**2**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**TARA LYLE**  
**304-558-2544**

**\*709052839 304-296-7531**  
**LAURITA INC**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

**DIVISION OF CORRECTIONS**  
**PRUNTYTOWN FACILITY**  
**ROUTE 4, BOX 49 A**  
**GRAFTON, WV**  
**26354-9306 304-265-6111**

| DATE PRINTED                 | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
|------------------------------|---------------|--------------------------|--------|---------------|
| 05/16/2012                   |               |                          |        |               |
| BID OPENING DATE: 07/03/2012 |               | BID OPENING TIME 01:30PM |        |               |

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| <p>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>INQUIRIES:</p> <p>WRITTEN QUESTIONS WILL BE ACCEPTED UNTIL CLOSE OF BUSINESS ON 06/14/2012. QUESTIONS MAY BE SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO:</p> <p>DEPARTMENT OF ADMINISTRATION<br/>         PURCHASING DIVISION<br/>         TARA LYLE<br/>         2019 WASHINGTON STREET, EAST<br/>         CHARLESTON, WV 25305</p> <p>FAX: 304-558-4115<br/>         EMAIL: TARA.L.LYLE@WV.GOV</p> <p>ANY INDIVIDUAL SIGNING THIS BID IS CERTIFYING THAT:</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                    |                           |                                   |
|------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Arlene F Meade</i> | TELEPHONE<br>304-296-7531 | DATE<br>7-11-12                   |
| TITLE<br>Vice President            | FEIN<br>55-0640963        | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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**304-558-2544**

VENDOR

\*709052839      304-296-7531  
**LAURITA INC**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

SHIP TO

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**ROUTE 4, BOX 49 A**  
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**26354-9306      304-265-6111**

|                   |               |          |        |               |
|-------------------|---------------|----------|--------|---------------|
| DATE PRINTED      | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| <b>05/16/2012</b> |               |          |        |               |

BID OPENING DATE: **07/03/2012**      BID OPENING TIME **01:30PM**

| LINE   | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|----------|-------------|------------|--------|
| <p>(1) HE OR SHE IS AUTHORIZED BY THE BIDDER TO EXECUTE THE BID OR ANY DOCUMENTS RELATED THERETO ON BEHALF OF THE BIDDER, (2) THAT HE OR SHE IS AUTHORIZED TO BIND THE BIDDER IN A CONTRACTUAL RELATIONSHIP, AND (3) THAT THE BIDDER HAS PROPERLY REGISTERED WITH ANY STATE AGENCIES THAT MAY REQUIRE REGISTRATION.</p> <p>EXHIBIT 5</p> <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 DRUG-FREE WORKPLACE 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 DRUG-FREE WORKPLACE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF SUCH BID.</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 120 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR TAYLOR COUNTY, PURSUANT</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                    |                                  |                                   |
|------------------------------------|----------------------------------|-----------------------------------|
| SIGNATURE<br><i>Arlene F Meals</i> | TELEPHONE<br><b>304-296-7531</b> | DATE<br><b>7-11-12</b>            |
| TITLE<br><i>Vice President</i>     | FEIN<br><b>55-0640963</b>        | ADDRESS CHANGES TO BE NOTED ABOVE |

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| <b>TARA LYLE</b><br><b>304-558-2544</b> |

**\*709052839 304-296-7531**  
**VENDOR**  
**Laurita Inc**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

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|      |          |     |          | TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)  |            |        |
|      |          |     |          | 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.   |            |        |
|      |          |     |          | WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.   |            |        |
|      |          |     |          | ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:   |            |        |
|      |          |     |          | (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.  |            |        |
|      |          |     |          | ( ) 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.   |            |        |
|      |          |     |          | (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 |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                        |                     |                                   |
|------------------------|---------------------|-----------------------------------|
| SIGNATURE              | TELEPHONE           | DATE                              |
| <i>Arlene F. Mealy</i> | <b>304-296-7531</b> | <b>7-11-12</b>                    |
| TITLE                  | FEIN                | ADDRESS CHANGES TO BE NOTED ABOVE |
| <b>Vice President</b>  | <b>55-0640963</b>   |                                   |

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|      |          |     |          |  |            |        |
|      |          |     |          | ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.   |            |        |
|      |          |     |          | ( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.  |            |        |
|      |          |     |          | REV. 11/00   |            |        |
|      |          |     |          | EXHIBIT 7  |            |        |
|      |          |     |          | DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS  |            |        |
|      |          |     |          | IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., 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 ALUMINUM 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. |            |        |
|      |          |     |          | 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  |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                  |                        |                                   |
|----------------------------------|------------------------|-----------------------------------|
| SIGNATURE <i>Arlene F. Mealy</i> | TELEPHONE 304-296-7531 | DATE 7-11-12                      |
| TITLE Vice President             | FEIN 35-0640963        | ADDRESS CHANGES TO BE NOTED ABOVE |

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|      |          |     |          | <p>DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE &amp; ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.</p> <p>(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID</p> |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                     |                                  |                                   |
|-------------------------------------|----------------------------------|-----------------------------------|
| SIGNATURE<br><i>Ashley F. Meade</i> | TELEPHONE<br><b>304-296-7531</b> | DATE<br><b>7-11-12</b>            |
| TITLE<br><i>Vice President</i>      | FEIN<br><b>55-0640963</b>        | ADDRESS CHANGES TO BE NOTED ABOVE |

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**L A U R I T A I N C**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

**D I V I S I O N**  
**O F C O R R E C T I O N S**  
**P R U N T Y T O W N F A C I L I T Y**  
**R O U T E 4 , B O X 4 9 A**  
**G R A F T O N , W V**  
**2 6 3 5 4 - 9 3 0 6 3 0 4 - 2 6 5 - 6 1 1 1**

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 05/16/2012   |               |          |        |               |

BID OPENING DATE: **07/03/2012** BID OPENING TIME **01:30PM**

| LINE  | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|----------|-------------|------------|--------|
| <p>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> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1 ..... <i>6/26/12</i></p> <p>NO. 2 .....</p> <p>NO. 3 .....</p> <p>NO. 4 .....</p> <p>NO. 5 .....</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *Adela F. M...* TELEPHONE **304-296-7531** DATE **7-11-12**

TITLE *Vice President* FEIN **55-0640963** 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

|            |
|------------|
| RFQ NUMBER |
| COR61550   |

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|------|
| PAGE |
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|   |
|---|
| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
| TARA LYLE<br>304-558-2544               |

VENDOR

\*709052839      304-296-7531  
 LAURITA INC  
 302 DENTS RUN RD  
 MORGANTOWN WV 26501

SHIP TO

DIVISION OF CORRECTIONS  
 PRUNTYTOWN FACILITY  
 ROUTE 4, BOX 49 A  
 GRAFTON, WV  
 26354-9306      304-265-6111

|              |               |          |        |               |
|--------------|---------------|----------|--------|---------------|
| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| 05/16/2012   |               |          |        |               |

BID OPENING DATE: 07/03/2012      BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|----------|-------------|------------|--------|
|  |          |     |          |             |            |        |
| <p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> <p>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.</p> <p>.....<i>Atel F Meade</i>.....SIGNATURE<br/>         .....<i>Laurita, Inc</i>.....COMPANY<br/>         .....<i>7-11-12</i>.....DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                       |              |                                   |
|-----------------------|--------------|-----------------------------------|
| SIGNATURE             | TELEPHONE    | DATE                              |
| <i>Atel F Meade</i>   | 304-296-7531 | 7-11-12                           |
| TITLE                 | FEIN         | ADDRESS CHANGES TO BE NOTED ABOVE |
| <i>Vice President</i> | 55-0640963   |                                   |

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

RFQ NUMBER  
**COR61550**

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**9**

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
**TARA LYLE**  
**304-558-2544**

**VENDOR**  
 \*709052839      304-296-7531  
**Laurita Inc**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

**SHIP TO**  
**DIVISION OF CORRECTIONS**  
**PRUNTYTOWN FACILITY**  
**ROUTE 4, BOX 49 A**  
**GRAFTON, WV**  
**26354-9306      304-265-6111**

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 05/16/2012   |               |          |        |               |

BID OPENING DATE: **07/03/2012**      BID OPENING TIME **01:30PM**

| LINE   | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|----------|-------------|------------|--------|
| <p>CONTRACTORS NAME: ..... <i>Laurita, Inc</i> .....</p> <p>CONTRACTORS LICENSE NO.: .. <i>WV001135</i> .....</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 RULE AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THE STATE MAY DEEM THE CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER.</p> <p>REV. 5/2009</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                     |                                  |                                   |
|-------------------------------------|----------------------------------|-----------------------------------|
| SIGNATURE<br><i>Attila F. Meach</i> | TELEPHONE<br><i>304-296-7531</i> | DATE<br><i>7-11-12</i>            |
| TITLE<br><i>Vice President</i>      | FEIN<br><i>55-0640963</i>        | 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  
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 Charleston, WV 25305-0130

# Request for Quotation

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|-----------------|
| RFQ NUMBER      |
| <b>COR61550</b> |

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| PAGE      |
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|---|
| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
| <b>TARA LYLE<br/>304-558-2544</b>       |

**VENDOR**

\*709052839      304-296-7531  
**LAURITA INC**  
**302 DENTS RUN RD**  
**MORGANTOWN WV 26501**

**SHIP TO**

**DIVISION OF CORRECTIONS**  
**PRUNTYTOWN FACILITY**  
**ROUTE 4, BOX 49 A**  
**GRAFTON, WV**  
**26354-9306      304-265-6111**

|                   |               |          |        |               |
|-------------------|---------------|----------|--------|---------------|
| DATE PRINTED      | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
| <b>05/16/2012</b> |               |          |        |               |

BID OPENING DATE: **07/03/2012**      **BID OPENING TIME 01:30PM**

| LINE  | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|----------|-------------|------------|--------|
| <p><b>PURCHASING DIVISION</b><br/> <b>BUILDING 15</b><br/> <b>2019 WASHINGTON STREET, EAST</b><br/> <b>CHARLESTON, WV 25305-0130</b></p> <p><b>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</b></p> <p><b>SEALED BID</b></p> <p><b>BUYER:-----TL/32-----</b></p> <p><b>REQ. NO.:-----COR61550-----</b></p> <p><b>BID OPENING DATE:-----07/03/12-----</b></p> <p><b>BID OPENING TIME:-----1:30 PM-----</b></p> <p><b>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</b><br/> <b>-----304-292-4606-----</b></p> <p><b>PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:</b><br/> <b>-----OH Meale-----</b></p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                |                               |                                   |
|--------------------------------|-------------------------------|-----------------------------------|
| SIGNATURE <i>Athle F Meale</i> | TELEPHONE <b>304 296-7531</b> | DATE <b>7-11-12</b>               |
| TITLE <b>Vice Pres.</b>        | FEIN <b>55-0640963</b>        | 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

# Solicitation

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| NUMBER   |
| COR61550 |

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| PAGE |
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|---|
| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
| TARA LYLE                               |
| 304-558-2544                            |

|        |                     |              |
|--------|---------------------|--------------|
| VENDOR | *709052839          | 304-296-7531 |
|        | Laurita Inc         |              |
|        | 302 DENTS RUN RD    |              |
|        | MORGANTOWN WV 26501 |              |

|         |  |
|---------|--|
| SHIP TO | DIVISION OF CORRECTIONS                |
|         | PRUNTYTOWN FACILITY                    |
|         | ROUTE 4, BOX 49 A                      |
|         | GRAFTON, WV<br>26354-9306 304-265-6111 |

|              |
|--------------|
| DATE PRINTED |
| 06/26/2012   |

BID OPENING DATE: 07/11/2012 BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT                        |
|--|----------|-----|----------|-------------|------------|-------------------------------|
| ADDENDUM NO. 1<br>SEE ATTACHED PAGES.<br>END OF ADDENDUM NO. 1 |          |     |          |             |            |                               |
| 0001   | 1        | JB  |          | 968-62      |            |                               |
| PAVING, CONCRETE WORK & CULVERT PIPES INSTALLATION             |          |     |          |             |            |                               |
| ***** THIS IS THE END OF RFQ COR61550 ***** TOTAL:             |          |     |          |             |            | <u>\$573,217<sup>00</sup></u> |

|                                  |                           |                                   |
|----------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Able F Meach</i> | TELEPHONE<br>304-296-7531 | DATE<br>7-11-12                   |
| TITLE<br>Vice President          | FEIN<br>55-0640963        | ADDRESS CHANGES TO BE NOTED ABOVE |

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

RFQ # COR61550

ALL LABOR, MATERIALS, EQUIPMENT, AND SUPPLIES NECESSARY TO  
INSTALL NEW CONCRETE ON THE ROAD AT ENTRANCE TO ADMINISTRATIVE  
I BUILDING, BLACKTOP PAVEMENT ON THE ROAD TO AND AROUND UNIT  
BUILDINGS 18, 19, AND 20, AND INSTALL TWO (2) CULVERT PIPES

PRUNTYTOWN CORRECTIONAL CENTER

TAYLOR COUNTY

BID FORM

Bidder's Company Name: Laurita, Inc.

Bidder's Address: 302 Dents Run Rd.  
Morgantown, WV 26501

Remittance Address: \_\_\_\_\_

(If different)

Phone Number: (304) 296-7531

Fax Number: (304) 292-4606

Email Address: OTT@LAURITA.COM

WV Contractor's License Number: WV 001135

We, the undersigned, hereby propose to furnish all materials, equipment, and labor to complete all work in a workmanlike manner, as described in the Bidding Documents.

TOTAL CONTACT BASE BID:

FIVE HUNDRED SEVENTY-THREE THOUSAND TWO HUNDRED SEVENTEEN  
dollars and zero cents  
(\$ 573,217.<sup>00</sup>) (Total Contract Base Bid to be written in words and numbers.)

COST PER SQUARE FOOT FOR REPLACEMENT SOIL BECAUSE OF UNFORESEEN CONDITIONS:

Two dollars and zero cents / square foot (1' DEPTH)  
(\$ 2.<sup>00</sup>/SF) (Cost per square foot for replacement soil because of unforeseen conditions to be written in words and numbers.) (1' DEPTH)

**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: COR61550**

**Instructions:** Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

**Addendum Numbers Received:**

(Check the box next to each addendum received)

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6  |
| <input type="checkbox"/> Addendum No. 2            | <input type="checkbox"/> Addendum No. 7  |
| <input type="checkbox"/> Addendum No. 3            | <input type="checkbox"/> Addendum No. 8  |
| <input type="checkbox"/> Addendum No. 4            | <input type="checkbox"/> Addendum No. 9  |
| <input type="checkbox"/> Addendum No. 5            | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that 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.

*Laurita, Inc*

\_\_\_\_\_  
Company

*Atul F Mehta*

\_\_\_\_\_  
Authorized Signature

*7-11-12*

\_\_\_\_\_  
Date

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Laurita, Inc.  
\_\_\_\_\_ of Morgantown, WV, as Principal, and Fidelity and Deposit Company of Maryland of Schaumburg, IL, a corporation organized and existing under the laws of the State of MD with its principal office in the City of MD, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Five Percent of Amount Bid (\$ 5%) 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 Pruntytown Facility Paving Project

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 Obligee 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 11th day of July, 2012.

Principal Corporate Seal

Laurita, Inc.  
\_\_\_\_\_  
(Name of Principal)

By: Atule F. Muly  
\_\_\_\_\_  
(Must be President or Vice President)

Vice President  
\_\_\_\_\_  
(Title)

Surety Corporate Seal



Fidelity and Deposit Company of Maryland  
\_\_\_\_\_  
(Name of Surety)

By: Karen M. Amato  
\_\_\_\_\_  
Karen M. Amato 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.**

**ACKNOWLEDGEMENTS**

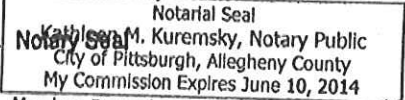
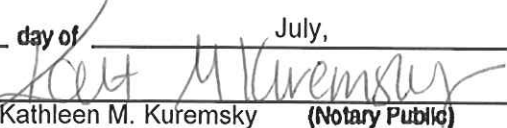
**Acknowledgement by Principal if Individual or Partnership**

- 1. STATE OF \_\_\_\_\_
- 2. County of \_\_\_\_\_ to-wit:
- 3. I, \_\_\_\_\_, a Notary Public in and for the
- 4. county and state aforesaid, do hereby certify that \_\_\_\_\_ whose name is signed to the foregoing writing, has this day acknowledged the same before me in my said county.
- 5. Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_.
- 6. Notary Seal
- 7. \_\_\_\_\_ (Notary Public)
- 8. My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_.

**Acknowledgement by Principal if Corporation**

- 9. STATE OF \_\_\_\_\_
- 10. County of \_\_\_\_\_ to-wit:
- 11. I, \_\_\_\_\_, a Notary Public in and for the
- 12. county and state aforesaid, do hereby certify that \_\_\_\_\_
- 13. who as, \_\_\_\_\_ signed the foregoing writing for
- 14. \_\_\_\_\_ a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 15. Given under my hand this \_\_\_\_\_ day of \_\_\_\_\_.
- 16. Notary Seal
- 17. \_\_\_\_\_ (Notary Public)
- 18. My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_.

**Acknowledgement by Surety**

- 19. STATE OF Pennsylvania
- 20. County of Allegheny to-wit:
- 21. I, Kathleen M. Kuremsky, a Notary Public in and for the
- 22. county and state aforesaid, do hereby certify that Karen M. Amato
- 23. who as, Attorney-in-Fact signed the foregoing writing for
- 24. Fidelity and Deposit Company of Maryland a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 25. ~~COMMONWEALTH OF PENNSYLVANIA~~ 11th day of July, 2012.
- 26.  Notary Seal
- 27.  Kathleen M. Kuremsky (Notary Public)
- 28. My commission expires on the 10th day of June, 2014.

**Sufficiency in Form and Manner  
Of Execution Approved**

**Attorney General**

This \_\_\_\_\_ day of \_\_\_\_\_

By \_\_\_\_\_  
(Assistant Attorney General)



**ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by **Geoffrey Delisio, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Kathleen M. Kuremsky, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland, in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 17th day of May, A.D. 2012.

ATTEST:

ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND



By: Gerald F. Haley  
Assistant Secretary  
Gerald F. Haley

Geoffrey Delisio  
Vice President  
Geoffrey Delisio

State of Maryland  
County of Baltimore

On this 17th day of May, A.D. 2012, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Geoffrey Delisio, Vice President** and **Gerald F. Haley, Assistant Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, deposeth and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Constance A. Dunn  
Constance A. Dunn, Notary Public  
My Commission Expires: July 14, 2015



EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 11th day of July, 2012.



*Thomas O. McClellan*

Thomas O. McClellan, Vice President

# CONTRACTOR LICENSE

Authorized by the

**West Virginia Contractor Licensing Board**

**Number:** WV001135

**Classification:**

GENERAL BUILDING  
GENERAL ENGINEERING  
MULTIFAMILY  
RESIDENTIAL  
SPECIALTY  
EXCAVATION

LAURITA EXCAVATING INC  
DBA LAURITA INC  
302 DENTS RUN ROAD  
MORGANTOWN, WV 26507

**Date Issued**

AUGUST 13, 2011

**Expiration Date**

AUGUST 13, 2012

  
Authorized Company Signature

  
Chair, West Virginia Contractor  
Licensing Board



**WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD**

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