



# West Virginia Purchasing Division

2019 Washington Street, East  
Charleston, WV 25305  
Telephone: 304-558-2306  
General Fax: 304-558-6026  
Bid Fax: 304-558-3970

The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at ***wvOASIS.gov***. As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at ***WVPurchasing.gov*** with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

## Header

List View

**General Information** | [Contact](#) | [Default Values](#) | [Discount](#) | [Document Information](#)

Procurement Folder: 98929

Procurement Type: Central Purchase Order

Vendor ID:

Legal Name: FPS BUILDING & DEVELOPMENT INC

Alias/DBA:

Total Bid: \$42,831.97

Response Date:

Response Time:

SO Doc Code: CRFQ

SO Dept: 0608

SO Doc ID: COR1500000044

Published Date: 5/15/15

Close Date: 5/27/15

Close Time: 13:30

Status: Closed

Solicitation Description:

Total of Header Attachments: 0

Total of All Attachments: 0



Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

**State of West Virginia  
 Solicitation Response**

**Proc Folder :** 98929

**Solicitation Description :** Addendum No. 1 - Basketball Court at Lakin Corr. Ctr.

**Proc Type :** Central Purchase Order

Date issued	Solicitation Closes	Solicitation No	Version
	2015-05-27 13:30:00	SR 0608 ESR05271500000004021	1

**VENDOR**

000000189279  
 FPS BUILDING & DEVELOPMENT INC

**FOR INFORMATION CONTACT THE BUYER**

Tara Lyle  
 (304) 558-2544  
 tara.l.lyle@wv.gov

**Signature X** **FEIN #** **DATE**

All offers subject to all terms and conditions contained in this solicitation

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	Installation of Basketball Court				\$42,831.97

Comm Code	Manufacturer	Specification	Model #
72101500			

**Extended Description :** Addendum No. 1 - Responses to vendor questions and sign-in sheet from mandatory pre-bid meeting attached. The bid opening remains on 05/27/2015 at 1:30 pm. See attached pages.  
 \*\*\*\*\*

Agency DOC  
REQ.P.O# 1500000044  
Bid Bond No. 71671373

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, FPS Building & Development, Inc.  
of 1065 Ritter Drive, Beaver, WV 25813, as Principal, and Western Surety Company  
of 101 S. Reid Street, Suite 101, Sioux Falls, SD 57103, a corporation organized and existing under the laws of the State of South Dakota with its principal office in the City of Sioux Falls, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Two Thousand One Hundred Fifty (\$ 2,150.00) 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 Installation of Basketball Court  
COR1500000044

**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.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and Surety, or by Principal individually if Principal is an individual, this 27th day of May, 20 15.



FPS Building & Development, Inc.  
(Name of Principal)

By [Signature]  
(Must be President, Vice President, or Duly Authorized Agent)

President  
(Title)



Western Surety Company  
(Name of Surety)

[Signature]  
Jessica N. Griffin Attorney-in-Fact

**IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and must attach a power of attorney with its seal affixed.**

# Western Surety Company

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Jessica N. Griffin of Charlotte, State of North Carolina, with limited authority, its true and lawful Attorney-in-Fact, with full power and authority hereby conferred to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One BID

bond with bond number 71671373

for FPS Building & Development, Inc.  
as Principal in the penalty amount not to exceed: \$2,150,00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 27th day of May, 2015.

ATTEST

A. Viator  
A. Viator, Assistant Secretary

WESTERN SURETY COMPANY  
By Paul T. Bruflat  
Paul T. Bruflat, Vice-President



STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 27th day of May, 2015, before me, a Notary Public, personally appeared Paul T. Bruflat and A. Viator who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

**S. PETRIK**  
NOTARY PUBLIC  
SOUTH DAKOTA  
My Commission Expires August 11, 2016

S. Petrik  
Notary Public



Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

State of West Virginia  
 Request for Quotation  
 09 - Construction

Proc Folder: 98929

Doc Description: Addendum No. 1 - Basketball Court at Lakin Corr. Ctr.

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2015-05-15	2015-05-27 13:30:00	CRFQ 0608 COR1500000044	2

**BID RECEIVING LOCATION**

BID CLERK  
 DEPARTMENT OF ADMINISTRATION  
 PURCHASING DIVISION  
 2019 WASHINGTON ST E  
 CHARLESTON WV 25305  
 US

**VENDOR**

Vendor Name, Address and Telephone Number:  
 FPS Building & Development Inc  
 1065 Ritter Dr  
 Beaver, WV 25813  
 304-860-8601

**FOR INFORMATION CONTACT THE BUYER**

Tara Lyle  
 (304) 558-2544  
 tara.l.lyle@wv.gov

Signature X

FEIN # 455228540

DATE 5-26-15

All offers subject to all terms and conditions contained in this solicitation

INVOICE TO		SHIP TO	
BUSINESS OFFICE LAKIN CORRECTIONAL FACILITY 11264 OHIO RIVER RD		LAKIN CORRECTIONAL FACILITY 11264 OHIO RIVER RD 11264 OHIO RIVER RD	
WEST COLUMBIA	WW25287	WEST COLUMBIA	WW 25287
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Installation of Basketball Court	1		\$41,535.59	\$41,535.59

Comm Code	Manufacturer	Specification	Model #
72101500		Black top Pavement	

**Extended Description :**

Addendum No. 1 - Responses to vendor questions and sign-in sheet from mandatory pre-bid meeting attached. The bid opening remains on 05/27/2015 at 1:30 pm. See attached pages.

\*\*\*\*\*

THE WV PURCHASING DIVISION FOR THE AGENCY, WV DIVISION OF CORRECTIONS, IS SOLICITING BIDS TO PROVIDE ALL LABOR, MATERIALS AND EQUIPMENT NECESSARY TO INSTALL A NEW BASKETBALL COURT AT THE LAKIN CORRECTIONAL FACILITY LOCATED AT 11264 OHIO RIVER ROAD WEST COLUMBIA, WV 25287, PER THE ATTACHED SPECIFICATIONS.

PLEASE NOTE: THERE WILL BE A MANDATORY PRE-BID MEETING HELD ON 05/12/15 AT 10:00 AM AT THE FACILITY.

Installation of Basketball Court



COR150000044	<b>Document Phase</b> Final	<b>Document Description</b> Addendum No. 1 - Basketball Court at Lakin Corr. Ctr.	<b>Page 3</b> <b>of 3</b>
--------------	--------------------------------	---	------------------------------

**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions



Purchasing Division  
 2019 Washington Street East  
 Post Office Box 50130  
 Charleston, WV 25305-0130

State of West Virginia  
 Request for Quotation  
 09 - Construction

Proc Folder: 98929

Doc Description: Addendum No. 1 - Basketball Court at Lakin Corr. Ctr.

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2015-05-15	2015-05-27 13:30:00	CRFQ 0608 COR1500000044	2

**BID RECEIVING LOCATION**

BID CLERK  
 DEPARTMENT OF ADMINISTRATION  
 PURCHASING DIVISION  
 2019 WASHINGTON ST E  
 CHARLESTON WV 25305  
 US

**VENDOR**

Vendor Name, Address and Telephone Number:  
*FPS Buildings & Development Inc*  
*1065 Ritter Dr*  
*Beaver, WV 25813*  
  
*304-860-8601*

**FOR INFORMATION CONTACT THE BUYER**

Tara Lyle  
 (304) 558-2544  
 tara.l.yle@wv.gov

Signature X

FEIN # 455228540

DATE 5-26-15

All offers subject to all terms and conditions contained in this solicitation

INVOICE TO		SHIP TO	
BUSINESS OFFICE LAKIN CORRECTIONAL FACILITY 11264 OHIO RIVER RD		LAKIN CORRECTIONAL FACILITY 11264 OHIO RIVER RD 11264 OHIO RIVER RD	
WEST COLUMBIA	WV25287	WEST COLUMBIA	WV 25287
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Installation of Basketball Court	1		\$42,831.97	\$42,831.97

Comm Code	Manufacturer	Specification	Model #
72101500		3000psi Concrete	

**Extended Description :**

Addendum No. 1 - Responses to vendor questions and sign-in sheet from mandatory pre-bid meeting attached. The bid opening remains on 05/27/2015 at 1:30 pm. See attached pages.

\*\*\*\*\*

THE WV PURCHASING DIVISION FOR THE AGENCY, WV DIVISION OF CORRECTIONS, IS SOLICITING BIDS TO PROVIDE ALL LABOR, MATERIALS AND EQUIPMENT NECESSARY TO INSTALL A NEW BASKETBALL COURT AT THE LAKIN CORRECTIONAL FACILITY LOCATED AT 11264 OHIO RIVER ROAD WEST COLUMBIA, WV 25287, PER THE ATTACHED SPECIFICATIONS.

PLEASE NOTE: THERE WILL BE A MANDATORY PRE-BID MEETING HELD ON 05/12/15 AT 10:00 AM AT THE FACILITY.

Installation of Basketball Court

COR150000044	<b>Document Phase</b> Final	<b>Document Description</b> Addendum No. 1 - Basketball Court at Lakin Corr. Ctr.	<b>Page 3</b> <b>of 3</b>
--------------	--------------------------------	---	------------------------------

**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions

**CRFQ COR1500000044**

**ALL LABOR, MATERIALS, SUPPLIES, TOOLS, AND EQUIPMENT NECESSARY TO  
INSTALLATION OF A BASKETBALL COURT**

**LAKIN CORRECTIONAL CENTER**

**MASSON COUNTY, WV**

**BID FORM**

Bidder's Company Name: FPS Building & Development Inc

Bidder's Address: 1065 Ritter Dr.

Beaver WV 25813

Remittance Address: \_\_\_\_\_  
(If different)

Phone Number: 304-860-8601

Fax Number: 888-753-4546

Email Address: leatherneckjig@gmail.com

WV Contractor's License Number: WV049898

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.

CONTRACT BASE BID Option 'A': Black top pavement  
(\$ 41,535.59 ) (Contract Base Bid Option 'A', must be written in words and numbers.)

CONTRACT BASE BID Option 'B': Concrete  
(\$ 42,831.97 ) (Contract Base Bid Option 'B', must be written in words and numbers.)

The vendor may bid on either Contract Base Bid Option A or Contract Base Bid Option B or both Contract Base Bid options, however, only one Contract Base Bid option will be awarded. If Contract Base Bid Option 'A' is accepted, the basis of award will be issued to the lowest base bid for Contract Base Bid Option 'A' meeting specifications. If the Contract Base Bid Option 'B' is accepted, the basis of award will be issued to the lowest base bid for Contract Base Bid Option 'B' meeting specifications. Only one base bid option will be awarded.

Bidder understands that to the extent allowed by the West Virginia Code, the OWNER reserves the right to waive any informality or irregularity in any Bid, or Bids, and to reject any or all Bids in whole or in part; to reject a bid not accompanied by the required bid security or by other data required by the Bidding Documents; to reject any conditions of the bid by the Bidder that is in any way inconsistent with the requirements, terms, and conditions of the Bidding Documents; or to reject a bid that is in any way incomplete or irregular.

RESPECTFULLY SUBMITTED:

DATE: 5-26-15

WV VENDOR NO.: 000000189279

CONTRACTOR LICENSE NO.: WV049898

BY: [Signature]  
(SIGNATURE, IN INK)

TITLE: Vice President

FIRM NAME: FPS Building & Development Inc

(CORPORATE SEAL  
IF APPLICABLE)

ADDRESS: 1065 Ritter Dr., Beaver WV 25813

END OF BID FORM





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

STATE OF WEST VIRGINIA,

COUNTY OF Raleigh, TO-WIT:

I, James Gray, after being first duly sworn, depose and state as follows:

1. I am an employee of FPS Building & Development Inc; and,  
(Company Name)
2. I do hereby attest that FPS Building & Development Inc  
(Company Name)

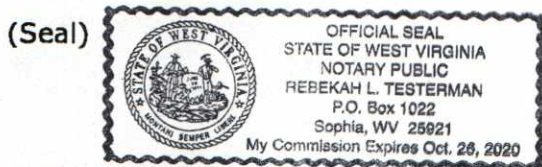
maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D.**

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

By: James Gray  
 Title: Vice President  
 Company Name: FPS Building & Development Inc  
 Date: 5-26-15

Taken, subscribed and sworn to before me this 26<sup>th</sup> day of May, 2015.

By Commission expires October 26, 2020



Rebekah L. Testerman  
(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**

**MANDATE:** Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

**EXCEPTION:** The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

**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.

**"Employer default"** means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

**"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 exceeds five percent of the total contract amount.

**AFFIRMATION:** By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

**WITNESS THE FOLLOWING SIGNATURE:**

Vendor's Name: FPS Building & Development Inc

Authorized Signature: [Signature] Date: 5-26-15

State of West Virginia

County of Raleigh, to-wit:

Taken, subscribed, and sworn to before me this 26<sup>th</sup> day of May, 2015.

My Commission expires October 26, 2020.

**AFFIX SEAL HERE**

**NOTARY PUBLIC** [Signature]

*Purchasing Affidavit (Revised 07/01/2012)*





**ADDENDUM ACKNOWLEDGEMENT FORM**  
**SOLICITATION NO.: COR150000044**

**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.

FPS Building & Development Inc  
Company

*James Dwyer*  
Authorized Signature

5-26-15  
Date

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing.

**ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)**

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: F.P.S. Building & Development Inc

Contractor's License No. WV049898

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a Award Document.

2. **DRUG-FREE WORKPLACE AFFIDAVIT:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

2.1. **DRUG-FREE WORKPLACE POLICY:** Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

3. **DRUG FREE WORKPLACE REPORT:** Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the

**CERTIFICATION AND SIGNATURE PAGE**

By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

F.P.S. Building & Development Inc  
(Company)

James Gray Vice President  
(Authorized Signature) (Representative Name, Title)

304-860-8601 / 888-753-4546 / 5-26-15  
(Phone Number) (Fax Number) (Date)

# CONTRACTOR LICENSE

Authorized by the

## West Virginia Contractor Licensing Board

**Number:**

WV049898

**Classification:**

GENERAL BUILDING

FPS BUILDING & DEVELOPMENT INC  
DBA FPS BUILDING & DEVELOPMENT INC  
PO BOX 97  
PROSPERITY, WV 25909

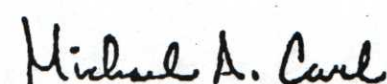
**Date Issued**

AUGUST 22, 2014

**Expiration Date**

AUGUST 22, 2015

  
Authorized Company Signature

  
Chair, West Virginia Contractor  
Licensing Board



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.

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

ISSUED TO:  
**FPS BUILDING & DEVELOPMENT, INC.  
1065 RITTER DRIVE  
BEAVER, WV 25813-0000**

**BUSINESS REGISTRATION ACCOUNT NUMBER: 2270-2968**

This certificate is issued on: 05/9/2014

*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.



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY):  
2/6/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Roop Insurance & Financial Svcs PO BOX 989 Crab Orchard, WV 25827	<b>CONTACT NAME:</b> PHONE (AG No, Ext): 304-255-5720 FAX (AG No): 304-255-5751 E-MAIL ADDRESS: jroop5@hotmail.com	
	INSURER(S) AFFORDING COVERAGE	
<b>INSURED</b> FPS Building and Development Inc  PO BOX 697 Daniels, WV 25832	INSURER A: <b>PENN AMERICAN</b>	
	INSURER B: <b>American Mining Ins Co</b> 38798	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

**COVERAGES**                      **CERTIFICATE NUMBER:**                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT 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. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSK LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS		
A	GENERAL LIABILITY			PAC7029451	07/25/14	07/25/15	EACH OCCURRENCE \$ 1,000,000		
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000		
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 10,000		
	GENTL AGGREGATE LIMIT APPLIES PER:							PERSONAL & ADV INJURY \$ 1,000,000	
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						GENERAL AGGREGATE \$ 2,000,000		
	AUTOMOBILE LIABILITY						PRODUCTS - COMP/OP AGG \$ 2,000,000		
	<input type="checkbox"/> ANY AUTO						COMBINED SINGLE LIMIT (Ea accident) \$		
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per person) \$		
	<input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> NON-OWNED AUTOS					BODILY INJURY (Per accident) \$		
	UMBRELLA LIAB	<input type="checkbox"/> OCCUR					PROPERTY DAMAGE (Per accident) \$		
	EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE					\$		
	DED	RETENTION \$					EACH OCCURRENCE \$		
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	<input type="checkbox"/> Y/N		47267271303203214	05/01/14	05/13/15	AGGREGATE \$		
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input checked="" type="checkbox"/> Y	N/A				<input checked="" type="checkbox"/> WC STATUTORY LIMITS	<input type="checkbox"/> OTH-ER	E.L. EACH ACCIDENT \$ 100,000
	DESCRIPTION OF OPERATIONS BELOW						E.L. DISEASE - EA EMPLOYEE \$ 500,000	E.L. DISEASE - POLICY LIMIT \$ 100,000	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

<b>CERTIFICATE HOLDER</b>  	<b>CANCELLATION</b> SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 