

State of West Virginia Request for Quotation Construction

Proc Folder: 189130

Doc Description: Building 23 HVAC Water Source Heat Pumps

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitati	on No	Version
2016-02-16	2016-03-16 13:30:00	CRFQ	0211 GSD1600000018	1

TO THE MADE OF THE

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION 2019 WASHINGTON ST E

CHARLESTON

wv

25305

US

R Vendor Name, Address and Telephone Number:

DBA - Appalachian Neating POBox770/6268 Robert C. Byrd Drive Bradley, WV 25818

304-877-5366 WV-051590

03/15/16 15:34:59 \bW Purchasing Division

FOR INFORMATION CONTACT THE BUYER

Linda Harper (304) 558-0468

linda.b.harper@wv.gov

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

46-3678763

Page: 1

ADDITIONAL INFORMATO

The West Virginia Purchasing Division for the Agency, The West Virginia Department of Administration's, General Services Division is soliciting quotations to establish a "One-Time" Construction Contract for the removal of five (5) existing water source heat pumps and replacement of new units. Vendor will supply all equipment, labor and material per the specifications and bid requirements.

NVOICE TO			SHIP TO		
GENERAL	ENT OF ADMINISTRATION SERVICES DIVISION WHA BLVD E, BLDG 1, RM MB-68		DEPARTMENT OF A GENERAL SERVICE: 407 NEVILLE ST		
CHARLEST	TON WV25305		BECKLEY	wv :	25801
us ———			US		
Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Removal and Replacement of Five (5) Water Source Heat Pumps	1.00000	JOB		45,166.00
Comm Code	Manufacturer	Spe	cification	Model #	
72151207	Carrier	Waters	ource Heat Pump.	(5) #WSHP	

Extended Description:

Line Event Date

Mandatory Pre-Bid Meeting 10:00 AM EST 2016-02-29

Question Deadline: 5:00 PM EST 2016-03-02

er attached specifications

	Document Phase	Document Description	Page 3
GSD1600000018	Final	Building 23 HVAC Water Source Heat	of 3
		Pumps	

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

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 Contractor's 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: DR	Enterprises LLC I - Appalochian Heat	tino
	WV-051590	J

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.

CENTRALIZED REQUEST FOR QUOTATION Building 23 Water Source Heat Pumps Replacement

- 10.1.4. Failure to remedy deficient performance upon request.
- 10.2. The following remedies shall be available to Agency upon default.
 - **10.2.1.** Immediate cancellation of the Contract.
 - **10.2.2.** Immediate cancellation of one or more release orders issued under this Contract.
 - 10.2.3. Any other remedies available in law or equity.

11. MISCELLANEOUS:

11.1. Contract Manager: During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract manager and his or her contact information below.

Contract Manager: Sob Backus
Telephone Number: 304-877-33466-304-663-77/9
Fax Number: 304-877-3576
Email Address: appheatbob@g.mail.com

APPALACHIAN Heating

March 8, 2016

To Whom it may concern, Below is a list of three references that we replaced HVAC/ Heat Pumps for 3 different projects.

- Pioneer Federal Credit Union 4105 Teays Valley Road Hurricane, WV 25526
- Jarrett Construction PO Box 5250 Charleston, WV 25305 Phone: 304-344-9140 Contact: John Jarrett

2) Walmart – Fuel Station 32 N. Tygart Mall Loop Fairmont, WV 2655 Wagner Development Co. Inc. 2275 Swallow Hill Road Building 800 Pittsburgh, PA 15220 Phone: 724-492-1083 Contact: Todd Wagner

3) Little General Corporation PO Box 968 Beckley, WV 25801 Phone: 304-253-9592 Contact: Jeff Wood

We installed 35+ jobsites for the Little General Corporation in WV.

Thank you, Dan Akers



SOLICITATION NUMBER: GSD1600000018 Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as ("Solicitation") to reflect the change(s) identified and described below.

Appli	cabl	e A	Addendum Category:
	ĺ]	Modify bid opening date and time
	ſ]	Modify specifications of product or service being sought
	[]	Attachment of vendor questions and responses
	[🗸	1	Attachment of pre-bid sign-in sheet
	[]	Correction of error
	[]	Other

Description of Modification to Solicitation:

1. To publish a copy of the pre-bid sign-in sheet.

No other changes

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

- 1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
- 2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: GSD16000000018

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.

Addeng	lun	n N	lumbers Received:			
(Check	the	bo	x next to each addendum rece	ive	i)	
Į	[v	1	Addendum No. 1	[]	Addendum No. 6
[]	Addendum No. 2	[]	Addendum No. 7
[]	Addendum No. 3	[]	Addendum No. 8
Ĺ]	Addendum No. 4	[]	Addendum No. 9
[]	Addendum No. 5	[]	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 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.

S& 5 Enterprises LLC
Appalachian Heating
Company
Authorized Signature
3/10/2014
Date

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing. Revised 6/8/2012

PRE-BID CONFERENCE SIGN IN SHEET

Request for Quotation Number:

Request for Quotation Nur	mber:	G50160000	00 18	Date:	Feb.	29	2016	
PLEASE PRINT LEGIBLY	Y. THIS INFOR S IN YOUR CO	Mation is essenti Mpany Getting im	IAL TO CONT	acy the attendees in a d information.	TIMELY MANA	ER. FA	LURE TO DO SO	
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Represenative Attending: Phone Number: Fax Number: Email Address:	Charles G: 304-207-170 cg.bson@ Peglo	<u>o - 304-352</u>	@ Perfect very	Represenative Attending: Phone Number: Fax Number: Email Address:	Chris Fil 304-887. Chris o Fil	-064	7 - 304 324-4. Southern - A: r	223
Firm Name: Firm Address:	Paugher Po 40. 1 Chadesto	ty Cogpeny Lex 1829 N WV 3532	7	Firm Name: Firm Address:		th .	hanical Street, V 25064	
	304- 92 304- 92	roghed 15-6664 5-4280 8 Soughwhy Car Co		Represenative Attending: Phone Number; Fax Number: Email Address:		50 - 3 100 -	oings 5259 4958 9@aamservice	~. CO"
Firm Name: Firm Address:	140.180	Y 1782 Y 1782 Y, WY 25	KD(Firm Name: Firm Address:	NITRO ME 4300 FIRS	ST AU		
Represenative Attending: Phone Number: Fax Number: Email Address:	304-8	AKea S 17-5366 17-5876 2 App hear. Co) m	Represenative Attending: Phone Number: Fax Number: Email Address:	Scot Had 304. 4 5. 43 304. 415. 13 35LATERS NO	253 (50	schaucal.com	

PRE-BID CONFERENCE SIGN IN SHEET

GSD1600000018

Request for Quotation Number:

Request for Quotation Nur	ASO16	000000 18 Date:	2-29-2016
PLEASE PRINT LEGIBLY MAY RESULT IN DELAY:	. This information is as B in your company getti	SENTIAL TO CONTACT THE ATTE	
Firm Name:	Cimco INC	Firm Name:	
Firm Address:		Firm Address	
	Huzeitane	Firm Address	
	25526		
Danson and in Although			
Represenative Attending:	JEST Gillewise	Representative	e Attending:
Phone Number:	304-562-776	25 Phone Number	er:
Fax Number:	304-397-41	78 Fax Number:	
Email Address:	JL Gillenwater	அட்டையம். Email Address	S:
		com	
Firm Name:	Tri-Sieve Design	Firm Name:	
Firm Address:	321 Bara's Vrie	Poco VAN Firm Address:	
	28159	- In The Cost	
Represenative Attending:	Moke Courses	Poproporeliu	A444
Phone Number:	10年-419-5759	Represenative Phone Number	
Fax Number:	765-413-5		Pr.
Email Address:	WAC-WUOTH-S	Fax Number:	
	11/12/11/20	Email Address	K'
Firm Name:	"DOA"		
Firm Address:		Firm Name:	
	Bob Kilpatrick	Firm Address:	
	MIKE Hamrick		
Represenative Attending:	-losy Campbell		
Representative Attending: Phone Number:	Tim Pennyer	Represenative	
Frione Number: Fax Number:		Phone Numbe	эт.
		Fax Number:	
Email Address:		Email Address	3.



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

State of West Virginia,
COUNTY OF Baleigh, TO-WIT:
I, Daniel R. Akers , after being first duly sworn, depose and state as follows: 5+5 Enterprises LLC/DBA.
1. I am an employee of Appalachian Heating; and,
2. I do hereby attest that Appalachian Heating (Company Name)
maintains a written plan for a drug-free workplace policy and that such plan and policy are in compliance with West Virginia Code §21-1D.
The above statements are sworn to under the penalty of perjury.
Printed Name: Daniel R. Akers
Signature: 1 Januar R. Addition
Title: Ops. Manager
Company Name: S& Enterprises LLC/Appalachian Deating
Date:
Taken, subscribed and sworn to before me this 8th day of March, 2016.
By Commission expires July De, 2020
(Seal) NOTARY PUBLIC OFFICIAL SEAL JOHN D WARD II State of West Virginia My Commission Expires July 06, 2020 248 Mont Phillips Rd Shady Spring WV 25918
IMIS AFFIDAVIT MUST BE SUBMATTED WITH THE BID IN ORDER TO COMPLY WITH WAY CODE PROVISIONS. FAILURE TO INCLUDE THE AFEIDAVIT WITH THE

BID SHALL RESULT IN DISQUALIFICATION OF THE BID.



CONTRACTOR LICENSE

Authorized by the

West Virginia Contractor Licensing Board

Number:

WV051590

Classification:

ELECTRICAL HEATING, VENTILATING & COOLING PLUMBING

> S & S ENTERPRISES LLC DBA APPALACHIAN HEATING PO BOX 770 BRADLEY, WV 25832

Date Issued

Expiration Date

NOVEMBER 14

Authorized Company Signature

Chair, West Virginia Contractor

Licensing Board

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





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 3/15/2016

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(les) 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 endorsements).

		licate holder in	lieu	of such endo	rsem	ient(s	i).						
	ODUC							CONT NAME	^{ACT} Rhonda	Hughes			
		Hilb Group					, LLC	PHON (A/C.		255-200	FAX (A/C, No)	(304)	255-3623
DI	RE	CityInsura	nce	e Profess	ion	als		E-MAI ADDR	Ess: Rhonda	.hughes@l	ilbgroup.com		
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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 1/7/2016

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).

PRODUCER		CONTACT Kathryn Harpe		
The Hilb Group of West Virgi	nia LLC dha	NAME: VECUTAIL VETDE		
P. O. Box 1126	mra, fiic dia	PHONE (A/C. No. Ext): (304) 926-74	(A/C, No): (3	304) 926-7439
		ADDRESS: Kathryn. Harpe	r@hilbgroup.com	
Charleston WV 2532	4		FORDING COVERAGE	NAIC #
INSURED	<u> </u>	INSURER A : American Min	ning Ins. Co.	15911*
	-1-11	INSURER B :		
S&S Enterprises LLC dba: App	alachian Heating	INSURER C :		_
c/o Professional Payroll Con	cepts, Inc	INSURER D :		
500 Southridge Blvd		INSURER E :		
Charleston WV 2530	9	INSURER F :		
COVERAGES CERTIF	ICATE NUMBER:1/1/16-1	/1/17	REVISION NUMBER:	
THIS IS TO CERTIFY THAT THE POLICIES OF INDICATED. NOTWITHSTANDING ANY REQUI CERTIFICATE MAY BE ISSUED OR MAY PER EXCLUSIONS AND CONDITIONS OF SUCH POLICE.	STAIN THE INSURANCE AFFOR	NOF ANY CONTRACT OR OTHE	R DOCUMENT WITH RESPECT	
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A WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			X WC STATU- TORY LIMITS ER	
ANY PROPRIETOR/PARTNER/EXECUTIVE Y/N OFFICER/MEMBER EXCLUDED?		1 1	E.L. EACH ACCIDENT \$	1,000,000
(Mandatory in NH)	WC-47-47-001945-03	1/1/2016 1/1/2017	E.L. DISEASE - EA EMPLOYEE \$	1,000,000
If yes, describe under DESCRIPTION OF OPERATIONS below	L 1		E.L. DISEASE - POLICY LIMIT \$	
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DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (A INCREASE OF EMPLOYERS / Liability	Attach ACORD 101, Additional Remarks	Schedule, if more space is required)		
CERTIFICATE HOLDER		CANCELLATION		
The state of the s		CANCELLATION		
Evidence of Insurance		SHOULD ANY OF THE ABOVE THE EXPIRATION DATE THE ACCORDANCE WITH THE POLI	DESCRIBED POLICIES BE CANC EREOF, NOTICE WILL BE CY PROVISIONS.	ELLED BEFORE DELIVERED IN
		AUTHORIZED REPRESENTATIVE		
CORD OF (ONL)		Kathryn Harper/KAH	Madayond	day and



Contractors Bonding and Insurance Company P.O. Box 3967 Peoria IL 61612-3967 Phone: (309)692-1000 Fax: (309)683-1610

BID BOND

Bond No. _LSM0781847_

of	S&S Enterprises, I		eating	<u> </u>
		Box 770 V 25818-0770	·	
as Principal, and	Contractors Bonding and Insur	rance Company	of	Peoria
Illinois	, as Surety, an			_ corporation duly licensed t
do business in the State of	West Virginia	, are held and firmly bo	und unto _	
50/ CT : 1	State of West Virginia	<u> </u>	, as Obl	igee, in the penal sum of
5% of Total Amount Bid				, for the
payment of which the Princ ointly and severally, firmly	cipal and the Surety bind themselve	s, their heirs, executors,	administrato	ors, successors and assigns,
omity and severally, mimi	y by these presents.			
THE CONDITION OF TH	IS OBLIGATION IS SUCH, That	whereas the Principal ha	s submitted	or is about to submit a
proposal or a bid to the Obl	ligee on a contract for			
	WV Dept. of Admin.: General Svcs	Div.: Bldg. 23 HVAC V	Vater Source	2
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nall the liability hereunder ROVIDED AND SUBJEC	t with another party to perform the exceed the penal sum hereof. TTO THE CONDITION PRECED	DENT, that any suits at 1	aw or proce	
90) days after the acceptand	ce of said bid of the Principal by the DATED this lath day of _	e Obligee.	vice had upo	on the Surety within ninety
90) days after the acceptand	ce of said bid of the Principal by the	e Obligee. March	vice had upo	on the Surety within ninety Appalachian Heating
90) days after the acceptand	ce of said bid of the Principal by the	March S&S Enterprises By:	2016 LLC DBA Princips	Appalachian Heating
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90) days after the acceptand	ce of said bid of the Principal by the	March S&S Enterprises By:	2016 LLC DBA Princips	Appalachian Heating



Contractors Bonding and Insurance Company P.O. Box 3967 Peoria IL 61612-3967 Phone: (309)692-1000 Fax: (309)683-1610

POWER OF ATTORNEY

Contractors Bonding and Insurance Company

Bond No. __LSM0781847_

Know All Men by These Presents:

That the _	Contractors B	onding and Insurance Company	y a corporation organized	l and existing under the law	rs of the State of
	Illinois	, and authorized and licensed t	o do business in all states and	the District of Columbia do	es hereby make.
constitute	and appoint:	Rhonda Hughes	in the City of	Charleston	State of
We	st Virginia,	as Attorney In Fact	_, with full power and author	rity hereby conferred upon	him/her to sign,
execute, a	cknowledge and d	eliver for and on its behalf as Sur	ety, in general, any and all bo	nds, undertakings, and reco	ognizances in an
amount n	ot to exceed	Ten Million and 00	/100 Dollars	s (<u>\$10,000,000.00</u>)	for any single
obligation,	, and specifically f	or the following described bond.			
Principal:		erprises, LLC DBA Appalachian			
Obligee:	State of V	Vest Virginia	\	*	
Bond Am	ount: <u>5% of To</u>	tal Amount Bid			
TheC Resolution	Contractors Bond adopted by the Bo	ing and Insurance Company oard of Directors of Contrac	_ further certifies that the f	following is a true and e Company , and now in	xact copy of a n force to-wit:
by such of Secretary undertak undertak	other officers as t y, or the Treasur ings in the name ings, Powers of	mpany by the President, Secret he Board of Directors may auti er may appoint Attorneys in F e of the Company. The corpo Attorney or other obligations atted by facsimile."	norize. The President, any V act or Agents who shall hav rate seal is not necessary f	lice President, Secretary, we authority to issue bone for the validity of any bo	any Assistant ds, policies or onds, policies.
N WITNE	SS WHEREOF, ti Vice President	ne Contractors Bonding and with its corporate seal affin	I Insurance Company have this 16th day of 1	as caused these presents to March, 2016	be executed by
ATTEST:	nie L'Mon	Company Assistant Secretary	Contractors Bo	onding and Insurance Con	apany
Cherie L. Mo		Assistant Secretary March 2016 before me, a N	LING TO BATTON W. Davis WASHING TO HIMPHONE MARKET DENNING PERSONALLY APPROXIMATION OF THE PROPERTY OF THE PROPERTY OF THE PERSONALLY APPROXIMATION OF THE PROPERTY OF THE PROPERTY OF THE PERSONALLY APPROXIMATION OF THE P	red Barton W. D	Vice President
nd s	Cherie L. Montgo Vice Pre	mery , who being by me o	luly sworn, acknowledged that Assistant Secretary	t they signed the above Pov v, respectiv	wer of Attorney ely, of the said
aid corpora		- 	<u>-</u>	•	
acqueline M	Bockler	M. Sullex Notary Public	"OFFICIAL SEAL" PUBLIC JACQUELINE M. BOCKLER RATION COMMISSION EXPIRES 01/14/18		

STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

WANDATE: 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 exceed 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: 125 Onterprises LLC - DBA Appalachian Heating
Authorized Signature: Date: 38-2016
State of West Virginia
County of Raler's k to-wit:
Taken, subscribed, and sworn to before me this 8th day of March , 20/6.
My Commission expires July 06 2010.
AFFIX SEAL HERE NOTARY PUBLIC
Purchasing Attidavit (Flevised 08/01/2015) NOTARY PUBLIC OFFICIAL SEAL JOHN D WARD II