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

### Request for Quotation

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RFQ NUMBER HHR70033

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ADDRESS CORRESPONDENCE TO ATTENTION OF:

ROBERTA WAGNER 304-558-0067

RFQ COPY TYPE NAME/ADDRESS HERE

HEALTH AND HUMAN RESOURCES
BCF - FACTS PROJECT
ROOM 601
350 CAPITOL STREET
CHARLESTON, WV
25301-3711 304-558-23

**PROJECT** STREET WV 304-558-2330

DATE PRIN	red	TERMS OF SALE	SHIP	VIA	F.O.B	FREIGHT TERMS
10/03/						
BID OPENING DATE:	11/0	1/2006		BID	PENING TIME (	11:30PM
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## 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. All quotations are governed by the West Virginia Code and the Legislative Rules of the Purchasing Division.
- 4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125.00 registration fee.
- 5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, 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.
- 6. Payment may only be made after the delivery and acceptance of goods or services.
- 7. Interest may be paid for late payment in accordance with the West Virginia Code.
- 8. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
- 12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 13. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, this contract is automatically null and void, and is terminated without further order.
- 14. HIPAA Business Associate Addendum The West Viginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (http://www.state.wv.us/admin/purchase/vrc/hipaa.htm) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

#### INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division.
- 2. SPECIFICATIONS: 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. Complete all sections of the quotation form.
- 4. Unit prices shall prevail in cases of discrepancy.
- 5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
- 6. BID SUBMISSION: 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.

#### **SIGNED BID TO:**

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



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

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**HEALTH AND HUMAN RESOURCES BCF - FACTS PROJECT ROOM 601** 350 CAPITOL STREET CHARLESTON, WV

25301-3711 304-558-2330

DATE PRINTED TE	RMS OF SALE	SHIP VIA	F.O.B.	FREIGHTTERMS
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**HEALTH AND HUMAN RESOURCES** BCF - FACTS PROJECT ROOM 601 350 CAPITOL STREET CHARLESTON, WV 25301-3711 304-558-2330

TERMS OF SALE SHIP VIA DATE PRINTED F.O.B. FREIGHT TERMS 10/03/2006 BID OPENING DATE: 11/01/2006 **BID OPENING TIME** 01:30PM CAT. LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT. ASSURE NO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO: ROBERTA WAGNER DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25311 FAX: 304-558-4115 E-MAIL: RWAGNERƏWVADMIN.GOV THE MODEL/BRAND/SPECIFICATIONS NAMED HEREIN ESTABLISH THE ACCEPTABLE LEVEL OF QUALITY ONLY AND ARE NOT INTENDED TO REFLECT A PREFERENCE OR FAVOR ANY PARTICULAR BRAND OR VENDOR. VENDORS WHO ARE BIDDING ALTERNATES SHOULD SO STATE AND INCLUDE PERTINENT LITERATURE AND SPECIFICATIONS. FAILURE TO PROVIDE INFORMATION FOR ANY ALTERNATES MAY BE GROUNDS FOR REJECTION OF THE BID. THE STATE RESERVES THE RIGHT TO WAIVE MINOR IRREGULARITIES IN BIDS OR SPECIFICATIONS IN ACCORDANCE WITH SECTION 148-1-4(F) OF THE WEST VIRGINIA LEGISLATIVE RULES AND REGULATIONS. VENDOR PREFERENCE CERTIFICATE CERTIFICATION AND APPLICATION\* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS). APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE **TELEPHONE** TITLE FEIN ADDRESS CHANGES TO BE NOTED ABOVE



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## Request for Bid on HP-UX Data Servers support

The successful bidder must

- Provide confirmation indicating that they are an authorized Service Provider of HP 9000 systems, K 4x0, K 5x0, n-class and HP High-end Storage Devices or authorized to provide HP Part number HA110AC "or equal" and must be compatible with existing equipment.
- Provide access to the latest documentation, software releases, patches and firmware updates. This should include pre-release and problem specific information
- Provide levels 1, 2 and 3 diagnostics as authorized by Hewlett-Packard
- Provide a service similar to Hewlett-Packard's ISEE which is proactive monitoring, remote hardware event management and remote network access to troubleshoot supported servers, storage and peripherals.
- Provide access similar to Hewlett-Packard Laboratories "or equal"
- Provide access to back-line and engineering support
- Provide access to Hewlett-Packard's Laboratory which developed the product, if necessary
- Provide locally stocked Hewlett-Packard approved parts to limit down time of critical systems.

## HP Support Plus 24 Service - HP Part number HA110AC "or equal"

Hardware Problem Diagnosis

On Site Support

Hewlett-Packard Authorized Parts and Materials Included

4 Hr On Site Response

24 Hrs Standard Office Days

24 Hrs, Day 6

24 Hrs, Day 7

Holidays covered

Travel included

- HP Software Technical Unlimited Support

SW Technical Support

SW Electronic Support

24 Hrs Standard Office Days

24 Hrs Day 6

24 Hrs Day 7

Holidays Covered

2 Hr Remote Response

- HP Software Updates Service

Includes License to download (electronically) Software updates and patches

Includes Software (SW) updates on CD

Includes Software (SW) Documentation on CD

Dates of service are 11/01/06 thru 10/31/07

Billing must occur quarterly in arrears.

Need service and support on these HP servers:

## k460-

S/N Qty. Part Number Description HP 4 Hour 24x7 HW Support HA104AC \*\*\* Hardware Support \*\*\* HP Hardware Maintenance Onsite Support Hardware Problem Diagnosis Onsite Support Parts and Material provided 4 Hr Onsite Response 24 Hrs Std Office Days 24 hrs, Day 6 24 hrs, Day 7 Holidays Covered Travel Zone 1 1 HP 9000 K460 Server w/128 MB ECC memory 3722A52178 A3284A 180 MHz PA 8000 CPU with 2 MB cache 1 A3261A 1 Upgrade base memory to 256MB A3294A 256 MB memory board for K class Servers 1 A3483A 1 256 MB memory board for K class Servers A3483A 256 MB memory board for K class Servers A3483A 4GB DDS DAT Drive with data compression GB00280027 1 A3183A UST7210127 1 System Console - Green Screen C1064GX 1 HP VISUALIZE EG graphics card A3519A 1 20 MB FWD SCSI-2 interface A2969A 1 20 MB FWD SCSI-2 interface A2969A 1 20 MB FWD SCSI-2 interface A2969A 20 MB FWD SCSI-2 interface 1 A2969A 1 HP-PB SE SCSI-2 Centronics host adapter 28655A 1 LAN/9000 Link for HP-PB based servers J2146A K4x0 4 HP-HSC I/O expansion upgrade 1 A2990A USM2013127 1 HA Deskside Storage Enclosure A3311A 1 Redundant hot pluggable power supply A3311A#002 1 9.1 GB 7200 RPM Low Profile Disk Upgrade A5285A 9.1 GB 7200 RPM Low Profile Disk Upgrade 1 A5285A UST3R04608 1 Deskside AutoRAID Array Model 12H A3700AD A3700AD#152 Quantity 12 of 18.2GB Disk Drive Module 1 1 A3700AD#203 Two 96MB Disk Array AutoRAID Controllers 1 100Base-T LAN Adapter A3495A

HA108AC HP Software Product Updates Service

## \*\*\* Software Support \*\*\*

HP Software Updates Service License to Use & SW Updates SW Updates on CD Doc Updates on CD

A3284A	HP 9000 K460 Server w/128 MB ECC memory	3722A52178	1
A3261A	180 MHz PA 8000 CPU with 2 MB cache		1
A2990A	K4x0 4 HP-HSC I/O expansion upgrade		1
A3495A	100Base-T LAN Adapter		1
B3919EA	HP-UX Operating System License, Servers		1
B3919EA#AGS	HP-UX Unlimited user/upgrade from 2 user		1
B3920EA	HP-UX 11i v1 HP9000 FOE Media		1
B3920EA#ABA	U.S English localization		1
B2491BA	MirrorDisk/UX License for Servers		1
B2491BA#AE5	System license for HP 9000 tier 2 SPUs		1
B6951AA	OV Data Protector Cell Manager HP-UX LTU		1
B6953AA	OV Data Protector one Drive UNIX etc LTU		1

20 MB FWD SCSI-2 interface

20 MB FWD SCSI-2 interface

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### k570

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A2969A

S/N Qty Description Part Number HA110AC HP Support Plus 24 Service \*\*\* Hardware Support \*\*\* HP Hardware Maintenance Onsite Support Hardware Problem Diagnosis Onsite Support Parts and Material provided 4 Hr Onsite Response 24 Hrs Std Office Days 24 hrs, Day 6 24 hrs, Day 7 Holidays Covered Travel Zone 1 3928A87635 1 K570 Server with 256MB HD ECC memory A3641A 1 200MHz PA-RISC 8200 CPU with 4 MB cache 6201067879 A3669A 200MHz PA-RISC 8200 CPU with 4 MB cache 6201068024 1 A3669A 1 200MHz PA-RISC 8200 CPU with 4 MB cache 6201068314 A3669A 1 6E01447983 256 MB memory board for K class Servers A3483A 1 6E01448400 256 MB memory board for K class Servers A3483A 256 MB memory board for K class Servers 1 6E01448655 A3483A 6E01448711 1 256 MB memory board for K class Servers A3483A 6E01497824 1 256 MB memory board for K class Servers A3483A 1 256 MB memory board for K class Servers 6E01497848 A3483A 1 6E01498372 256 MB memory board for K class Servers A3483A 6E01498497 1 256 MB memory board for K class Servers A3483A 6E01513605 1 256 MB memory board for K class Servers A3483A 1 6E01513610 256 MB memory board for K class Servers A3483A 1 6E01513637 256 MB memory board for K class Servers A3483A 256 MB memory board for K class Servers 6E01513685 A3483A 1 6E01525709 256 MB memory board for K class Servers A3483A 1 6E01525718 256 MB memory board for K class Servers A3483A 6E01525770 1 256 MB memory board for K class Servers A3483A 1 40110CAWR5 Memory carrier for HP 3000/9000 K Class A2992A 1 3AL02ENF 9 GB FWD SCSI-2 Disk Drive A3629A JPP4019375 1 HP 9000 DVD ROM Device A5220A GB21024977 1 12GB DDS 3 DAT tape drive A3542A 1 UST9130734 System Console - Green Screen C1064GX 6E01477080 1 20 MB FWD SCSI-2 interface A2969A

A2969A	20 MB FWD SCSI-2 interface	6E01477083	1
A3695A	HP-HSC 4 slot expansion upgrade (1 to 5)	40110AVA2C	1
28655A	HP-PB SE SCSI-2 Centronics host adapter	40110B8FM0	1
A3311A	HA Deskside Storage Enclosure	USM2R03069	1
A3311A	HA Deskside Storage Enclosure	USM2R03075	1
A3311A#002	Redundant hot pluggable power supply		1
A3311A#002	Redundant hot pluggable power supply		1
A3311A#253	1x9GB LP WD High Performance Disk Module		1
A3311A#253	1x9GB LP WD High Performance Disk Module		1
A3311A#254	2x9GB LP WD High Performance Disk Module		1
A3311A#254	2x9GB LP WD High Performance Disk Module		1
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C6366A	SMART Desktop SE DDS3 DAT Autochanger	US69290897	1
A3564A	256 MB memory board 6E01503239		1
A3564A	256 MB memory board 6E01503253		1
A3564A	256 MB memory board	6E01503236	1
A3694A	HP-HSC 4 slot expansion upgrade (5 to 9)		1
J3514A	HSC 100Base-T LAN Adapter		1
A3495A	100Base-T LAN Adapter	0001191277	1

### \*\*\* Software Support \*\*\*

HP Software Technical Unlimited Support SW Technical Support SW Electronic Support 24 Hrs Std Office Days 24 Hrs Day 6

24 Hrs Day 0 24 Hrs Day 7 Holidays Covered

2 Hr Remote Response

A3641A	K570 Server with 256MB HD ECC memory	3928A87635	1
A3669A	200MHz PA-RISC 8200 CPU with 4 MB cache	6201067879	1
A3669A	200MHz PA-RISC 8200 CPU with 4 MB cache	6201068024	1
A3669A	200MHz PA-RISC 8200 CPU with 4 MB cache	6201068314	1
B3919EA	HP-UX Operating System License, Servers		1
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J3620BA	100Base-T LAN Adapter License, K & T		1
J3620BA#AE5	System license for HP 9000 tier 2 SPUs		1
J2759BA	100Base-T LAN Adapter License to Use		1
J2759BA#AE5			1
B6951AA	OV Data Protector Cell Manager HP-UX LTU		1
B2491BA	MirrorDisk/UX License for Servers		1

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### HHR70033 Specifications

HSC 100Base-T LAN Adapter

HP-UX Operating System License, Servers

100Base-T LAN Adapter License, K & T

100Base-T LAN Adapter License to Use

OV Data Protector Cell Manager HP-UX LTU

OV Data Protector Cell Manager HP-UX LTU

HP-UX 11i v1 HP9000 FOE Media

MirrorDisk/UX License for Servers

MC/ServiceGuard SW & LTU, HP-UX

100Base-T LAN Adapter

J3620BA#AE5 System license for HP 9000 tier 2 SPUs

J2759BA#AE5 System license for HP 9000 tier 2 SPUs

B2491BA#AE5 System license for HP 9000 tier 2 SPUs

B3935DA#AE5 System license for HP 9000 tier 2 SPUs

J3514A

A3495A

B3919EA

B3920EA

J3620BA

J2759BA

B6951AA

B2491BA

B6951AA

B3935DA

B3919EA#UA1 2 user license

B3920EA#ABA U.S. - English localization

B3935DA#ABAU.S. - English localization

B6951AA B3935DA	AE5 System license for HP 9000 tier 2 SPUs OV Data Protector Cell Manager HP-UX LTU MC/ServiceGuard SW & LTU, HP-UX AE5 System license for HP 9000 tier 2 SPUs		1 1 1
HP Softwar	e Updates Service		
	License to Use & SW Updates SW Updates on CD Doc Updates on CD		
A3641A A3669A A3669A A3669A	K570 Server with 256MB HD ECC memory 200MHz PA-RISC 8200 CPU with 4 MB cache 200MHz PA-RISC 8200 CPU with 4 MB cache 200MHz PA-RISC 8200 CPU with 4 MB cache	3928A87635 6201067879 6201068024 6201068314	1 1 1
			-

# n4000 (rp7400)-

Part Number Description S/N Qty

HA110AC HP Support Plus 24 Service

\*\*\* Hardware Support \*\*\*

HP Hardware Maintenance Onsite Support

Hardware Problem Diagnosis

Onsite Support

Parts and Material provided

4 Hr Onsite Response

24 Hrs Std Office Days

24 hrs, Day 6

24 hrs, Day 7

Holidays Covered

Travel Zone 1

A3639B	rp7400 Enterprise Server	USM4131DEE	1
A5866A	HP server rp74X0 PA8600 550MHz CPU	6F20146223	1
A4902A	HP Rack System/E, 41U, quartz color	US00072037	1
A5168A	HP srvr rp74X0 Processor Support Module	4Q93130438	1
A4923A	1024MB High Density SyncDRAM Memory Mod	6E03051015	1
A4882A	HP server rp74X0 Memory Carrier Board	6E02694009	1
A4882A	36 GB Internal Disk for Prelude	3CD27753	1
A5150A	Dual Port Ultra 2 SCSI (PCI bus) adapter	52SY423812	1
A5170A	N-Class rack mount kit for HP Rack Sys		1
A5171A	Redundant System HotSwap Power Supply	10PG00030	1
A5543AZ	Quartz depth ext. kit, 41U, factory int.		1
A5137AZ	Modular Power Dist Unit for std racks		1
A5137AZ	Modular Power Dist Unit for std racks		1
A5137AZ	Modular Power Dist Unit for std racks		1
A5137AZ	Modular Power Dist Unit for std racks		1
A5624A	Brocade 16 Port FC Switch, Field Rack	USB2N05798	1
A5624A	Brocade 16 Port FC Switch, Field Rack	USB2N05885	1
A5506B	PCI 4 Port 100Base-TX LAN Adapter		2
A5506B	PCI 4 Port 100Base-TX LAN Adapter	1566896	1
A5506B	PCI 4 Port 100Base-TX LAN Adapter	1568820	1
A5158A	One Port PCI 2x Fibre Channel Adapter	A5804	1
A5158A	One Port PCI 2x Fibre Channel Adapter	A608A	1
A5158A	One Port PCI 2x Fibre Channel Adapter	A62C2	1
A5675A	HP StorageWorks 2100 Disk Sys Field Rack		1
A6538A	Add on 36 GB 10K RPM Ultra3 SCSI Drive		1
A6538A	Add on 36 GB 10K RPM Ultra3 SCSI Drive		1
A6206A	Virtual Array Field Install		1

A6206A	A6206A	Virtual Array Field Install	1
A6206A         Virtual Array Field Install         1           A6206A#003         512MB Cache         1           A6206A#003         512MB Cache         1           A6206A#003         512MB Cache         1           A6206A#003         512MB Cache         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1           A6206A#303         Enterprise Class 36GB 10K RPM FC HDD         1 <td>A6206A</td> <td>· ·</td> <td>1</td>	A6206A	· ·	1
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## HHR70033 Specifications

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	Enterprise Class 36GB 10K RPM FC HDD Enterprise	Enterprise Class 36GB 10K RPM FC HDD Enterprise

\*\*\* Software Support \*\*\*

HP Software Technical Unlimited Support SW Technical Support SW Electronic Support 24 Hrs Std Office Days

	HHR70033 Specifications		017
	24 Hrs Day 6 24 Hrs Day 7 Holidays Covered 2 Hr Remote Response		
A3639B A5866A B9089AA T1086A B3935DA B3935DA#AE	rp7400 Enterprise Server HP server rp74X0 PA8600 550MHz CPU HP-UX HP9000 FOE w/o Sys LTU SW Command View SDM LTU MC/ServiceGuard SW & LTU, HP-UX 5 System license for HP 9000 tier 2 SPUs  HP Software Updates Service License to Use & SW Updates SW Updates on CD Doc Updates on CD	USM4131DEE 6F20146223	1 1 1 4 1
A6685A T1086A B3935DA B3935DA#AB	rp7400 Enterprise Server USM4131DEE HP server rp74X0 PA8600 550MHz CPU PCI 4 Port 100Base-TX LAN Adapter PCI 4 Port 100Base-TX LAN Adapter PCI 4 Port 100Base-TX LAN Adapter One Port PCI 2x Fibre Channel Adapter HP-UX HP9000 FOE w/o Sys LTU HP-UX 11i v1 HP9000 FOE Media A U.S English localization HSC Tachlite Fibre Channel Adapter 40CC0G576H SW Command View SDM LTU MC/ServiceGuard SW & LTU, HP-UX AU.S English localization S System license for HP 9000 tier 2 SPUs	6F20146223 1566896 1568820 A5804 A608A A62C2	1 1 2 1 1 1 1 1 1 1 4 1 1

## D370-

HA104AC HP 4 Hour 24x7 HW Support

\*\*\* Hardware Support \*\*\*

HP Hardware Maintenance Onsite Support Hardware Problem Diagnosis Onsite Support Parts and Material provided 4 Hr Onsite Response 24 Hrs Std Office Days 24 hrs, Day 6 24 hrs, Day 7 Holidays Covered Travel Zone 1

A3560A	Model D370/1 SMP Server	3725A58385	1
A3564A	256 MB memory board 1 0.00		
A3643A	4 GB FWD SCSI-2 Hot Swap disk Drive	SGS2043029	1
A3643A	4 GB FWD SCSI-2 Hot Swap disk Drive	SGS2043052	1
A3643A	4 GB FWD SCSI-2 Hot Swap disk Drive	SGS2043057	1
A3643A	4 GB FWD SCSI-2 Hot Swap disk Drive	SGS2042984	1
A3643A	4 GB FWD SCSI-2 Hot Swap disk Drive	SGS2042990	1
A3183A	4GB DDS DAT Drive with data compression	GB00293808	1
A4450A	Enhanced graphics interface card		1
A4107A	FWD SCSI-2 Controller		1
A4107A	FWD SCSI-2 Controller		1

HA108AC HP Software Product Updates Service

\*\*\* Software Support \*\*\*

HP Software Updates Service License to Use & SW Updates SW Updates on CD Doc Updates on CD

A3560A	Model D370/1 SMP Server	3725A58385	1
B3919EA	HP-UX Operating System License, Servers		1
B3919EA#A0	GL HP-UX 8 user level/upgrade from 2 user		1
B3920EA	HP-UX 11i v1 HP9000 FOE Media		1
B3920EA#AE	BA U.S English localization		1
B2491BA	MirrorDisk/UX License for Servers		1
B2491BA#AI	H0 System license for HP 9000 tier 1 SPUs		1

	HHR70033 Specifications	019
B6951AA	OV Data Protector Cell Manager HP-UX LTU	1
B6953AA	OV Data Protector one Drive UNIX etc LTU	1

RFQ No.	No. HHR70033	
	Secretary Constitution Company	
	020	

## **AFFIDAVIT**

#### West Virginia Code §5A-3-10a states:

No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate.

#### **DEFINITIONS:**

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

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions.

"Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

#### **EXCEPTION:**

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

#### LICENSING:

The vendor must be licensed in accordance with any and all state requirements to do business with the state of West Virginia.

#### 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. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

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

Vendor's Name:		
Authorized Signature:	_ Date	•

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