



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  
 MMB80271

PAGE  
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF  
 ROBERTA WAGNER  
 304-558-0067

RFQ COPY  
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

HEALTH AND HUMAN RESOURCES  
 MILDRED MITCHELL-BATEMAN  
 HOSPITAL  
 1530 NORWAY AVENUE  
 HUNTINGTON, WV  
 25705 304-525-7801

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 06/13/2007   |               |          |        |               |

BID OPENING DATE: 07/12/2007 BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|--------|-------------|------------|--------|
| 0001   | 780      | EA  |        | 193-36      |            |        |
| IMUNOASSAY TEST TYPE: THYROID FUNCION: FT4<br>(VENDOR IS TO BID THE UNIT COST PER TEST.)<br>BRAND:..... PACKAGE PRICE:.....<br>NUMBER OF TESTS/PKG: .....<br>COST PER TEST: .....<br>(THE PACKAGE PRICE WILL BE USED IN THE AWARD DOCUMENT.<br>(VENDOR IS TO BID THE UNIT COST PER TEST.)<br>OPEN END CONTRACT<br>MILDRED MITCHELL-BATEMAN HOSPITAL IS SOLICITING BIDS<br>TO PROVIDE REAGENTS TO PERFORM EXAMINATIONS IN<br>IMUNOASSAY TESTING.<br>THE SUCCESSFUL VENDOR MUST PROVIDE A FULLY AUTOMATED<br>ANALYZER AT NO ADDITIONAL CHARGE FOR USE WITH THE<br>REQUESTED REAGENTS. THE AUTOMATED ANALYZER MUST INCLUD<br>A COMPUTER, MONITOR AND PRINTER, ETC WHICH WILL BE<br>RETAINED AND MAINTAINED BY THE VENDOR.<br>SEE ATTACHED SPECIFICATIONS.<br>THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. |          |     |        |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|           |           |                                   |
|-----------|-----------|-----------------------------------|
| SIGNATURE | TELEPHONE | DATE                              |
| TITLE     | FEIN      | ADDRESS CHANGES TO BE NOTED ABOVE |

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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 Virginia 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.

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**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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| 0002  | 865      | EA  |        | 193-36      |            |        |
| IMUNOASSAY TEST TYPE: THYROID FUNCION: TSH              |          |     |        |             |            |        |
| BRAND:..... PACKAGE PRICE:.....                         |          |     |        |             |            |        |
| NUMBER OF TESTS/PKG: .....                              |          |     |        |             |            |        |
| COST PER TEST: .....                                    |          |     |        |             |            |        |
| (THE PACKAGE PRICE WILL BE USED IN THE AWARD DOCUMENT.) |          |     |        |             |            |        |
| 0003  | 99       | EA  |        | 193-36      |            |        |
| IMUNOASSAY TEST TYPE: THYROID FUNCION: T4               |          |     |        |             |            |        |
| BRAND:..... PACKAGE PRICE:.....                         |          |     |        |             |            |        |
| NUMBER OF TESTS/PKG: .....                              |          |     |        |             |            |        |
| COST PER TEST: .....                                    |          |     |        |             |            |        |
| (THE PACKAGE PRICE WILL BE USED IN THE AWARD DOCUMENT.) |          |     |        |             |            |        |
| 0004  | 52       | EA  |        | 193-36      |            |        |
| IMUNOASSAY TEST TYPE: THYROID FUNCION: T3               |          |     |        |             |            |        |
| BRAND:..... PACKAGE PRICE:.....                         |          |     |        |             |            |        |
| NUMBER OF TESTS/PKG: .....                              |          |     |        |             |            |        |
| COST PER TEST: .....                                    |          |     |        |             |            |        |
| (THE PACKAGE PRICE WILL BE USED IN THE AWARD DOCUMENT.) |          |     |        |             |            |        |
| BRAND:..... PACKAGE PRICE:.....                         |          |     |        |             |            |        |
| NUMBER OF TESTS/PKG: .....                              |          |     |        |             |            |        |

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|---|----------|-----|--------|-------------|------------|--------|
| <p>COST PER TEST: . . . . .<br/>           (THE PACKAGE PRICE WILL BE USED IN THE AWARD DOCUMENT.)</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON<br/>           . . . . . AND EXTENDS FOR A PERIOD OF ONE (1)<br/>           YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS<br/>           NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE<br/>           ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL<br/>           NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE<br/>           TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY<br/>           REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS<br/>           WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE<br/>           IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND<br/>           PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE<br/>           CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL<br/>           WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR,<br/>           SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30)<br/>           BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE<br/>           ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE<br/>           (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE<br/>           RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN<br/>           NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES<br/>           SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM<br/>           TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY<br/>           AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN<br/>           MARKET, WITHOUT THE FILING OF A REQUISITION OR COST<br/>           ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR<br/>           IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN</p> |          |     |        |             |            |        |

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| <p>CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A LOCAL BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE</p> |          |     |        |             |            |        |

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| <p>AGENCY FOR ORDERS THAT ARE LESS THAN \$2,500 AS A CONDITION OF AWARD.</p> <p>PRICE ADJUSTMENT PROVISION:<br/>           THE STATE OF WEST VIRGINIA WILL CONSIDER BIDS THAT CONTAIN PROVISIONS FOR PRICE ADJUSTMENTS PRIOR TO THE ORIGINAL EXPIRATION OF THE CONTRACT, PROVIDED THAT SUCH PRICE ADJUSTMENT COVERS BOTH UPWARD AND DOWNWARD MOVEMENT OF THE COMMODITY PRICE, AND THAT ADJUSTMENT IS BASED ON THE "PASS THROUGH" INCREASE OR DECREASE OF RAW MATERIALS AND/OR LABOR, WHICH MAKE UP ALL OR A SUBSTANTIAL PART OF A PRODUCT. ADJUSTMENTS ARE TO BE BASED UPON AN ACTUAL DOLLAR FIGURE, NOT A PERCENTAGE. ALL PRICE ADJUSTMENT REQUESTS MUST BE SUBSTANTIATED IN A MANNER ACCEPTABLE TO THE DIRECTOR PURCHASING, E.G. GOVERNMENTAL BENCH MARKS, GENERAL MARKET INCREASE, PUBLISHED PRICE LISTS. SUCH REQUESTS FOR AND INCREASE SHOULD BE RECEIVED IN WRITING BY THE DIRECTOR OF PURCHASING AT LEAST 30 DAYS IN ADVANCE OF THE EFFECTIVE DATE OF THE INCREASE. ANY TIME THE VENDOR REQUESTS A PRICE ADJUSTMENT, THE PURCHASING DIVISION MAY EITHER ACCEPT THE PRICE ADJUSTMENT AND AMEND THE CONTRACT ACCORDINGLY OR REJECT THE ADJUSTMENT IN ITS ENTIRETY AND CANCEL THE CONTRACT.</p> <p>PREFERRED TERMS:<br/>           IT IS PREFERRED THAT THE PRICES ON THIS CONTRACT ARE FIRM FOR LIFE OF THE CONTRACT, AS INDICATED IN THE LIFE OF CONTRACT CLAUSE CONTAINED HEREIN, NOT TO EXCEED ONE (1) YEAR.</p> <p>IF THE VENDOR CANNOT GUARANTEE A FIRM PRICE FOR THE LIFE OF CONTRACT, HE MUST INDICATE ONE OF THE PARAGRAPHS LISTED BELOW. FAILURE TO QUALIFY THE PREFERRED TERMS WILL BIND THE VENDOR TO A FIRM PRICE FOR THE LIFE OF THE CONTRACT.</p> |          |     |        |             |            |        |

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|--|----------|-----|--------|-------------|------------|--------|
| ALTERNATE TERMS:   |          |     |        |             |            |        |
| <input type="checkbox"/> THE PRICES ON THIS CONTRACT WILL REMAIN FIRM FOR ..... DAYS AFTER THE EFFECTIVE DATE OF THE CONTRACT. PRICES WILL REMAIN FIRM AFTER EACH PRIC ADJUSTMENT FOR A MINIMUM OF ..... DAYS.   |          |     |        |             |            |        |
| <input type="checkbox"/> THE VENDOR DOES NOT AGREE TO MAINTAIN A FIRM PRICE FOR THE LENGTH OF THE CONTRACT BUT OFFERS AN ALTERNATE PROPOSAL AS FOLLOWS:  |          |     |        |             |            |        |
| .....  |          |     |        |             |            |        |
| .....  |          |     |        |             |            |        |
| .....  |          |     |        |             |            |        |
| .....  |          |     |        |             |            |        |
| EXHIBIT 4  |          |     |        |             |            |        |
| LOCAL GOVERNMENT BODIES: UNLESS THE VENDOR INDICATES IN THE BID HIS REFUSAL TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO COUNTY, SCHOOL, MUNICIPAL AND OTHER LOCAL GOVERNMENT BODIES, THE BID SHALL EXTEND TO POLITICAL SUBDIVISIONS OF THE STATE OF WEST VIRGINIA. IF THE VENDOR DOES NOT WISH TO EXTEND THE PRICES, TERMS, AND CONDITIONS OF THE BID TO ALL POLITICAL SUBDIVISIONS OF THE STATE, THE VENDOR MUST CLEARLY INDICATE SUCH REFUSAL IN HIS BID. SUCH REFUSAL SHALL NOT PREJUDICE THE AWARD OF THIS CONTRACT IN ANY MANNER. |          |     |        |             |            |        |
| REV. 3/88  |          |     |        |             |            |        |
| INQUIRIES WRITTEN QUESTIONS SHALL BE ACCEPTED THROUGH CLOSE OF BUSINESS ON JUNE 26, 2007. QUESTIONS MAY BE   |          |     |        |             |            |        |

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| <p>SENT VIA USPS, FAX, COURIER OR E-MAIL. IN ORDER TO ASSURE TO VENDOR RECEIVES AN UNFAIR ADVANTAGE, NO SUBSTANTIVE QUESTIONS WILL BE ANSWERED ORALLY. IF POSSIBLE, E-MAIL QUESTIONS ARE PREFERRED. ADDRESS INQUIRIES TO:</p> <p>ROBERTA WAGNER<br/>           DEPARTMENT OF ADMINISTRATION<br/>           PURCHASING DIVISION<br/>           2019 WASHINGTON STREET, EAST<br/>           CHARLESTON, WV 25311</p> <p>FAX: 304-558-4115<br/>           E-MAIL: RWAGNER@WVADMIN.GOV</p> <p style="text-align: center;">VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>( ) BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHI</p> |          |     |        |             |            |        |

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|---|----------|-----|--------|-------------|------------|--------|
|   |          |     |        |             |            |        |
| <p>INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>( ) BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>( ) BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> |          |     |        |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|           |           |                                   |
|-----------|-----------|-----------------------------------|
| SIGNATURE | TELEPHONE | DATE                              |
| TITLE     | FEIN      | 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  
 MMB80271

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ADDRESS CORRESPONDENCE TO ATTENTION OF  
 ROBERTA WAGNER  
 304-558-0067

RFQ COPY  
 TYPE NAME/ADDRESS HERE

VENDOR

SHIP TO

HEALTH AND HUMAN RESOURCES  
 MILDRED MITCHELL-BATEMAN  
 HOSPITAL  
 1530 NORWAY AVENUE  
 HUNTINGTON, WV  
 25705 304-525-7801

| DATE PRINTED                 | TERMS OF SALE | SHIP VIA                 | FOB | FREIGHT TERMS |
|------------------------------|---------------|--------------------------|-----|---------------|
| 06/13/2007                   |               |                          |     |               |
| BID OPENING DATE: 07/12/2007 |               | BID OPENING TIME 01:30PM |     |               |

| LINE  | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|--------|-------------|------------|--------|
| <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX &amp; REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.</p> <p>UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p>BIDDER: -----</p> <p>DATE: -----</p> |          |     |        |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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| SIGNATURE | TELEPHONE | DATE                              |
| TITLE     | FEIN      | ADDRESS CHANGES TO BE NOTED ABOVE |

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HEALTH AND HUMAN RESOURCES  
 MILDRED MITCHELL-BATEMAN  
 HOSPITAL  
 1530 NORWAY AVENUE  
 HUNTINGTON, WV  
 25705 304-525-7801

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 06/13/2007   |               |          |        |               |

BID OPENING DATE: 07/12/2007 BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|--------|-------------|------------|--------|
| <p>SIGNED: -----</p> <p>TITLE: -----</p> <p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION<br/>         PURCHASING DIVISION<br/>         BUILDING 15<br/>         2019 WASHINGTON STREET, EAST<br/>         CHARLESTON, WV 25305-0130</p> <p>A CONVENIENCE COPY WOULD BE APPRECIATED.</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER:-----ROBERTA WAGNER/FILE 22-----</p> <p>RFQ. NO.:-----MMB80271-----</p> <p>BID OPENING DATE:---07/12/2007-----</p> |          |     |        |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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BID OPENING DATE: 07/12/2007 BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|--------|-------------|------------|--------|
| BID OPENING TIME: ---1:30 PM---<br><br>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY<br>TO CONTACT YOU REGARDING YOUR BID:<br><br>-----<br>CONTACT PERSON (PLEASE PRINT CLEARLY):<br><br>-----<br><br>***** THIS IS THE END OF RFQ MMB80271 ***** TOTAL: _____ |          |     |        |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|           |  |           |  |                                   |
|-----------|--|-----------|--|-----------------------------------|
| SIGNATURE |  | TELEPHONE |  | DATE                              |
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**MMB80271****A. REAGENT SPECIFICATIONS**

1. Reagents must be bar-coded.
2. Must have lot and expiration management for reagents.
3. The test kit must have a minimum shelf life of six (6) months or more beyond date of receipt.
4. Long onboard reagent stability.
5. Long calibration intervals.
6. Must be able to perform the following tests.

**Immunoassay Test Type Description**

| <b>Thyroid Function</b> |
|-------------------------|
| TSH (required)          |
| FT4 (required)          |
| T-uptake                |
| T4                      |

**Immunoassay Test / Panels**

| <i>Tests / Panels</i> | <i>Approximate Annual Volumes</i> |
|-----------------------|-----------------------------------|
| FT4                   | 780                               |
| TSH                   | 865                               |
| T4                    | 99                                |
| T3                    | 52                                |

**B. INSTRUMENT SPECIFICATIONS:**

1. Must have Positive Identification for samples and reagents.
2. Must be able to sample from tubes up to 16mm diameter.
3. Must have the capability to load continuously throughout the sample processing.
4. Must include computer system and software

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**C. COMPUTER INTERFACE SPECIFICATIONS:**

1. Must have ability to connect to a LAN (Local Area Network) and use one computer interface to the facilities VISTA System.
2. Interface cost must be included in cost per test.
3. Must have bi-directional interface with ASTM or ASCH file format.
4. User interface must be Windows 2000 (or newer) operating system.
5. Once all results have been validated by the system the final results must have the capability of being exported to VISTA.
6. Vendor must be willing to assist in transition process to VISTA.

**D. TRAINING / INSTALLATION REQUIREMENTS:**

1. Vendor must provide a company representative for installation and training. Subcontracting of these services shall not be acceptable to the State of West Virginia. Any vendor responding to this contract that proposes to utilize a subcontractor shall not be considered during the award process.
2. Installation and training for equipment must be completed within six (6) weeks of delivery date and must include one (1) key operator training at vendor's training site at vendor's expense and training of other staff at Mildred Mitchell-Bateman Hospital also at vendor's expense.

**E. EQUIPMENT OWNERSHIP / MAINTENANCE / TECHNICAL ASSISTANCE REQUIREMENTS:**

1. Vendor will retain ownership of all instrumentation.
  2. All instrumentation provided by the selected vendor must be maintained at vendor's expense during the term of this contract. One (1) annual preventive maintenance visit at the laboratory site must be provided at no additional charge.
  3. Vendor must provide a company representative for technical service, repairs, maintenance, etc. Any vendor responding to this contract that proposes to utilize a subcontractor shall not be considered during the award process.
  4. Technical assistance must be available by telephone during normal hours, 8:00 a.m. to 5:00 p.m. EST, Monday through Friday. If technical assistance does not resolve problems, replacement parts or loaner modules must be provided or on-site representative presence must be made available within 24 hours, except on weekends.
-

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**DELIVERY / SHIPPING REQUIREMENTS:**

1. To be F.O.B. Destination, unless vendor states otherwise in submitted quotation.
2. Reagents must be shipped no more than 3 days after receiving order.

**LIFE OF CONTRACT:**

This contract is to become effective \_\_\_\_\_ and extends for a period of one (1) year, or until such "reasonable time" thereafter as is necessary to obtain a new contract. At the end of one (1) year, an option is reserved to renew the agreement in accordance with the terms and conditions of the original contract and shall be limited to two (2) one (1) year periods.

**ORDERING PROCEDURE:**

Spending unit shall issue a written state contract order (Form Number WV-39) to the vendor for commodities covered by this contract, except when purchases are of a dollar amount allowable to be made with the WV State Credit Card (P-Card).

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RFQ COST SHEET # MMB80271

BIDDERS SHALL PROVIDE A COST FOR THE FOLLOWING:

| Item #                             | Estimated Usage per Year | Test Panel Description | Number of Tests per Kit | Cost per Kit | Estimated Cost per Year |
|------------------------------------|--------------------------|------------------------|-------------------------|--------------|-------------------------|
| 1                                  | 780 tests                | FT4                    |                         |              |                         |
| 2                                  | 865 tests                | TSH                    |                         |              |                         |
| 3                                  | 99 tests                 | T4                     |                         |              |                         |
| 4                                  | 52 tests                 | T3                     |                         |              |                         |
| <b>Total Estimated Annual Cost</b> |                          |                        |                         |              |                         |



STATE OF WEST VIRGINIA  
Purchasing Division

016

**PURCHASING AFFIDAVIT**

**West Virginia Code §5A-3-10a states:** No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

**DEFINITIONS:**

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

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

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

**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, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, 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.

**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](http://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: \_\_\_\_\_