



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

Purchase Order

PURCHASE ORDER NO.
 CPHONE07C

PAGE
 1

BLANKET RELEASE
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CORRECT PURCHASE ORDER NUMBER
 MUST APPEAR ON ALL PACKAGES,
 INVOICES, AND SHIPPING PAPERS.
 QUESTIONS CONCERNING THIS PUR-
 CHASE ORDER SHOULD BE DIRECTED
 TO THE BUYER AS NOTED BELOW.

CHANGE ORDER
 4

SEE REVERSE SIDE FOR
 TERMS AND CONDITIONS

INVOICE TO

ALL STATE AGENCIES
 AND POLITICAL SUBDIVISIONS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

VENDOR

*113154636 304-641-4000
 CELLULAR ONE
 1111 VAN VOORHIS ROAD

 MORGANTOWN WV 26505

SHIP TO

AGENCY COPY

ALL STATE AGENCIES
 AND POLITICAL SUBDIVISIONS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED		TERMS OF SALE		FEIN/SSN		FUND			
07/02/2007		NET 30		133557306					
SHIP VIA		F.O.B		FREIGHT TERMS		ACCOUNT NUMBER			
BEST WAY		DESTINATION		PREPAID		MUL-MUL			
LINE	QUANTITY	UOP	VENDOR ITEM NO		UNIT PRICE	AMOUNT			
	DELIVERY DATE	CAT. NO.	ITEM NUMBER						
			CHANGE ORDER #04						
	1) THIS CHANGE ORDER IS TO CLARIFY THAT EACH VENDOR RESPONDED TO PART 2, SECTION 8.17 OF THE RFP WITH THE APPLICABLE FEES THAT WOULD BE CHARGED. THESE FEES WERE NOT INCLUDED ON THE COST SHEET BUT SHOULD HAVE BEEN. THIS FEE IS AS FOLLOWS: DIRECTORY ASSIST. FEE \$1.50 PER CALL - EFF. 11/01/2006 2) THIS CHANGE ORDER ADDS THE FOLLOWING RATE PLANS: EFFECTIVE: MAY 21, 2007 * RATE PLAN: STATEWIDE UNLIMITED HOST: PRICE: \$55.00 - 15% (\$8.25) = \$46.75. FEATURES: 1. UNLIMITED MINUTES IN WV & PA (INCOMING & OUTGOING) 2. SURROUNDING STATES (VA, OH, & MD) CAN BE ADDED FOR \$10 PER MONTH. 3. ROAMING FEES ARE .35 CENTS PER MINUTE 4. LONG DISTANCE IS INCLUDED FREE * RATE PLAN: STATEWIDE UNLIMITED SHARE (ONE SHARE PER PREVIOUS PO TOTAL==> OPEN END PO NET CHANGE (+)==>								
						PURCHASING DIVISION CERTIFIED ENCUMBERED JUL 6 2007 <i>Adkins</i>			
						OPEN END			
						TOTAL			

IF APPROVAL AS TO FORM IS REQUIRED BY ATTORNEY GENERAL, CHECK HERE

Deanne Wayless
 APPROVED AS TO FORM BY
 ASSISTANT ATTORNEY GENERAL

JO ANN ADKINS 304-558-8802

BY *[Signature]*
 PURCHASING DIVISION AUTHORIZED SIGNATURE

**GENERAL TERMS & CONDITIONS
PURCHASE ORDER/CONTRACT**

1. **ACCEPTANCE:** Seller shall be bound by this order and its terms and conditions upon receipt of this order.
2. **APPLICABLE LAW:** 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.
3. **NON-FUNDING:** All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the terms 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.
4. **COMPLIANCE:** Seller shall comply with all Federal, State and local laws, regulations and ordinances including, but not limited to, the prevailing wage rates of the WV Division of Labor.
5. **MODIFICATIONS:** This writing is the parties final expression of intent. No modification of this order shall be binding unless agreed to in writing by the Buyer.
6. **ASSIGNMENT:** Neither this Order nor any monies due, or to become due hereunder may be assigned by the Seller without the Buyer's consent.
7. **WARRANTY:** The Seller expressly warrants that the goods and/or services covered by this order will: {a} conform to the specifications, drawings, samples or other description furnished or specified by the Buyer {b} be merchantable and fit for the purpose intended and/or {c} be free from defect in material and workmanship.
8. **CANCELLATION:** The Director or Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
9. **SHIPPING, BILLING & PRICES:** Prices are those stated in this order. No price increase will be accepted without written authority from the Buyer. All goods or services shall be shipped on or before the date specified in this Order.
10. **LATE PAYMENTS:** Payments may only be made after the delivery of goods or services. Interest may be paid on late payments in accordance with the *West Virginia Code*.
11. **TAXES:** The State of West Virginia is exempt from Federal and State taxes and will not pay or reimburse such taxes.
12. **RENEWAL:** 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 ü160.103) and will be disclosing Protected Health Information (45 CFR ü160.103) to the vendor.



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LINE	QUANTITY	UOP	VENDOR ITEM NO.		UNIT PRICE	AMOUNT	
	DELIVERY DATE	CAT. NO.	ITEM NUMBER				
			HOST ALLOWED.)				
			PRICE: \$50.00 - 15% (\$7.50) = \$42.50				
			FEATURES: 1. UNLIMITED MINUTES IN WV & PA (INCOMING & OUTGOING)				
			2. SURROUNDING STATES (VA, OH & MD) CAN BE ADDED FOR \$10 PER MONTH.				
			3. ROAMING FEES ARE .35 CENTS PER MINUTE				
			4. LONG DISTANCE IS INCLUDED FREE				
			***** NO ADDITIONAL CHANGES *****				

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TOTAL

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BY _____
 PURCHASING DIVISION AUTHORIZED SIGNATURE

CELLULARONE[®]
from Dobson Cellular Systems

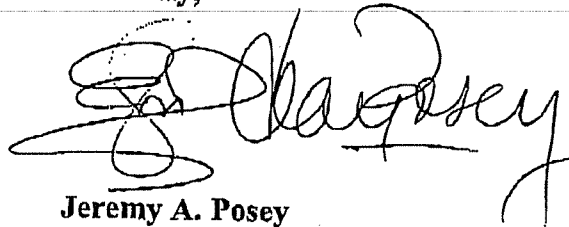
To: Helen Wilson
From: Jeremy Posey
Re: Change Order, Cell Phone State Contract
Cc: Jack McArdle
Date: Monday, May 14, 2007

Please see the following addition:

1. Directory Assistance Fee of \$1.50 per call.

If you have any questions, please feel free to call me directly at 304-216-6366.

Sincerely,



Jeremy A. Posey
Major Account Executive

Jeremy Alan Posey, Major Account Executive
304-216-6366 (*cellular*), 304-598-6513 (*fax*)
Jeremy.Posey@dobson.net

CELLULARONE[®]

from Dobson Cellular Systems

To: Helen Wilson, JoAnn Adkins & Rita Withrow
From: Jeremy Posey, Cellular ONE
Date: Monday, May 21, 2007
Re: Change Order (Unlimited Host & Share Plans)

Please let this notice serve as our request to add the following rate plans to our state contract (cphone07c), effective June 1st, 2007:

Rate Plan: Statewide Unlimited Host

Price: \$55.00 – 15% (\$8.25) = \$46.75

- Features:
1. Unlimited minutes in WV & PA (incoming & outgoing)
 2. Surrounding states (VA, OH, & MD) can be added for \$10.00/per, per month.
 3. Roaming fees are .35 cents per minute
 4. Long distance is included/free

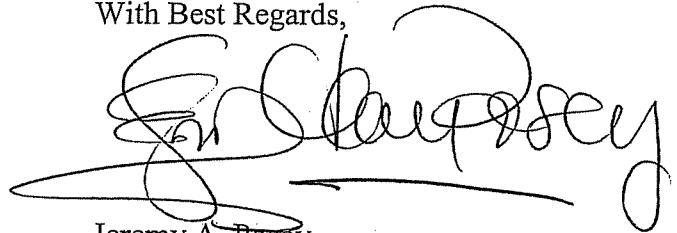
Rate Plan: Statewide Unlimited Share (one share per host allowed)

Price: \$50.00 – 15% (\$7.50) = \$42.50

- Features:
1. Unlimited minutes in WV & PA (incoming & outgoing)
 2. Surrounding states (VA, OH, & MD) can be added for \$10.00/per, per month.
 5. Roaming fees are .35 cents per minute
 6. Long distance is included/free

Please let me know if you have any questions. Thank you.

With Best Regards,



Jeremy A. Posey
Major Account Executive
Cellular ONE



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	DELIVERY DATE		CAT.NO.	ITEM NUMBER				
				RECEIPT TICKET FOR PURCHASE ORDER: CPHONE07C				
0001		985-77		STATEWIDE CONTRACT FOR CELL SERVICE				
				SIGNATURE _____				
				DATE _____				

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