

Flanagan's

Contracting Group, Inc.

90 Old Camplain Road
Hillsborough, NJ 08844

Ph: 908-429-1400
F: 908-429-0211

www.flanagansinc.com

November 4, 2013

Mr. Richard Ferrara
NJ Department of Treasury
Division of Property Management & Construction
PO Box 034
Trenton, NJ 08625-0034

RE: Project Number P1098-00
North Ferry Dock Repairs
Liberty State Park, Jersey City, NJ

Dear Mr. Ferrara:

This letter is to confirm our bid amount for the above referenced project. We hereby propose to furnish all labor, materials, and supplies and to construct the project in accordance with the Contract Documents, within the 120 calendar days set forth, and at the price of \$ 799,442.00.

If you have any questions or require additional information please contact Christine in our office 908-429-1400 Ext.

Sincerely yours,


Robert J. Flanagan

BID PROPOSAL FORM

STATE OF NEW JERSEY
DEPARTMENT OF TREASURY
DIVISION OF PROPERTY MANAGEMENT & CONSTRUCTION
P O BOX 034
TRENTON NEW JERSEY 08625-0034

The bid proposal is to be returned in the pre-addressed envelope and will be accepted no later than 2:00 p.m.,
October 31, 2013 after which time the bid proposals will be publicly opened and read.

FIRM NAME:
(Please Type or Print)
(Business Street Address ONLY - No P O
Box)

Haragan's Contracting Group, Inc.
90 Old Campland Road
Hillsborough, NJ 08844

PROJECT NO P1098-00

PROJECT: North Ferry Dock Repairs at Liberty State Park

LOCATION: Liberty State Park, Jersey City

COUNTY: Hudson

The undersigned Single Prime Contractor proposes to be responsible for all work shown in the contract plans and specifications.

Single Bid

lump sum all trades

\$ 799,442⁰⁰
(Numerical Figures Only)

In accordance with N.J.S.A. 52:35-1 et seq., the Contractor will be classified with the Division of Property Management and Construction (DPM&C) in one of the following trades: **Site Work (C054) or Bulkhead and Docks (C083)**

The proposal is based upon the bid documents listed below.

1. General Conditions dated April 1993, Amended January 1995; Supplementary Instructions to Bidders and General Conditions revised March 18, 2011
2. Specifications dated August 2013
3. Drawing(s)#: 1 thru 10 dated July 19, 2013 (Cover)
August 14, 2013 (Latest Sheet Revision)

This project will be fully completed and ready for occupancy within 120 calendar days.

Liquidated Damages: In accordance with 8.6.1 of the General Conditions liquidated damages will be assessed at 1/20 of one percent (.05%) of the value of this contract (minimum of \$250.00).

The above price is good through sixty (60) days after the bid opening date.

Submit only one bid proposal and bid bond form.

A bid bond in the amount of fifty percent (50%) of the bid must accompany this proposal form.

PROJECT NO.:P1098-00

The Contractor must include prices for the base bid and all alternates and unit prices when requested, otherwise the bid may be considered non-responsive.

Having examined the bid documents and the site of the proposed work and being familiar with all of the conditions surrounding the construction of the proposed project including the availability of materials and labor, the Contractor hereby proposes to furnish all labor, materials and supplies, and to construct the project as submitted, within the time set forth therein, and at the price stated. This price is to cover all expenses incurred in performing the work required, of which this proposal is a part.

The Contractor acknowledges and affirms that it has personal knowledge of or has obtained and reviewed a copy of the valid prevailing wage rates for all trades involved in the project for the geographical location of the project as issued by the Commissioner of the Department of Labor, P O Box 389, Trenton, New Jersey, 08625 (609) 292-2259.

The Contractor acknowledges receipt of the following Bulletins:

BULLETIN NUMBER

DATE OF BULLETIN

Bulletin A

10/24/13

The names and addresses of each Subcontractor included in this Single Bid proposal are listed below and are classified with DPMC in accordance with N.J.S.A. 52:35-1 et seq. at the time of the bid due date. If the Single Prime contractor intends to perform the work described under any of the listed trades sections of this bid proposal form, that Single Prime Contractor must be classified in that trade and listed in the appropriate Subcontractor section of this bid proposal. The Contractor acknowledges the failure to list classified Subcontractors as part of Single Bid proposals shall constitute a non-waivable material deviation resulting in a rejection of the bid.

ELECTRICAL (C047)

NAME: ZSENAK ELECTRIC COMPANY INC

ADDRESS: 2626 EAST STATE STREET TRENTON NJ 08619

EXECUTION OF CONTRACT

Upon receipt of written notice of the acceptance of this bid, the Contractor shall execute the formal contract within 10 calendar days and deliver a Performance and Payment Bond as well as other information as required in the bid solicitation.

COMMENCEMENT OF WORK

Contractor acknowledges that the work is to commence at the site no later than thirty (30) calendar days after the receipt of a Notice to Proceed.

BID SECURITY

The attached bid bond in the sum of \$ 399,721⁰⁰ is to become the property of the State in the event the contract and bond are not executed within the time set forth, as liquidated damages for the delay and additional expense incurred by the OWNER.

CERTIFICATION

I certify that the below named firm is classified by the Division of Property Management and Construction in the approved amount of \$ 15,000 for (trade) C-065- C065 until C083 C086 C008 C056 C009 C058 (expiration date).
11/9/11 - 11/8/13
11/9/13 - 11/8/15

I further certify that this firm's bid for this project does not cause the firm to exceed its aggregate rating limit, including consideration of uncompleted construction work (please refer to N.J.A.C. 17:19-2.13, which describes how certain major trade subcontract work is discounted 85% for purposes of calculating whether a contractor is within its rating).

Respectfully submitted,

(Seal if Bid proposal is by a corporation)



By: FLANAGAN'S CONTRACTING GROUP INC
(Name of Firm)

[Signature]
(Signature)

Robert J. Flanagan President
(Title)

90 Old Camplan Road
(Business Street Address ONLY - No P O Box)

Hillsborough NJ Somerset 08544
(City State County Zip)

Phone No. 908429 1400 Ext 1 or 2

Fax No. 908429 0211

FEDERAL IDENTIFICATION NO. [Redacted]

ANY CHANGE IN OWNERSHIP INFORMATION SINCE FILING YOUR REQUEST FOR CLASSIFICATION (FORM GSA-27)

YES

NO

IF YES, ATTACH EXPLANATION.

STATE OF NEW JERSEY
DEPARTMENT OF TREASURY
DIVISION OF PROPERTY MANAGEMENT & CONSTRUCTION

NON-COLLUSION AFFIDAVIT

PROJECT: North Ferry Dock Repairs
Liberty State Park
Jersey City NJ Hudson County

Bid Due Date October 31, 2013 02:00 PM

STATE OF NEW JERSEY []
[] SS.
COUNTY OF Somerset []

I, Robert J. Flanagan of the City of Middlesex
in the County of Middlesex and the State of New Jersey

of full age, being duly sworn according to law on my oath depose and say that:

I am President
of the firm of FLANAGAN'S CONTRACTING GROUP INC

the Contractor making the Bid Proposal for the above named project, and that I execute the said Bid Proposal with full authority so to do; that said Contractor has not, directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that all statements contained in said bid proposal and in this affidavit are true and correct, and made with full knowledge that the State of New Jersey relies upon the truth of the statements contained in said Bid Proposal and in the statements contained in this affidavit in awarding the contract for the said project.

[Signature]
SIGNATURE OF PRINCIPAL

Subscribed and sworn to before me this 31st day
of October, 2013

[Signature]
Notary Public

My Commission expires CHRISTINE FLANAGAN
ID # 2056115

NOTARY PUBLIC OF NEW JERSEY
Commission Expires 2/3/2014

PROJECT NO.: P 1098-00

Public Law 2005, Chapter 92

Formerly: Executive Order 129

In accordance with Public Law 2005, Chapter 92 (N.J.S.A. 52:34-13.2 et seq., superseding Executive Order 129 (2004)) all bidders submitting a proposal shall be required to submit a Source Disclosure Certification that all services will be performed in the United States. The bidder shall disclose the location by country where services under the contract will be performed and any subcontracting of services under the contract and the location by country where any subcontracted services will be performed.

Public Law 2005, Chapter 92

Formerly: Executive Order 129

SOURCE DISCLOSURE CERTIFICATION FORM

Bidder: FLANAGAN'S CONTRACTING GROUP INC

I hereby certify and say:

I have personal knowledge of the facts set forth herein and am authorized to make this Certification on behalf of the Bidder.

The Bidder submits this Certification as part of a bid proposal in response to the referenced solicitation issued by the State of New Jersey, Department of Treasury, Division of Property Management and Construction (DPMC), in accordance with the requirements of Public Law 2005, Chapter 92, (N.J.S.A. 52:34-13.2 et seq., superseding Executive Order 129 (2004)).

The following is a list of every location where services will be performed by the bidder and all subcontractors.

| Bidder or Subcontractor | Description of Services | Performance Location(s) by Country |
|----------------------------------|-------------------------|------------------------------------|
| FLANAGAN'S CONTRACTING GROUP INC | Movers & Site Lighting | LIBERTY STATE PARK USA |
| ZSENAK ELECTRIC | ELECTRICAL | LIBERTY STATE PARK USA |

Any changes to the information set forth in this Certification during the term of any contract awarded under the referenced Project Number will be immediately reported by the Bidder to the Contract Compliance Unit in the DPMC, Department of Treasury, State of New Jersey, PO-Box 034, Trenton, NJ 08625.

I understand that, after award of a contract to the Bidder, it is determined that the Bidder has shifted services declared above to be provided within the United States to sources outside the United States, prior to a written determination by the Director, Division of Property Management and Construction, that extraordinary circumstances require the shift of services or that the failure to shift the services would result in economic hardship to the State of New Jersey, the Bidder shall be deemed in breach of contract, which contract will be subject to termination for cause under its contract with DPMC.

I further understand that this Certification is submitted on behalf of the Bidder in order to induce DPMC to accept a bid proposal, with knowledge that the State of New Jersey and DPMC are relying upon the truth of the statements contained herein.

I certify that, to the best of my knowledge and belief, the foregoing statements by me are true. I am aware that if any of the statements are willfully false, I am subject to punishment.

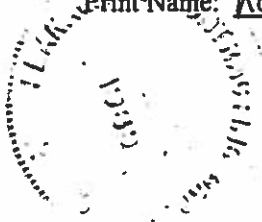
Bidder: FLANAGAN'S CONTRACTING GROUP INC
[Name of Organization or Entity]

By: [Signature]

Title: PRESIDENT

Print Name: ROBERT J. FLANAGAN

Date: 10/31/2013





State of New Jersey

DEPARTMENT OF TREASURY
DIVISION OF PROPERTY MANAGEMENT & CONSTRUCTION
P O Box 034
TRENTON NJ 08625-0034

ANDREW P. SIDAMON-ERISTOFF
State Treasurer
STEVEN SUTKIN
Director

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

October 24, 2013

SUBJECT: Bulletin "A" dated October 24, 2013

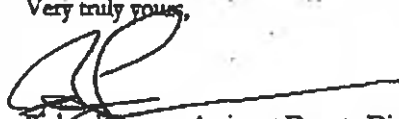
RE: Project #P1098-00 - North Ferry Dock Repairs
Liberty State Park, Jersey City, NJ, Hudson County

Gentlemen:

We are forwarding a copy of the above referenced bulletin. Please acknowledge receipt by returning this form to the address listed below. Fax copy will also be acceptable.

Division of Property Management & Construction
Attention: Richard Ferrara
Contracts & Procurement
P. O. Box-034
Trenton, New Jersey 08625-0034
FAX #: 609-777-1970

Very truly yours,


Richard Ferrara, Assistant Deputy Director
Contracts & Procurement

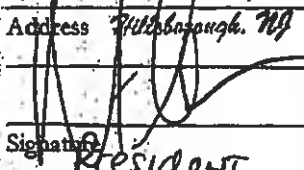
10/24/13

Date Received _____

Firm Name Thompson Contracting Group, Inc.

Address 90 Old Campland Road

Hillsborough, NJ 08844

Signature 

Title President

Attachment (s)

ODC-513
(2/99)

STATE OF NEW JERSEY
DEPARTMENT OF TREASURY
DIVISION OF PROPERTY MANAGEMENT AND CONSTRUCTION
PO BOX 034, TRENTON, NJ 08625-0034

PROJECT # P1098-00
North Ferry Dock Repairs
Liberty State Park
Jersey City, NJ

A/E: Civil Dynamics, Inc.

DATE: October 24, 2013

BULLETIN "A"

Bidder must acknowledge receipt of this Bulletin on bid form in the space provided therefor.

This Bulletin is issued for the purpose of amending certain requirements of the original Contract Documents, as noted hereinafter, and is hereby made part of and incorporated in full force as part of the Contract Documents. Unless specifically noted or specified hereinafter, all work shall comply with the applicable provisions of the Contract Documents.

GENERAL ITEMS

1. General Conditions Article 6.1: A DPMC Field Office Trailer is not required for this project.
2. The Contractor shall provide sanitary facilities for their workers.
3. The minutes and sign-in sheet for the November 4, 2010 Mandatory Pre-Bid Meeting are attached.

QUESTIONS AND DISCUSSION FROM PRE-BID MEETING

1. Electric service to the North Ferry Dock lighting is not live. The Contractor shall be responsible for supplying a generator to test the new lighting.
2. The number of precast slab beams for the dock repair shall be five (5). One detail on Sheet 7 and one on Sheet 9 indicate four beams which is incorrect.
3. Demolition debris shall be properly disposed of and shall not enter the river.
4. The Bidders shall include some concrete repair of small areas of the subgrade of the Terminal Walkway area in addition to the subsidence repair area. See "localized void area" on Sheet 2.
5. What is the load limit for the existing dock?
Response: The load limit of the existing North Ferry Dock is not known. Bidders shall consider this in their approach to the work on the dock.

As additional information, the Park maintenance regularly drives mason dump trucks across the Terminal Walkway area.

6. Are all the existing soil materials to be removed from the subgrade of the Terminal Walkway area prior to placement of filter fabric? Can these materials remain on the Park property?
Response: Yes, in accordance with the notes on Sheet 3, "Clear the entire terminal walkway surface of all remaining wood block pavers, sand and debris to expose the areas of concrete and timber substructure noted on the plan."
7. Can these materials (noted in Item 5 above) remain on the Park property?
Response: Yes, sand material removed from the walkway surface may be stockpiled within the Park property at a location identified by the Owner. The same note states that "Wood block pavers shall be stockpiled on-site, as directed by the Owner." All other debris and foreign materials shall not remain on the property and shall be properly disposed.

ATTACHMENTS

1. Pre-Bid Meeting Minutes and Sign-In Sheet

END OF BULLETIN "A"

CIVIL  DYNAMICS, inc.
CIVIL ENGINEERING & LAND SURVEYING
 109A County Rte. 516, P.O. Box 760, Stockholm, N.J. 07480-0760
 Phone (973) 897-3498 Fax (973) 697-1678

PRE-BID MEETING MINUTES
NORTH FERRY DOCK REPAIRS at LIBERTY STATE PARK

ARCHITECT/ENGINEER OF RECORD: Civil Dynamics, Inc.
LOCATION: Liberty State Park, Jersey City, Hudson County, NJ
MEETING: Pre-Bid **DPMC PROJECT No.:** P1098-00
DATE: 10/17/13 **TIME:** 10:00 AM

ATTENDEE

REPRESENTING

~~See attached Mandatory Pre-Bid Meeting Sign-in Sheet~~

MEETING ITEMS

1. Don DeLuca of the NJDEP Office of Resource Development initiated the meeting by introducing the State Project Team Members and the Project Engineer, Civil Dynamics, Inc.
2. Don DeLuca directed the potential bidders to sign in for the meeting, and told them that failure to do so would prevent them from having their bids accepted.
3. Don DeLuca indicated that all bidders must be classified with DPMC for the trade classification Site Work (C054) or Bulkhead and Docks (C083). A pre-qualified electrical (C047) subcontractor is also required.
4. Questions regarding bidding, contact Janet Golnecki at 609-777-1796.
5. Bids are due October 31, 2013 by 2:00 pm at 33 West State Street in Trenton. Late bids are not accepted.
6. Bid Bond is 50% of bid amount.
7. The Bid is a Lump Sum.
8. Contract Performance Period is 120 calendar days from NTP.
9. Don DeLuca indicates that they are planning to award quickly.
10. Questions prior to the bid are due by Thursday October 24, 2013 at 12:00 P.M. Questions must be faxed to Chris Adams of Civil Dynamics at 973-697-1678 on company letterhead. Responses to questions will be included in a bulletin.
11. Don DeLuca states that the site is not open for follow-up visits, but he will be on-site next Tuesday, October 22, 2013 at 9:00 AM for a second site visit for bidders and their subcontractors.
12. Chris Adams of Civil Dynamics provided a brief overview of the work.
13. Bidders were free to walk the site.

Prepared by: Chris Adams

Date: 10/18/13

MANDATORY PRE-BID MEETING SIGN-IN SHEET

PROJECT #: P1098-00

TRADE: Site Work (C054)/Bulkhead & Docks (C08

PROJECT TITLE: North Ferry Dock Repairs/Liberty State Park

DATE & TIME: October 17, 2013 - 10:00 a.m.

NOTE: Your firm is responsible to consider in its bid all material and information presented at this Mandatory Pre-Bid Meeting.

| COMPANY NAME (PRINT) | REPRESENTATIVE (PRINT) | SIGNATURE | TELEPHONE NUMBER | FAX NUMBER |
|--|---------------------------|-----------|----------------------|---------------|
| NT DEF | Pon DeLuca | | 609 306 1584 | 908-429-0211 |
| FLAUREAN'S CONSTRUCTION GROUP, INC. | ROBERT FLAUREAN | | 908-429-1400 X102 | 908-429-0211 |
| FERRARO CONST. CORP. | Leo Ferraro | | 973-521-0917 | 971-829-7143 |
| ATLANTIC SUBSEA | V.D. MENEGES | | 856-241-3544 | 856-241-3544 |
| BIRD CONSTRUCTION | TIM HANSON | | 732-269-1333 | 732-269-4799 |
| BIRD CONSTRUCTION | MATTHEW GAUDIO | | 732-269-1333 | 732-269-4799 |
| GRISDEL GROUP General Construction | ROBERT PERICA | | 908-561-7550 | 908-561-5331 |
| Don Teuchon, Sr. | Don Teuchon, Sr. | | 908-582-0200 | 908-582-0200 |
| Civil Dynamics | Chris Adams | | 973-6913491 | |

MANDATORY PRE-BID MEETING SIGN-IN SHEET


PROJECT #: P1098-00

TRADE: Site Work (C054)/Bulkhead & Docks (C08

PROJECT TITLE: North Ferry Dock Repair/Liberty State Park

DATE & TIME: October 17, 2013 - 10:00 a.m.

NOTE: Your firm is responsible to consider in its bid all material and information presented at this Mandatory Pre-Bid Meeting.

| COMPANY NAME | PERSON | SIGNATURE | TELEPHONE NUMBER | CELLPHONE NUMBER |
|---------------------|-----------------|---|------------------|------------------|
| Squidco Contracting | Nigel A. Archer | Nigel Archer | (973) 300-4709 | (973) 300-4761 |
| Penn Marine Corp | Joe Budis | Joe Budis | 908 665 9796 | 908 4464 1313 |
| LSP (Rakst Factory) | Jonathan Luk |  | 609-310-0986 | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

BID BOND

KNOW ALL BY THESE PRESENTS, That we, Flanagan's Contracting Group, Inc.

of 90 Old Camplain Rd., Hillsborough, NJ 08844 (hereinafter called the Principal) as Principal and FIDELITY AND DEPOSIT COMPANY OF MARYLAND

(hereinafter called the Surety), as Surety are held and firmly bound unto

State of New Jersey

(hereinafter called the Obligee) in the penal sum of

Fifty Percent of Bid Amount

Dollars (\$ _____) for the payment of which the Principal and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, That WHEREAS, The Principal has submitted

or is about to submit a proposal to the Obligee on a contract for

P1098-00 North Ferry Dock Repairs at Liberty State Park

NOW, THEREFORE, If the said Contract be timely awarded to the Principal and the Principal shall, within such time as may be specified, enter into the Contract in writing, and give bond, if bond is required, with surety acceptable to the Obligee for the faithful performance of said Contract, then this obligation shall be void; otherwise to remain in full force and effect.

Signed and sealed this 31st day of October, 2013

Christine Flanagan
Witness

Flanagan's Contracting Group, Inc.
Principal
By [Signature]
Title

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Stephanie Gay
Witness

By [Signature]
Lisa Nosal, Attorney-in-fact



Fidelity and Deposit Company of Maryland
 A Corporation Organized and Existing Under the Laws of the State of Maryland

CONSENT OF SURETY

State of New Jersey) ss:
 County of Hudson)

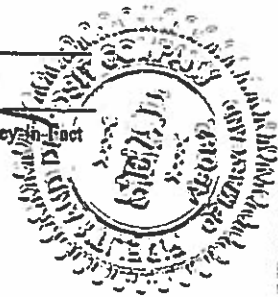
IT IS HEREBY UNDERSTOOD AND AGREED That the Fidelity and Deposit Company of Maryland, of
Schaumburg, IL, duly authorized to transact business in the State of NJ, will
 become Surety on the bond of
Flanagan's Contracting Group, Inc.
 as principal with State of New Jersey
 as Obligor for the certain contract described as follows:
P1098-00 North Ferry Dock Repairs at Liberty State Park

provided the principal is the successful bidder. The bond as described above will be in such sum as is required in the advertisement or in the specifications for the above described contract.

Signed and sealed this 31st day of October, 2013

Fidelity and Deposit Company of Maryland

By: [Signature]
Lisa Nosal, Attorney-in-Fact



Attest:

By: [Signature]
Stephanie Foy, As-to-Surety

**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Maryland, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Maryland (herein collectively called the "Companies"), by JAMES M. CARROLL, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Robert E. CULNEN, Louis A. VLAHAKES and Lisa NOSAL, all of Totowa, New Jersey, EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has herunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 11th day of July, A.D. 2012.

ATTEST:

**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Eric D. Barnes*
Assistant Secretary
Eric D. Barnes

James M. Carroll
Vice President
James M. Carroll

State of Maryland
City of Baltimore

On this 11th day of July, A.D. 2012, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, JAMES M. CARROLL, Vice President, and ERIC D. BARNES, Assistant Secretary, of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and said, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Maria D. Adamski
Maria D. Adamski, Notary Public
My Commission Expires: July 8, 2015



FIDELITY AND DEPOSIT COMPANY

OF MARYLAND

600 Red Brook Blvd., Suite 600, Owings Mills, MD 21117

**Statement of Financial Condition
As Of December 31, 2012**

ASSETS

| | |
|---------------------------------------|-----------------------|
| Bonds | \$ 157,177,826 |
| Stocks | 23,000,311 |
| Cash and Short Term Investments | 119,155 |
| Reinsurance Recoverable | 17,923,564 |
| Other Accounts Receivable | 35,473,256 |
| TOTAL ADMITTED ASSETS | \$ 233,694,113 |

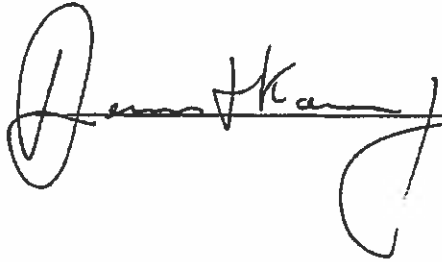
LIABILITIES, SURPLUS AND OTHER FUNDS

| | |
|---|-----------------------|
| Reserve for Taxes and Expenses | \$ 74,782 |
| Ceded Reinsurance Premiums Payable | 48,323,524 |
| Securities Lending Collateral Liability | 1,716,240 |
| TOTAL LIABILITIES | \$ 50,114,546 |
| Capital Stock, Paid Up | \$ 5,000,000 |
| Surplus | 178,579,567 |
| Surplus as regards Policyholders | 183,579,567 |
| TOTAL | \$ 233,694,113 |

Securities carried at \$59,468,002 in the above statement are deposited as required by law.

Securities carried on the basis prescribed by the National Association of Insurance Commissioners. On the basis of December 31, 2012 market quotations for all bonds and stocks owned, the Company's total admitted assets would be \$243,518,971 and surplus as regards policyholders \$193,404,425.

I, DENNIS F. KERRIGAN, Corporate Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company on the 31st day of December, 2012.



 Corporate Secretary

State of Illinois }
City of Schaumburg } SS:

Subscribed and sworn to, before me, a Notary Public of the State of Illinois, in the City of Schaumburg, this 15th day of March, 2013.



 Notary Public

