
From: Burlingham, Becki [mailto:bburlingham@brecksville.oh.us]
Sent: Thursday, September 23, 2010 3:41 PM
To: Ray Mack; snyderburnd@independenceohio.org; Robert Williams; Kris Kamps; Jerry Brown; Bill Bishilany; Diane Schneider
Cc: Weidig, Ron
Subject: Gasoline & Diesel Fuel Consortium: 2011 Contract

TO: Purchasing Consortium for Gasoline & Diesel Fuel
FROM: Becki Burlingham, City of Brecksville
RE: Second Year Renewal Option with Petroleum Traders

Good Afternoon, everyone.

As you are aware, the bid submission from Petroleum Traders in 2009 for the Supplying of Gasoline & Diesel Fuel included the option to renew for a second year at the same rates. The City of Brecksville intends to exercise this option upon receiving authorization by our City Council in October.

I have verbally heard from a couple of you that you intend to do the same, but I would like to ask all of you to please do me the favor of replying to this e-mail stating your intentions for your 2011 contract. Just a reminder...if you intend to renew, you will coordinate your renewal agreement directly with Petroleum Traders.

If you have any questions, or need additional information, please don't hesitate to contact me.

Thank you,
Becki

Becki Burlingham
Director of Purchasing

City of Brecksville
9069 Brecksville Road
Brecksville, OH 44141
Phone: 440-526-2622
Fax: 440-526-1594

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 09-107

INTRODUCED BY: Nickell, Antoskiewicz, Gentile

AN ORDINANCE ACCEPTING THE BID OF PETROLEUM TRADERS CORPORATION FOR THE PURCHASE OF FUEL FOR THE 2010 SEASON AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY

WHEREAS: The City of North Royalton is authorized to purchase fuel through its membership in the Joint Municipal Improvement Consortium (JMIC) which generally occurs at a lower rate than if purchased on the open market; and

WHEREAS: The JMIC follows competitive bidding requirements as set forth in the Ohio Revised Code; and

WHEREAS: The bids submitted to the JMIC were obtained in compliance with the competitive bidding requirements of the Ohio Revised Code and Charter of the City of North Royalton.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. The bid of Petroleum Traders Corporation, obtained through the Joint Municipal Improvement Consortium, for fuel to be supplied for 2010 to the City of North Royalton including No Lead Premium Gasoline (transport) and Ultra Low Sulfur Diesel Supreme (transport), as set forth in Exhibit A and which is in accordance with the specifications on file in the office of the Service Director, is hereby accepted as the lowest and best bid.

Section 2. The Mayor is hereby authorized and directed to enter into a contract on behalf of the City of North Royalton with Petroleum Traders Corporation which shall be in accordance to the bid and specifications as set forth in Section 1 hereof, said contract to be in such form as is approved by the Director of Law.

Section 3. The Service Director is hereby authorized and directed to forward a certified copy of this Ordinance to Petroleum Traders Corporation.

Section 4. This Ordinance shall supersede all previously adopted ordinances in direct conflict herewith.

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary to provide for the purchase of fuel.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Vincent A. Gentile
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: October 20, 2009

DATE APPROVED: October 21, 2009

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading October 20, 2009

YEAS: Gentile, Nickell, Petrusky, Willey,
Farrell, Antoskiewicz, Kasaris

NAYS: none

Ord. No. 09-107

Exhibit A

REVISED 10-14-09

BID TABULATION - CONTRACT YEARS ONE & TWO

Bid Opening: 11:00 a.m. October 12, 2009	Price Differential (Add)	Price Differential (Add)
Total Cost per Gallon Calculation: OPIS average on order date + Differential + Taxes of \$.001 Fed LUST \$.28 OH Tax \$.0019 Oil Spill Tax	* PETROLEUM TRADERS	PORTS PETROLEUM
* NO LEAD PREMIUM GASOLINE, 93 OCTANE		
Transport		
Tankwagon		
* GASOLINE ETHANOL BLEND		
Transport	* \$0.0011	\$0.0115
Tankwagon	\$0.0850	\$0.0700
Product Bid	10% Ethanol	
Name & Location of Refiner	BP/Cleveland	Sun/Husky/Center/Mara/Ports
NO LEAD MID-GRADE GASOLINE, 89 OCTANE		
Transport		
Tankwagon		
GASOLINE ETHANOL BLEND		
Transport	\$0.0011	\$0.0115
Tankwagon	\$0.0850	\$0.0700
Product Bid	10% Ethanol	
Name & Location of Refiner	BP/Cleveland	Sun/Husky/Center/Mara/Ports
NO LEAD REGULAR GRADE GASOLINE, 87 OCTANE		
Transport		
Tankwagon		
GASOLINE ETHANOL BLEND		
Transport	\$0.0011	\$0.0115
Tankwagon	\$0.0850	\$0.0700
Product Bid	10% Ethanol	
Name & Location of Refiner	BP/Cleveland	Sun/Husky/Center/Mara/Ports
* ULTRA LOW SULFUR DIESEL SUPREME		
Transport	* \$0.0011	\$0.0115
Tankwagon	\$0.0850	\$0.0700
Product Bid	10% Ethanol	
Name & Location of Refiner	BP/Cleveland	Sun/Husky/Center/Mara/Ports
* TRANSPORT DELIVERY MINIMUM ORDER/GALLONS		
Gasoline	7500	6500
Diesel	6500	6500
TANKWAGON DELIVERY MINIMUM ORDER/GALLONS		
Gasoline	250	6499 or less
Diesel	250	6499 or less
SUBMITTAL	Bid Bond	Bid Bond

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7500 (gasoline)
TRANSPORT DELIVERY: 6500 (diesel) GALLONS OR MORE
250 (gasoline)
TANKWAGON DELIVERY: 250 (diesel) GALLONS MINIMUM

RECEIVED
CITY OF NO. ROYALTON
OCT 20 2009
SERVICE DEPT.

BID FORM SIGNATURE PAGE

NAME & ADDRESS OF BIDDER

AUTHORIZED SIGNATURE & TITLE

Petroleum Traders Corporation
7120 Pointe Inverness Way
Fort Wayne, IN 46804

Gayle Newton

PHONE: 800-348-3705 FAX: 260-207-6347

Gayle Newton, Contract Sales Manager
(Please type or print name)

EMAIL: gnewton@petroleumtraders.com

NAME & ADDRESS OF DELIVERY AGENT, IF DIFFERENT FROM BIDDER:

PHONE: _____ EMAIL: _____

ENCLOSED 10% BID BOND OR \$ _____ BID CHECK

DATE OF BID 10/8/09

ADDENDUM #1 RECEIVED (Please initial) GN

Shirer, Donna

From: Amanda Durnell [ADurnell@PetroleumTraders.com]
Sent: Tuesday, October 13, 2009 3:35 PM
To: Shirer, Donna
Cc: Sarah Landis; Gayle Newton; Ethel Betz
Subject: Supplying Gasoline and Diesel Fuel Bid

Because there is no conventional gasoline available in the area, Petroleum Traders submitted bid should have included a "No Bid" for that particular product.

Please let me know if you have any further questions.

Thanks!
Amanda Durnell
Contract Sales Specialist
Ph: 800-348-3705 x6316
F: 260-207-6316

BID FORM - CONTRACT YEAR ONE - ADDENDUM #1

	Price Differential	OPIS Average	Taxes & Fees	Total Cost per Gallon
	<i>Bidder's adder - Used to determine best bid</i>	<i>From attached sheet</i>	<i>\$.001 Fed LUST \$.28 OH Tax \$.0019 Oil Spill Tax</i>	<i>To include all costs</i>
NO LEAD PREMIUM GASOLINE, 93 OCTANE				
Transport	\$.0011	\$2.1272	\$0.2829	\$ 2.4112
Tankwagon	\$.0850	\$2.1272	\$0.2829	\$ 2.4951
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$2.1272	\$0.2829	\$ 2.4112
Tankwagon	\$.0850	\$2.1272	\$0.2829	\$ 2.4951
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
NO LEAD MID-GRADE GASOLINE, 89 OCTANE				
Transport	\$.0011	\$2.0140	\$0.2829	\$ 2.2980
Tankwagon	\$.0850	\$2.0140	\$0.2829	\$ 2.3819
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$2.0140	\$0.2829	\$ 2.2980
Tankwagon	\$.0850	\$2.0140	\$0.2829	\$ 2.3819
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
NO LEAD REGULAR GRADE GASOLINE, 87 OCTANE, ETHANOL BLEND				
Transport	\$.0011	\$1.9675	\$0.2829	\$ 2.2515
Tankwagon	\$.0850	\$1.9675	\$0.2829	\$ 2.3354
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$1.9675	\$0.2829	\$ 2.2515
Tankwagon	\$.0850	\$1.9675	\$0.2829	\$ 2.3354
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
ULTRA LOW SULFUR DIESEL SUPREME				
Transport	\$.0011	\$2.0016	\$0.2829	\$ 2.2856
Tankwagon	\$.0850	\$2.0016	\$0.2829	\$ 2.3695
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		

NAME OF BIDDER Petroleum Traders Corporation

BID FORM - CONTRACT YEAR TWO - ADDENDUM #1

	Price Differential	OPIS Average	Taxes & Fees	Total Cost per Gallon
	<i>Bidder's adder - Used to determine best bid</i>	<i>From attached sheet</i>	<i>\$.001 Fed LUST \$.28 OH Tax \$.0019 Oil Spill Tax</i>	<i>To include all costs</i>
NO LEAD PREMIUM GASOLINE, 93 OCTANE				
Transport	\$.0011	\$2.1272	\$0.2829	\$ 2.4112
Tankwagon	\$.0850	\$2.1272	\$0.2829	\$ 2.4951
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$2.1272	\$0.2829	\$ 2.4112
Tankwagon	\$.0850	\$2.1272	\$0.2829	\$ 2.4951
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
NO LEAD MID-GRADE GASOLINE, 89 OCTANE				
Transport	\$.0011	\$2.0140	\$0.2829	\$ 2.2980
Tankwagon	\$.0850	\$2.0140	\$0.2829	\$ 2.3819
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$2.0140	\$0.2829	\$ 2.2980
Tankwagon	\$.0850	\$2.0140	\$0.2829	\$ 2.3819
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
NO LEAD REGULAR GRADE GASOLINE, 87 OCTANE, ETHANOL BLEND				
Transport	\$.0011	\$1.9675	\$0.2829	\$ 2.2515
Tankwagon	\$.0850	\$1.9675	\$0.2829	\$ 2.3354
GASOLINE ETHANOL BLEND 10% Ethanol				
Transport	\$.0011	\$1.9675	\$0.2829	\$ 2.2515
Tankwagon	\$.0850	\$1.9675	\$0.2829	\$ 2.3354
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		
ULTRA LOW SULFUR DIESEL SUPREME				
Transport	\$.0011	\$2.0016	\$0.2829	\$ 2.2856
Tankwagon	\$.0850	\$2.0016	\$0.2829	\$ 2.3695
Product Bid	Various to include: Marathon, BP, etc.			
Name & Location of Refiner	BP	Cleveland, OH		

NAME OF BIDDER Petroleum Traders Corporation

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EXCEPTION SHEET

List here any and all exceptions to specifications upon which your bid is based. If there are no exceptions listed here, your bid will be considered to be in complete accordance with specifications.

** Petroleum Traders noticed that the same OPIS average was used for conventional gasoline and the ethanol blended gasoline. For billing purposes the ethanol blended average will be used. **

NAME OF BIDDER Petroleum Traders Corporation

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REFERENCES

List references for similar contract work completed during the last three years. Include name and phone number of a contact person for each reference listed.

- Central Ohio Transit
1. Name Authority (COTA) Address 1600 McKinley Avenue
614-275-
Phone 5800 Email: _____ Columbus, OH 43222
Contact Ann Geter Contract Date 6/1/2009 - Present
 2. Name Ohio Turnpike Commission Address 682 Prospect Street
440-234-
Phone 2081 Email: _____ Berea, OH 44017
Contact Kevin Golick Contract Date 8/1/2003 - Present
 3. Name First Energy Address 76 South Main Street
330-384-
Phone 7911 Email: _____ Akron, OH 44308
Contact Nick Salupa Contract Date 2/3/2003 - Present

NAME OF BIDDER Petroleum Traders Corporation

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DELINQUENT PERSONAL PROPERTY TAX AFFIDAVIT
- Must be completed and returned with bid -

State of ~~OHIO~~ Indiana

County of: Allen

Bid Project: Bid for Fuels

Contractor: Petroleum Traders Corporation

being first duly sworn, deposes and says that he is Vice President
(sole owner, partner, president, secretary, etc.)

of Petroleum Traders Corporation, the party making the foregoing bid, hereby affirms under oath, pursuant to Section 5719.042 of the Ohio Revised Code, that at the time the bid was submitted, my company (was) (was not) charged with delinquent personal property taxes on the General Tax List of Personal Property for Cuyahoga County, Ohio.

If such charge for delinquent personal property tax exists on the General Tax List of Personal Property for Cuyahoga County, Ohio, the amount of such due and unpaid delinquent taxes, including due and unpaid penalties and interest shall be set forth below.

A copy of this statement shall be transmitted by the Fiscal Officer to the County Treasurer within 30 days of the date it is submitted.

Delinquent Personal Property Tax	\$	<u>N/A</u>
Penalties	\$	<u>N/A</u>
Interest	\$	<u>N/A</u>

Signed: Linda Stephens
Linda Stephens, Vice President

Subscribed and sworn before me this 8th day of October, 2009

Seal of Notary

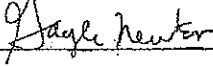
Katherine J. Thayer
Notary Public
Katherine J. Thayer

CERTIFICATE OF COMPLIANCE
- Must be completed and returned with bid -

By signing this certificate, I certify that I/my company is in full compliance with the political contributions limitations established in Ohio Revised Code 3517.13, and is therefore eligible to receive a contract from each City represented in this bid, except the City of None (state NONE if no exceptions).

Ohio Revised Code 3517.13 states in part that no political subdivision shall award any contract for the purchase of goods or services with a cost aggregating more than ten thousand dollars in a calendar year, to any individual, partnership, or other unincorporated business, if any member of the firm, their spouse and/or certain other individuals has made, within the previous twenty-four months, one or more contributions totaling in excess of one thousand dollars to the holder of the public office having ultimate responsibility for the award of the contract or to the public officer's campaign committee, or one or more contributions totaling in excess of two thousand dollars for the business. Bidders are responsible for understanding the code, how it pertains to their business and whether they comply. The complete Code can be found at <http://codes.ohio.gov/orc/3517.13>.

A list of City officials for each community may be found on their websites.

COMPANY NAME Petroleum Traders Corporation
ADDRESS 7120 Pointe Inverness Way
Fort Wayne, IN 46804
AUTHORIZED SIGNATURE 
PRINTED NAME Gayle Newton, Contract Sales Manager
EMAIL ADDRESS gnewton@petroleumtraders.com
DATE SIGNED 10/8/09

DESCRIPTION OF WORK TO BE PERFORMED



OHIO HOMELAND SECURITY
<http://www.homelandsecurity.ohio.gov>

GOVERNMENT BUSINESS AND FUNDING CONTRACTS
In accordance with section 2909.33 of the Ohio Revised Code

DECLARATION REGARDING MATERIAL ASSISTANCE/NONASSISTANCE TO A TERRORIST ORGANIZATION

This form serves as a declaration by an applicant for a government contract or funding of material assistance/nonassistance to an organization on the U.S. Department of State Terrorist Exclusion List ("TEL"). Please see the Ohio Homeland Security Division Web site for a copy of the TEL.

Any answer of "yes" to any question, or the failure to answer "no" to any question on this declaration shall serve as a disclosure that material assistance to an organization identified on the U.S. Department of State Terrorist Exclusion List has been provided. Failure to disclose the provision of material assistance to such an organization or knowingly making false statements regarding material assistance to such an organization is a felony of the fifth degree.

For the purposes of this declaration, "material support or resources" means currency, payment instruments, other financial securities, funds, transfer of funds, and financial services that are in excess of one hundred dollars, as well as communications, lodging, training, safe houses, false documentation or identification, communications equipment, facilities, weapons, lethal substances, explosives, personnel, transportation, and other physical assets, except medicine or religious materials.

COMPLETE THIS SECTION ONLY IF YOU ARE AN INDEPENDENT CONTRACTOR

LAST NAME		FIRST NAME		MI
HOME ADDRESS				
CITY	STATE	ZIP	COUNTY	
HOME PHONE ()		WORK PHONE ()		

COMPLETE THIS SECTION ONLY IF YOU ARE A COMPANY, BUSINESS OR ORGANIZATION

BUSINESS/ORGANIZATION NAME Petroleum Traders Corporation			PHONE (800) 348-3705 x1002	
BUSINESS ADDRESS 7120 Pointe Inverness Way				
CITY Fort Wayne	STATE IN	ZIP 46804	COUNTY Allen	
BUSINESS/ORGANIZATION REPRESENTATIVE NAME Gayle Newton			TITLE Contract Sales Manager	

DECLARATION

In accordance with section 2909.32 (A)(2)(b) of the Ohio Revised Code

For each question, indicate either "yes," or "no" in the space provided. Responses must be truthful to the best of your knowledge.

1. Are you a member of an organization on the U.S. Department of State Terrorist Exclusion List? Yes No

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- 2. Have you used any position of prominence you have with any country to persuade others to support an organization on the U.S. Department of State Terrorist Exclusion List? Yes No
- 3. Have you knowingly solicited funds or other things of value for an organization on the U.S. Department of State Terrorist Exclusion List? Yes No
- 4. Have you solicited any individual for membership in an organization on the U.S. Department of State Terrorist Exclusion List? Yes No
- 5. Have you committed an act that you know, or reasonably should have known, affords "material support or resources" to an organization on the U.S. Department of State Terrorist Exclusion List? Yes No
- 6. Have you hired or compensated a person you knew to be a member of an organization on the U.S. Department of State Terrorist Exclusion List, or a person you knew to be engaged in planning, assisting, or carrying out an act of terrorism? Yes No

If an applicant is prohibited from receiving a government contract or funding due to a positive indication on this form, the applicant may request the Ohio Department of Public Safety to review the prohibition. Please see the Ohio Homeland Security Web site for information on how to file a request for review.

CERTIFICATION

I hereby certify that the answers I have made to all of the questions on this declaration are true to the best of my knowledge, I understand that if this declaration is not completed in its entirety, it will not be processed and I will be automatically disqualified. I understand that I am responsible for the correctness of this declaration. I understand that failure to disclose the provision of material assistance to an organization identified on the U.S. Department of State Terrorist Exclusion List, or knowingly making false statements regarding material assistance to such an organization is a felony of the fifth degree. I understand that any answer of "yes" to any question, or the failure to answer "no" to any question on this declaration shall serve as a disclosure that material assistance to an organization identified on the U.S. Department of State Terrorist Exclusion List has been provided by myself or my organization. If I am signing this on behalf of a company, business or organization, I hereby acknowledge that I have the authority to make this certification on behalf of the company, business or organization referenced on page 1 of this declaration.

APPLICANT SIGNATURE <input checked="" type="checkbox"/> <i>Gayle Newton</i>	DATE 10/8/09
--	-----------------

Gayle Newton, Contract Sales Manager



The Hanover Insurance Company

Massachusetts Bay Insurance Company

Worcester, MA 01605

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, Petroleum Traders Corporation
7120 Pointe Inverness Way, Fort Wayne, IN 46804-7928

hereinafter called Principal, and MASSACHUSETTS BAY INSURANCE COMPANY, a corporation established under the laws of the State of New Hampshire and having its principal office in Worcester, Massachusetts and/or THE HANOVER INSURANCE COMPANY, a corporation established under the laws of the State of New Hampshire and having its principal office in Worcester, Massachusetts, as Surety, hereinafter called Surety, are held and firmly bound unto

City of Brecksville
9069 Brecksville Road Brecksville, OH 44141 as Oblige,

in the penal sum of ----- Ten Percent (10%) of Total Bid ----- Dollars
for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

The condition of the above obligation is such that whereas the Principal has submitted to the
City of Brecksville

9069 Brecksville Road Brecksville, OH 44141
a certain Bid, attached hereto and hereby made a part hereof, to enter into a contract in writing for
300,000 gallons of gasoline and 190,000 gallons of diesel

NOW, THEREFORE,

- (a) If said Bid shall be rejected, or in the alternate
- (b) If said Bid shall be accepted and the Principal shall execute and deliver a contract in the Form of Contract attached hereto (properly completed in accordance with said Bid) and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created by the acceptance of said Bid,

Then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by an extension of the time within which the Owner may accept such Bid; and Surety does hereby waive notice of any such extension.

SIGNED, SEALED AND DATED this 12th day of October, 2009

PETROLEUM TRADERS CORPORATION

BY Gayle Newton (Principal) (Seal)

Gayle Newton, Contract Sales Manager

MASSACHUSETTS BAY INSURANCE COMPANY

BY _____ (Attorney-in-fact) (Seal)

~~Wells Fargo Insurance Services~~

THE HANOVER INSURANCE COMPANY

By Donald Hoeggen (Witness)

BY John F. Leman (Attorney-in-fact) (Seal)

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

William G. Niezer, R. Kelly Disser, Jr, Norma J. Hoepfner, Karen S. Wallace, John J. Pikel and/or John F. Leman

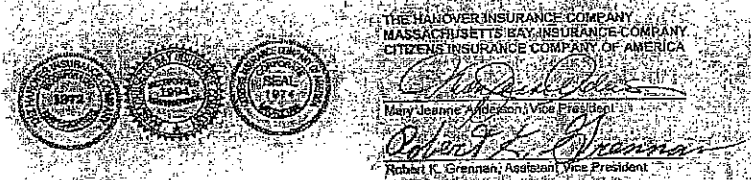
of Fort Wayne, IN and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated

any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:
Any such obligations in the United States, not to exceed Twenty Million and No/100 (\$20,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

RESOLVED, That the President or any Vice President, in conjunction with any Assistant Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons. (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by a Vice President and an Assistant Vice President, this 27th day of March 2009.



THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 27th day of March 2009, before me came the above named Vice President and Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Barbara A. Horbiak
Notary Public

My commission expires on November 3, 2011

I, the undersigned Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Assistant Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile. (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 12th day of October, 2009

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Stephen L. Breuil
Stephen L. Breuil, Assistant Vice President