

State of New York Executive Department
Office Of General Services
New York State Procurement
Corning Tower Building - 38th Floor
Empire State Plaza
Albany, New York 12242
<http://www.ogs.ny.gov>

CONTRACT AWARD NOTIFICATION

| | | |
|--------------------------------|---|---|
| Title | : | Group 38700 - SCIENTIFIC EQUIPMENT: (Molecular & Cell Biology, Spectroscopy, Chromatography, Human Identification & Forensics) (Instruments-Accessories, Consumables, Extended Equipment Maintenance Warranties) (Statewide) Classification Codes: 41 & 42 |
| Award Number | : | 20767 (Replaces Awards 02861 & 4389-G) |
| Contract Period | : | March 19, 2008 to September 18, 2014 |
| Bid Opening Date | : | July 10, 2007 |
| Date of Issue | : | March 20, 2008 |
| Specification Reference | : | As Incorporated In The Invitation for Bids and Purchasing Memoranda dated June 7, 2007, June 11, 2007, June 22, 2007 and July 3, 2007 |
| Contractor Information | : | Appears on Pages 2-5 of this Award |

Address Inquiries To:

| State Agencies & Vendors | Political Subdivisions & Others |
|---|--|
| Name : Vivian Basile Title : Contract Management Specialist Phone : 518-474-0912 Fax : 518-474-1160 E-mail : vivian.basile@ogs.ny.gov | Customer Services Phone : 518-474-6717 Fax : 518-474-2437 E-mail : customer.services@ogs.ny.gov |

**The New York State Procurement values your input.
Complete and return "Contract Performance Report" at end of document.**

Description

This award covers several manufacturer's lines of molecular and cell biology equipment, spectroscopy and photospectrometer equipment, chromatography equipment, human identification and forensic equipment and related accessories, consumables and extended equipment maintenance warranties.

NOTE: See individual contract items to determine actual awardees.

| <u>CONTRACT #</u> | <u>CONTRACTOR & ADDRESS</u> | <u>TELEPHONE #</u> |
|-------------------|---|--|
| PC63716 | AGILENT TECHNOLOGIES, INC. 5301 Stevens Creek Blvd. Santa Clara, CA 95051 | 800-227-9770 303-662-3529 Bill Wynn Life Sciences & Chemical Analysis Groups (LS/CAG) Contracts Administration Fax No.: 302- 993-5788 Telnet : 222-4959 E-mail: lscacontracts@agilent.com bill_wynn@agilent.com Website: www.agilent.com <u>FED.IDENT.#</u> 770518772 <u>New York State Vendor ID#</u> 1000041204 |

Electronic Access Ordering (EDI) is available. Contact contractor for details.

Accepts the New York State Procurement Card for orders not to exceed \$10,000.00. Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause.

| | | |
|---------|--|--|
| PC65808 | AB Sciex LLC 500 Old Connecticut Path Framingham, MA 01701 | 877-740-2129 Belle Neumann bids@absciex.com <u>FED.IDENT.#</u> 271082047 <u>New York State Vendor ID#</u> 1000048938 |
|---------|--|--|

Electronic Access Ordering (EDI) is available upon requirements and to determination of system compatibilities. Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.

| | | |
|---------|---|--|
| PC63712 | DIONEX CORPORATION 3000 Lakeside Drive 116N Bannockburn, IL 60015 | 847/615-6945 Christopher Howland North Area Coordinator Fax No.: 847/283-0724 E-Mail: christopher.howland@dionex.com Website: www.dionex.com <u>FED.IDENT.#</u> 942647429 <u>New York State Vendor ID#</u> 1000018770 |
|---------|---|--|

Electronic Access Ordering (EDI) is available. Contact contractor for details.

Accepts the New York State Procurement Card for orders not to exceed \$15,000.00.

Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause.

CONTRACT # **CONTRACTOR & ADDRESS**
PC63713 LIFE TECHNOLOGIES CORPORATION
5791 Van Allen Way
Carlsbad, CA 92008

TELEPHONE #
Toll free: 800-955-6288
fax: 1-760-331-2286
Jana Kissel
Contract Specialist
Phone No.:760-603-3319
jana.kissel@lifetech.com
Website: www.lifetechnologies.com

FED.IDENT.#
330373077

New York State Vendor ID#
1000009098

Electronic Access Ordering (EDI) is available. Contact contractor for details.
Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.
Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause

PC63714 PERKINELMER HEALTH SCIENCES, INC.
710 Bridgeport Ave.
Shelton, CT 06484

800/762-4000
800/762-4000, Ext. 2438
Janet.Drew@perkinelmer.com
Fax No.: 203/944-4906
E-mail: LAS.SALES@PERKINELMER.COM
Website: www.perkinelmer.com

FED.IDENT. #
043361624

New York State Vendor ID#
1000005284

Electronic Access Ordering (EDI) is available. Contact contractor for further details.
Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.
Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause.

Note: Products will be shipped FOB destination. The purchasing agency must pay the freight charges. A quote for freight charges to be supplied and held firm at the time of a formal written quote. Please see pages 5 & 6 for Educational Discount Terms.

CONTRACT # CONTRACTOR & ADDRESS

PC63715

SHIMADZU SCIENTIFIC
INSTRUMENTS, INC.
7102 Riverwood Dr.
Columbia, MD 21046**TELEPHONE #**800/477-1227
410/910-0904
Nina Williams
Fax No.: 410/381-9531
E-mail: nmwilliams@shimadzu.com
Website: www.shimadzu.com**FED.IDENT. #**

521035956

New York State Vendor ID#

1000009421

Electronic Access Ordering (EDI) is available. Contact contractor for details.

Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.

Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause.

PC63763

THERMO ELECTRON
NORTH AMERICA, LLC
1400 Northpoint Parkway, Suite 10
West Palm Beach, Florida 33407847-615-6930
Cell phone: 224-558-9257
Tom Norman – Contracts Manager
Chromatography and Mass Spectrometry Division
Thermo Fisher Scientific
E-mail: tom.norman@thermofisher.com**FED.IDENT.#**

431992201

New York State Vendor ID#

1000009361

Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.

Contractor will honor orders for less than the minimum order and will ship at no additional cost.

PC63717

VWR INTERNATIONAL, LLC
1050 Satellite Blvd., NW
Suwanee, GA 30024800-932-5000
678-288-3100
Lewis McMillan
Fax No.: 428-881-7345
E-mail: lewis_mcmillan@vwr.com
Website: www.vwr.com**FED.IDENT.#**

911319190

New York State Vendor ID#

1000009766

Electronic Access Ordering (EDI) is available. Contact contractor for details.

Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.

Contractor will honor orders for less than the minimum order and shipping costs will be added in accordance with the "Minimum Order" clause.

CONTRACT # CONTRACTOR & ADDRESS

PC63718
WATERS TECHNOLOGIES
CORPORATION
34 Maple St.
Milford, MA 01757

TELEPHONE #

800-252-4752, Ext. 8515 043234558
Gloria D. Ayotte
Fax No.: 508-482-2245
E-mail:Gloria_ayotte@waters.com
Website: www.waters.com

Send Payments to:
Waters Corporation
4559 Paysphere Circle
Chicago, IL 60674

FED.IDENT. #

043234558

New York State Vendor ID#

1000005279

Electronic Access Ordering (EDI) is available. Contact contractor for details.
Accepts the New York State Procurement Card for orders not to exceed \$10,000.00.
Contractor will honor orders for less than the minimum order of \$1.00 and will ship at no additional cost.

EDUCATIONAL DISCOUNTS (PerkinElmer ONLY)

**PerkinElmer Health Sciences, Inc.
University Benefit Program**

PerkinElmer Health Sciences, Inc. has created this University Benefit Program ("Program") to aid universities in training tomorrow's scientists and engineers on state-of-the-art laboratory and analytical instruments. This Program is available to four-year Bachelor degree-granting post secondary, and Graduate / Doctorate degree granting, Institutions of Higher Learning ("University(ies)") only.

- **Instrument Purchase Discount**
- **Program eligibility requirements for Instrument Purchase Discounts** - All post-secondary (post-high school) **degree granting** institutions of higher learning are eligible for this Program.
 - Affiliation with a University, including hosting or teaching classes, or sharing staff, is not sufficient to qualify (e.g., a hospital Customer affiliated with a degree granting medical school, which hospital does not grant the actual Doctor of Medicine degree is not eligible).
 - The University must purchase products directly from PerkinElmer Health Sciences, Inc.
 - PerkinElmer Health Sciences, Inc. is the final authority for determining Program eligibility, and may terminate a University's participation in the Program at its discretion.
- **Discount schedule and eligible products** - A University will receive up to the following discounts on instruments, major accessory and software purchases.

| Schedule | University Discount Up To % | Eligible Products |
|----------|-----------------------------|---|
| A | 15 | AA, GC*, ICP, IR*, LC, LCMS, MAS, UVS* - Class 1,2,4,A - *unless specifically identified under a different schedule |
| B | 25 | TEA - Class 1,2, 4, A |
| C | 10 | RAM - Class 1,2, 4, A *IR – Spectrum Spotlight, Spectrum Spotlight NIR and Spectrum Spotlight 200 |

| | | |
|---|----|---|
| D | 10 | ASLS Consumables (Class 3) for all ASLS product lines participating in program |
| E | 5 | APS, ARS, AWS, CSA, HCS, IAS, LVI, MLD, MOL, RRD, RRS & SPS - Class 1,2,3,4,A *UVS – Lambda BIO and Lambda XLS and BIO/XLS Accessories |
| | | |

***GC - CLARUS 480 - NO DISCOUNT APPLIES.**

- **Additional Discounts and Limitations applicable to the Instrument Purchase Discount-** The University may receive the higher of the Program discount or applicable promotional program discount. The Program discount cannot be combined with other discounts. The Trade-In for Resale program may be used if applicable.
- **Consumables Purchase Discount**
- **Program eligibility requirements Consumables Purchase Discounts –** The rules for eligibility for the Consumable Purchase Discount under the Program are identical to those applicable to the Program Instrument Purchase Discount set forth above.
- **Discount Schedule and eligible products -** Universities receive a ten (10%) Program discount on qualifying catalogue items consisting of Analytical Instrument consumables and selected minor accessories.
- **Additional Discounts and Limitations under the Consumables Purchase Discount**
 - **Minimum Order –** Orders below the \$100 minimum order requirement threshold will not be accepted under, and will not be eligible for, the Consumables Purchase Discount, unless placed through PerkinElmer’s Store Front Web channel. The Standing Order program is designed as an easy way for customers to place orders greater than \$100, to help our customers and PerkinElmer to reduce transaction costs.
 - Orders are subject to PerkinElmer Health Sciences, Inc.’s then effective shipping, handling and freight policies and charges.
 - **Combining Discounts -** The University consumable discount cannot be combined with other discounts except a Standing Order Discount.
- **Exclusions –** There shall be no Program discounts for items purchased by PerkinElmer Health Sciences, Inc. Service for use during service.

Cash Discount, If Shown, Should be Given Special Attention.

INVOICES MUST BE SENT DIRECTLY TO THE ORDERING AGENCY FOR PAYMENT.

(See "Contract Payments" and "Electronic Payments" in this document.)

AGENCIES SHOULD NOTIFY THE NEW YORK STATE PROCUREMENT PROMPTLY IF THE CONTRACTOR FAILS TO MEET DELIVERY OR OTHER TERMS OF THIS CONTRACT. PRODUCTS OR SERVICES WHICH DO NOT COMPLY WITH THE SPECIFICATIONS OR ARE OTHERWISE UNSATISFACTORY TO THE AGENCY SHOULD ALSO BE REPORTED TO THE NEW YORK STATE PROCUREMENT.

SMALL, MINORITY AND WOMEN-OWNED BUSINESSES:

The letters SB listed under the Contract Number indicate the contractor is a NYS small business. Additionally, the letters MBE and WBE indicate the contractor is a Minority-owned Business Enterprise and/or Woman-owned Business Enterprise.

RECYCLED, REMANUFACTURED AND ENERGY EFFICIENT PRODUCTS:

The New York State Procurement supports and encourages the purchase of recycled, remanufactured, energy efficient and "energy star" products. If one of the following codes appears as a suffix in the Award Number or is noted under the individual Contract Number(s) in this Contract Award Notification, please look at the individual awarded items for more information on products meeting the suffix description.

| | |
|----------|---------------------------|
| RS,RP,RA | Recycled |
| RM | Remanufactured |
| SW | Solid Waste Impact |
| EE | Energy Efficient |
| E* | EPA Energy Star |
| ES | Environmentally Sensitive |

NOTE TO AUTHORIZED USERS:

When placing purchase orders under the contract(s), the authorized user should be familiar with and follow the terms and conditions governing its use which usually appears at the end of this document. The authorized user is accountable and responsible for compliance with the requirements of public procurement processes. The authorized user must periodically sample the results of its procurements to determine its compliance. In sampling its procurements, an authorized user should test for reasonableness of results to ensure that such results can withstand public scrutiny.

The authorized user, when purchasing from OGS contracts, should hold the contractor accountable for contract compliance and meeting the contract terms, conditions, specifications, and other requirements. Also, in recognition of market fluctuations over time, authorized users are encouraged to seek improved pricing whenever possible.

NOTE TO AUTHORIZED USERS: (Cont'd)

Authorized users have the responsibility to document purchases, particularly when using OGS multiple award contracts for the same or similar product(s)-service(s), which should include:

- a statement of need and associated requirements,
- a summary of the contract alternatives considered for the purchase,
- the reason(s) supporting the resulting purchase (e.g., show the basis for the selection among multiple contracts at the time of purchase was the most practical and economical alternative and was in the best interests of the State).

PRICE:

Price includes all customs duties and charges and is net, F.O.B. destination any point in New York State as designated by the ordering agency including tailgate delivery, unless otherwise noted in the contract award.

In addition, upon mutual agreement, delivery locations may be expanded per the "Extension of Use" clause.

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| Shimadzu Scientific Instruments, Inc |
| Thermo Electron North America, LLC |
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HUMAN IDENTIFICATION & FORENSICS

| CONTRACTORS: |
|-------------------------------|
| Life Technologies Corporation |
| PerkinElmer LAS, Inc. |

LOT I - MOLECULAR & CELL BIOLOGYItem #

1. LIFE TECHNOLOGIES CORPORATION

| <u>Product Categories</u> | <u>Discount Range</u> |
|---|-----------------------|
| Instruments-Accessories: | 5% -- 65% |
| Consumables: | 4% -- 65% |
| Extended Equipment Maintenance Warranties | 13%--37% |

Manufacturer's Name of Product Line: Life Technologies: GIBCO, Molecular Probes, ZYMED Laboratories, DYNAL

Name and Date of Price List: Life Technologies Corporation Net Price for IFB 20767 (May 2013)

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 6 months

Guaranteed Delivery: 2-4 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Stacey Doing

Toll Free Telephone Number: 800-955-6288, Ext. 0

Fax Number: 800-331-2286

E-mail Address: stacy.doing@life.tech.com

Item #

2. PERKINELMER LAS, INC.

| <u>Product Categories</u> | <u>Discount Range</u> |
|--|-----------------------|
| Instruments-Accessories: | 8% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Perkin Elmer LAS, Inc.

Name and Date of Price List: Perkin Elmer Revised December 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: Varies

Guaranteed Delivery: 90 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Janet Drew

Toll Free Telephone Number: 800-762-4000

Fax Number: 203-944-4982

E-mail Address: janet.drew@perkinelmer.com

An Additional Educational Discount are available on select items. Please refer to page 4 & 5 for additional information.

Note: Products will not be shipped FOB destination. The purchasing agency must pay the freight charges. A quote for freight charges to be supplied and held firm at the time of a formal written quote through completion of transaction.

LOT II - SPECTROSCOPY

Item #

1. **AB SCIEX LLC**

| <u>Product Categories</u> | <u>Discount Range</u> |
|--|-----------------------|
| Instruments-Accessories: | 5.5% -- 25.5% |
| Extended Equipment Maintenance Warranties: | 15.5% |

Manufacturer's Name of Product Line: AB Sciex LLC

NYStateContractPricelistRevFeb3103revised582013combined.pdf

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: Varies by product

Guaranteed Delivery: Varies by product

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 5:00 pm EST

Name: Joe Doktorski

Toll Free Telephone Number: 800-877-740 2129 ext 2793

Fax Number: 650 627 -2803

E-mail Address: joseph.doktorski@absciex.com

Item #

2. **PERKINELMER LAS, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|--|-----------------|
| Instruments-Accessories: | 10% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Perkin Elmer LAS, Inc.

Name and Date of Price List: Perkin Elmer Revised December 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: Varies

Guaranteed Delivery: 90 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Janet Drew

Toll Free Telephone Number: 800-762-4000

Fax Number: 203-944-4982

E-mail Address: janet.drew@perkinelmer.com

An Additional Educational Discount are available on select items. Please refer to page 4 & 5 for additional information.

Note: Products will not be shipped FOB destination. The purchasing agency must pay the freight charges. A quote for freight charges to be supplied and held firm at the time of a formal written quote through completion of transaction.

LOT II – SPECTROSCOPY (cont'd)

Item #

3. **SHIMADZU SCIENTIFIC INSTRUMENTS, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|--|-----------------|
| Instruments-Accessories: | 15% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Shimadzu Scientific GCMS, LCMS
 Name and Date of Price List: Shimadzu Scientific New York State Price List (October 2012)
 Products Offered: See Pricing Button on Contract Award Notification (CAN)
 Standard Warranty: 365 Days
 Guaranteed Delivery: 45-60 Days A-R-O
 Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:
 Normal Business Hours: Monday - Friday 8:30 am - 5:00 pm EST
 Name: Ken Hellstern
 Toll Free Telephone Number: 800-477-1227
 Fax Number: 410-381-6781
 Cellular Telephone Number: 585-703-1028
 E-mail Address: kdhellstern@shimadzu.com

Item #

4. **THERMO ELECTRON NORTH AMERICA, LLC**

| <u>Product Categories</u> | <u>Discount Range</u> |
|--|-----------------------|
| Instruments-Accessories: | 3% -- 10% |
| Consumables: | 3% -- 10% |
| Extended Equipment Maintenance Warranties: | 3% -- 10% |

Manufacturer's Name of Product Line: Thermo Electron North America, LLC.
 Name and Date of Price List: All Price Lists are dated March 2013
 Part I - Spectroscopy (UV, MSQ, MSGC, AA, ICP, ICPMS)
 Part II - Mass Spectroscopy
 Part III - Spectrometers, Spectrophotometers
 An additional educational discount of 7% is available for all items in Lot II, Part III - Spectroscopy
 Products Offered: See Pricing Button on Contract Award Notification (CAN)
 Standard Warranty: 365 Days
 Guaranteed Delivery: 45-120 Days A-R-O
 Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:
 Normal Business Hours: Monday - Friday 8:00 am - 5:00 pm EST
 Name: Tom Norman
 Phone Number: 847-615-6930
 Cellular Telephone Number: 224-558-9257
 E-mail Address: tom.norman@thermofisher.com

LOT II – SPECTROSCOPY (cont'd)Item #5. **VWR INTERNATIONAL, LLC.**

| <u>Product Categories</u> | <u>Discount</u> |
|---------------------------|-----------------|
| Instruments-Accessories: | 12-23% |
| Consumables: | 12-23% |

Manufacturer's Name of Product Line: Beckman Coulter

Name and Date of Price List: Beckman-VWR Life Sciences Catalog January 2013

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 365 Days

Guaranteed Delivery: 3-10 Days A-R-O

Dedicated Emergency Contact Not Available After Hours.

Item #6. **AGILENT TECHNOLOGIES, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|---------------------------|-----------------|
| Instruments-Accessories: | 19.9% |
| Consumables: | 19.9% |

Manufacturer's Name of Product Line: Agilent Technologies, Inc.

Name and Date of Price List: Agilent Technologies Inc. Price List: October 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 365 Days

Guaranteed Delivery: 60 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 5:00 am - 5:00 pm EST

Name: Samantha Grazier

Toll Free Telephone Number: 800-227-9770

Fax Number: 302-993-5788

E-mail Address: lsccontracts@agilent.com

Samantha.grazier@agilent.comItem #7. **WATERS TECHNOLOGIES CORPORATION**

| <u>Product Categories</u> | <u>Discount (Not less than)</u> |
|-----------------------------|---------------------------------|
| Instruments-Accessories: | 15% |
| Consumables: | 15% |
| Total Assurance Warranties: | 25% |

Manufacturer's Name of Product Line: Waters Technology Corporation

Name and Date of Price List: Waters New York State Price List November 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 396 Days

Guaranteed Delivery: 30 Days A-R-O

Normal Business Hours: Monday - Friday 8:00 am - 6:00 pm EST
Dedicated Emergency Contact Not Available After Hours

LOT III - CHROMATOGRAPHY

Item #

1. **DIONEX CORPORATION**

| <u>Product Categories</u> | <u>Discount Range</u> |
|---------------------------|-----------------------|
| Instruments-Accessories: | 8% -- 20% |
| Consumables: | 8% -- 20% |

Manufacturer's Name of Product Line: Dionex Corporation: Accelerated Solvent Extractor (ASE), Ion Chromatography (IC), Standard High Performance Liquid Chromatography (Std HPLC), Nano Capillary High Performance Liquid Chromatography (Nan Cap HPLC).

Name and Date of Price List: August 2009 (revised April 2013)

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 365 Days for Hardware, 90 Days for Consumables

Guaranteed Delivery: 90 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 5:00 pm EST

Name: Kevin Courtemanche

Toll Free Telephone Number: 800-346-6390

Fax Number: 847-283-0722

E-mail Address: kevin.courtemanche@dionex.com

Item #

2. **PERKINELMER LAS, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|--|-----------------|
| Instruments-Accessories: | 10% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Perkin Elmer LAS, Inc.

Name and Date of Price List: Perkin Elmer Revised December 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: Varies

Guaranteed Delivery: 90 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Janet Drew

Toll Free Telephone Number: 800-762-4000

Fax Number: 203-944-4982

E-mail Address: janet.drew@perkinelmer.com

An Additional Educational Discount are available on select items. Please refer to page 4 & 5 for additional information.

Note: Products will not be shipped FOB destination. The purchasing agency must pay the freight charges. A quote for freight charges to be supplied and held firm at the time of a formal written quote through completion of transaction.

LOT III – CHROMATOGRAPHY (Cont'd)

Item #

3. **SHIMADZU SCIENTIFIC INSTRUMENTS, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|--|-----------------|
| Instruments-Accessories: | 15% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Shimadzu Scientific GC, HPLC, DP
 Data Station, Accuspot, Sedere: ELSD, ES Industries: HPLC Columns
 Name and Date of Price List: Shimadzu Scientific New York State Price List (October 2012)
 Products Offered: See Pricing Button on Contract Award Notification (CAN)
 Standard Warranty: 365 Days
 Guaranteed Delivery: 45-60 Days A-R-O
 Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:
 Normal Business Hours: Monday - Friday 8:30 am - 5:00 pm EST
 Name: Ken Hellstern
 Toll Free Telephone Number: 800-477-1227
 Fax Number: 410-381-6781
 Cellular Telephone Number: 585-703-1028
 E-mail Address: kdhellstern@shimadzu.com

Item #

4. **THERMO ELECTRON NORTH AMERICA, LLC.**

| <u>Product Categories</u> | <u>Discount Range</u> |
|--|-----------------------|
| Instruments-Accessories: | 3% -- 7% |
| Consumables: | 3% -- 7% |
| Extended Equipment Maintenance Warranties: | 10% |

Manufacturer's Name of Product Line: Thermo Electron North America, LLC.
 Name and Date of Price List: Chromatography March 2013
 Products Offered: See Pricing Button on Contract Award Notification (CAN)
 Standard Warranty: 365 Days
 Guaranteed Delivery: 45-120 Days A-R-O
 Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:
 Normal Business Hours: Monday - Friday 8:00 am - 5:00 pm EST
 Name: Tom Norman
 Phone Number: 847-615-6930
 Cellular Telephone Number: 224-558-9257
 E-mail Address: tom.norman@thermofisher.com

LOT III – CHROMATOGRAPHY (Cont'd)

Item #

5. **AGILENT TECHNOLOGIES, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|---------------------------|-----------------|
| Instruments-Accessories: | 10% |
| Consumables: | 10% |

Manufacturer's Name of Product Line: Agilent Technologies, Inc.

Name and Date of Price List: Agilent Technologies Inc. Price List (revised October 2012)

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 365 Days

Guaranteed Delivery: 60 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 5:00 am - 5:00 pm EST

Name: Samantha Grazier

Toll Free Telephone Number: 800-227-9770

Fax Number: 302-993-5788

E-mail Address: lsccontracts@agilent.com

Samantha.grazier@agilent.com

Item #

6. **WATERS TECHNOLOGIES CORPORATION**

| <u>Product Categories</u> | <u>Discount (Not less than)</u> |
|-----------------------------|---------------------------------|
| Instruments-Accessories: | 12% |
| Consumables: | 12% |
| Total Assurance Warranties: | 25% |

Manufacturer's Name of Product Line: Waters Technology Corporation

Name and Date of Price List: Waters New York State Price List November 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 396 Days

Guaranteed Delivery: 30 Days A-R-O

Normal Business Hours: Monday - Friday 8:00 am - 6:00 pm EST

Dedicated Emergency Contact Not Available After Hours

LOT IV - HUMAN IDENTIFICATION AND FORENSICS

Item #

1. **LIFE TECHNOLOGIES CORPORATION**

| <u>Product Categories</u> | <u>Discount Range</u> |
|---|-----------------------|
| Instruments-Accessories: | 5% -- 14% |
| Consumables: | 5% -- 14% |
| Extended Equipment Maintenance Warranties | 13%--37% |

Manufacturer's Name of Product Line: Life Technologies: GIBCO, Molecular Probes, ZYMED Laboratories, DYNAL

Name and Date of Price List: Life Technologies Corporation Net Price for IFB 20767 (May 2013)

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: 6 months

Guaranteed Delivery: 2-4 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Stacey Doing

Toll Free Telephone Number: 800-955-6288, Ext. 0

Fax Number: 800-331-2286

E-mail Address: stacy.doing@introgen.c

Item #

2. **PERKINELMER LAS, INC.**

| <u>Product Categories</u> | <u>Discount</u> |
|--|-----------------|
| Instruments-Accessories: | 10% |
| Consumables: | 5% |
| Extended Equipment Maintenance Warranties: | 5% |

Manufacturer's Name of Product Line: Perkin Elmer LAS, Inc.

Name and Date of Price List: Perkin Elmer, Revised December 2012

Products Offered: See Pricing Button on Contract Award Notification (CAN)

Standard Warranty: Varies

Guaranteed Delivery: 90 Days A-R-O

Person to contact in the event of an emergency occurring after business hours or on weekend-holidays:

Normal Business Hours: Monday - Friday 8:00 am - 8:00 pm EST

Name: Janet Drew

Toll Free Telephone Number: 800-762-4000

Fax Number: 203-944-4982

E-mail Address: janet.drew@perkinelmer.com

An Additional Educational Discount are available on select items. Please refer to page 4 & 5 for additional information.

Note: Products will not be shipped FOB destination. The purchasing agency must pay the freight charges. A quote for freight charges to be supplied and held firm at the time of a formal written quote through completion of transaction.

REQUEST FOR CHANGE:

Any request by the agency or contractor regarding changes in any part of the contract must be made in writing to the Office of General Services, New York State Procurement, prior to effectuation.

CONTRACT PAYMENTS:

Payments cannot be processed by State facilities until the contract products have been delivered in satisfactory condition or services have been satisfactorily performed. Payment will be based on any invoice used in the supplier's normal course of business. However, such invoice must contain sufficient data including but not limited to contract number, description of product or service, quantity, unit and price per unit as well as federal identification number.

State facilities are required to forward properly complete vouchers to the Office of the State Comptroller for audit and payment. All facilities are urged to process every completed voucher expeditiously giving particular attention to those involving cash discounts for prompt payment.

If the contract terms indicate political subdivisions and others authorized by law are allowed to participate, those entities are required to make payments directly to the contractor. Prior to processing such payment, the contractor may be required to complete the ordering non-State agency's own voucher form.

See "Contract Billings" in Appendix B, OGS General Specifications.

ELECTRONIC PAYMENTS:

The Office of the State Comptroller (OSC) offers an "electronic payment" option in lieu of issuing checks. To obtain an electronic payment authorization form visit the OSC website at www.osc.state.ny.us or contact them by e-mail at epunit@osc.state.ny.us or by phone at 518-474-4032.

NOTE TO CONTRACTOR:

This Contract Award Notification is not an order. Do not take any action under this contract except on the basis of purchase order(s) from the agency or agencies.

OVERLAPPING CONTRACT ITEMS:

Products-services available in this contract may also be available from other New York State contracts. Agencies should select the most cost effective procurement alternative that meets their program requirements and maintain a procurement record documenting the basis for the selection.

NYSPro's DISPUTE RESOLUTION POLICY:

It is the policy of the Office of General Services' New York State Procurement (NYSPro) to provide vendors with an opportunity to administratively resolve disputes, complaints or inquiries related to NYSPro bid solicitations or contract awards. NYSPro encourages vendors to seek resolution of disputes through consultation with NYSPro staff. All such matters will be accorded impartial and timely consideration. Interested parties may also file formal written disputes. A copy of NYSPro's Dispute Resolution Procedures for Vendors may be obtained by contacting the person shown on the front of this document or through the OGS website (www.ogs.ny.gov).

PROCUREMENT LOBBYING TERMINATION:

OGS reserves the right to terminate this contract in the event it is found that the certification filed by the Offerer-bidder in accordance with New York State Finance Law §139-k was intentionally false or intentionally incomplete. Upon such finding, OGS may exercise its termination right by providing written notification to the Offerer-bidder in accordance with the written notification terms of this contract.

EXTENSION OF USE:

This contract may be extended to additional States or governmental jurisdictions upon mutual written agreement between New York State (the lead contracting State) and the contractor. Political subdivisions and other authorized entities within each participating State or governmental jurisdiction may also participate in any resultant contract if such State normally allows participation by such entities. New York State reserves the right to negotiate additional discounts based on any increased volume generated by such extensions.

MINIMUM ORDER:

Minimum order shall be \$100.00.

Contractor may elect to honor orders for less than the minimum order. For such orders, at the contractor's option, shipping costs from the contractor's address (as stated in bid) may be added to invoice with a copy of the freight bill. Shipping costs are to be prepaid by contractor and such orders are to be shipped on an F.O.B. destination basis. All such orders must be shipped by the most economical method for the proper delivery of the product unless special instructions are stated on the order by the agency.

CONTRACT UPDATES - ADDITION AND DELETION PRODUCTS:

Price lists will be updated quarterly from the date of award. The contract prices may be subject to increase or decrease during the contract period in accordance with changes which may be made by the manufacturer in their established, nationally distributed price list or published catalog. Catalog or price lists may indicate increases or decreases in pricing, but the percentage discount originally accepted for award shall not be decreased during the contract period.

New products will be considered for inclusion provided they are pertinent to the Awarded Lot description and offered to the State at the same Lot discount or greater, terms and conditions as in the original bid.

Price list updates must be submitted electronically in accordance with the Bid Submittal clause for each awarded LOT. Awarded contractor must submit a new all inclusive price list for each LOT that they wish to update. The state will not update partial price lists.

Product changes to Contract are addressed in the following manner. In order to expedite processing of a change request that involves more than one specified category below, each request should be submitted separately to OGS.

a) **AUTO ADDS - DELETIONS** - "Auto Adds-Deletions" are Contract changes and updates made in accordance with the previously approved Contract pricing formula; e.g., a "discount from list" or pricing based on an approved GSA-based price Schedule. "Auto Adds-Deletions" include: i) adding new products within the established, previously approved pricing structure, ii) lowering pricing for Products previously incorporated under the Contract, and iii) deleting Products previously incorporated under the Contract. Contractor shall forward the updated Contract price list to OGS for prior approval before changes (additions or deletions) are made to the Contract. Contractor may not supply new product offerings until after receipt of OGS approval. While price decreases (ii) may take effect at any time, Contractor shall provide to OGS new updated price lists. For category (iii) Auto Deletions, Contractor must supply documentation supporting the unavailability of the product to the US market. Contractor should note, however, that all "Auto Adds" or Deletions approved by OGS are subject to a post audit by the Office of the State Comptroller.

b) **REGULAR ADD** - "Regular Adds" are requests for i) price increases for Products incorporated under the Contract for other than previously approved pricing structure, and ii) addition of new products to the Contract which do not fall under the previously established price structure or discounts for Product types previously approved under the Contract. Regular Adds include but are not limited to newly added manufacturer's product lines, re-bundled Products or Services, etc. Regular Adds must be submitted to OGS for prior approval, and must be accompanied by a justification of reasonableness of price. Regular Adds are subject to pre-audit by the Comptroller. If approved, OGS staff will notify Contractor in writing. Contractor may not supply new product offerings until after receipt of OGS approval of the "Regular Add." When Contract pricing is based on GSA prices, the revised prices or prices of new Products must reflect current GSA prices adjusted as necessary for any additional discounts.

c) **SPECIAL ADD** - Contract changes and updates that do not fall within either of the above categories will be processed as "Special Adds". Special Adds are changes that are not specifically covered by the terms of the Contract but inclusion is found to be in the best interest of the State. Contractor must provide a justification of reasonableness of the prices offered and a statement explaining why it is in the best interest of the State to approve the new Products. Special Adds are subject to pre-audit by the Office of the State Comptroller. If approved, OGS staff will notify Contractor in writing. Contractor may not supply new offerings until after receipt of OGS approval of the "Special Add."

SOFTWARE:

It shall be the responsibility of each individual agency to sign any required licensing agreements for the use of software.

PRICE LISTS:

The percentage discount may, at the contractor's option, be increased based on individual orders. (Short term promotional discounts may be offered at any time.) Discounts may be greater, but in no instance may they be lower than those awarded for the LOT. Price list updates are allowed and must be approved by the Office of General Services, as stated in the "Price Change Clause" of this document.

VOLUME DISCOUNTS:

Contractors may offer volume discount(s). Volume discounts may be applied per purchase order and-or cumulatively per customer agency per year. Volume discounts shall be defined and applied as follows: Purchase order volume discounts shall be additional discount(s) applied to individual purchase orders over a specified dollar amount (Option I). Cumulative or aggregated volume discount(s) shall be an additional discount(s) applied to purchases from individual agencies based on aggregated dollar volumes per year (Option II). It is the ordering agency's responsibility to track and monitor the sales volume to ensure they are receiving the appropriate volume discount(s).

CONTRACT PERIOD AND RENEWALS:

It is the intention of the State to enter into a contract for a term of four (4) years as stated herein.

If mutually agreed between the New York State Procurement and the contractor, the contract may be renewed under the same terms and conditions for additional period(s) not to exceed a total contract term of five (5) years.

SHORT TERM EXTENSION:

In the event the replacement contract has not been issued, any contract let and awarded hereunder by the State, may be extended unilaterally by the State for an additional period of up to one month upon notice to the contractor with the same terms and conditions as the original contract including, but not limited to, quantities (prorated for such one month extension), prices, and delivery requirements. With the concurrence of the contractor, the extension may be for a period of up to three months in lieu of one month. However, this extension terminates should the replacement contract be issued in the interim.

WARRANTIES:

See "Warranties" in Appendix B, OGS General Specifications.

EPA ENERGY STAR PROGRAM:

The Federal EPA, in cooperation with manufacturers, continues a program to foster the manufacture of energy efficient equipment. New York State fully supports this effort and requires all products offered to comply with EPA Energy Star guidelines for energy efficiency. The State may discontinue use of and-or delete from contract selected products as mandated by any NYS energy legislation that is enacted during the term of this contract. The contractor shall have no recourse with the State for such discontinuance-deletion.

INTERNET WEBSITES:

The State would prefer and recommends that successful bidders have a designated NYS contract website for end users direct access. This website will be listed under the Contractor information. The website will be the responsibility of the contractor to maintain and keep updated. Changes in product line or pricing must be approved by the New York State Procurement in accordance with any terms included in this bid prior to addition to the website. Hard copy catalog and price lists, either in paper format or electronic format, must be available to all end users who either do not have web access or prefer the optional format.

PRICE SHEETS AND CATALOGS:

Contractor shall be required to furnish, without charge, catalog and price lists identical to those accepted with their bid, including any changes (additions, deletions, etc.) pursuant to the contract, to authorized users which request them. Catalogs and price lists provided must reflect all products excluded from the resultant contract either through the omission of those portions or by obvious indications within the catalogs and price lists.

Catalogs and price lists may be furnished in either hard-copy or electronic format. If available in both formats, they shall be furnished in the format preferred by the requesting authorized user. Upon request the contractor shall assist authorized users in the use of catalogs and price lists.

INSTRUCTION MANUALS:

Simultaneous with delivery, the contractor(s) shall furnish to the authorized user a complete instruction manual for the product and for each component supplied. The manual shall include complete instructions for unpacking, inspecting, installing, adjusting, aligning, and operating the product, together with layout and interconnection diagrams, schematic and wiring diagrams, preventive and corrective maintenance procedures, and complete parts lists, manufacturer's catalog numbers, and ordering information, if applicable.

REPORT OF CONTRACT PURCHASES:

Contractor shall furnish a report containing both state agency and authorized non-state agency contract purchases by the fifteenth of the month following the end of each six month period. In addition to contractor direct sales, contractor shall submit sales information for all resellers, dealers, distributors or other authorized distribution channels, where such contract sales are provided by other than the contractor. Contractors shall verify if each alternate vendor is a NYS Certified Minority (MBE) or Women (WBE) Owned Businesses. Contractors shall verify such status through the Empire State Development Minority and Women Owned Businesses Database web site at: <http://205.232.252.35>.

A separate report shall be provided in the following format for each authorized distribution channel. The sales report form is forwarded to each contractor at time of award for completion in accordance with the contract terms and conditions:

| <u>Item-SubItem Number</u> | <u>Product or Catalog Number</u> | <u>Product-Service Description</u> | <u>Total Quantity Shipped to State Agencies</u> | <u>Total Quantity Shipped to Authorized Non-State Agencies</u> | <u>Total \$ Value</u> |
|----------------------------|----------------------------------|------------------------------------|---|--|-----------------------|
| | | | | | \$ |
| | | | | Grand Total | \$ |

The report is to be submitted to the Office of General Services, New York State Procurement, Tower Bldg., Empire State Plaza, Albany, NY 12242, to the attention of the individual shown on the front page of the Contract Award Notification and shall reference the Group Number, the Award Number, Contract Number, sales period, and contractor's (or other authorized agent) name.

The outlined sales report is the minimum information required. Additional related sales information, such as monthly reports, and-or detailed user purchases may be required and must be supplied upon request.

"OGS OR LESS" GUIDELINES APPLY TO THIS CONTRACT:

Purchases of the products included in the Invitation For Bids and related Contract Award Notification are subject to the "OGS or Less" provisions of Section 163.3.a.v., Article XI, of the New York State Finance Law. This means that State agencies can purchase products from sources other than the contractor provided that such products are substantially similar in form, function or utility to the products herein and are:

1. lower in price
-and-or-
2. available under terms which are more economically efficient to the State agency (e.g. delivery terms, warranty terms, etc.).

Agencies are reminded that they must provide the State contractor an opportunity to match the non-contract savings at least two business days prior to purchase. In addition, purchases made under "OGS or Less" flexibility must meet all requirements of law including, but not limited to, advertising in the New York State Contract Reporter, prior approval of the Comptroller's Office and competitive bidding of requirements exceeding the discretionary bid limit. State agencies should refer to Procurement Council Bulletin "OGS or Less Purchases" for complete procedural and reporting requirements.

State of New York
Office of General Services
NEW YORK STATE PROCUREMENT
Contract Performance Report

Please take a moment to let us know how this contract award has measured up to your expectations. If reporting on more than one contractor or product, please make copies as needed. This office will use the information to improve our contract award, where appropriate. Comments should include those of the product's end user.

Contract No.: _____ Contractor: _____

Describe Product* Provided (Include Item No., if available): _____

*Note: "Product" is defined as a deliverable under any Bid or Contract, which may include commodities (including printing), services and-or technology. The term "Product" includes Licensed Software.

Table with 5 columns: Criteria, Excellent, Good, Acceptable, Unacceptable. Rows include: Product meets your needs, Product meets contract specifications, Pricing.

CONTRACTOR

Table with 5 columns: Criteria, Excellent, Good, Acceptable, Unacceptable. Rows include: Timeliness of delivery, Completeness of order (fill rate), Responsiveness to inquiries, Employee courtesy, Problem resolution.

Comments: _____

_____ (over)

Agency: _____ Prepared by: _____
Address: _____ Title: _____
_____ Date: _____
_____ Phone: _____
_____ E-mail: _____

Please detach or photocopy this form & return by FAX to 518-474-2437 or mail to:

OGS NEW YORK STATE PROCUREMENT
Customer Services, 37th Floor
Corning 2nd Tower - Empire State Plaza
Albany, New York 12242